

**PETERSBURG BOROUGH  
ORDINANCE #2018-19**

**AN ORDINANCE AMENDING PETERSBURG MUNICIPAL CODE SECTION 4.28.020, SALES TAX – DEFINITIONS, TO CLARIFY THAT MARINE PASSENGER SHIP CRUISE TICKET CONTRACTS THAT ARE SUBJECT TO PETERSBURG BOROUGH’S MARINE PASSENGER FEE ARE NOT SUBJECT TO PETERSBURG BOROUGH SALES TAX**

**WHEREAS**, the Marine Passenger Fee was adopted by the Petersburg Borough Assembly on March 5, 2018 with Ordinance #2018-02; and

**WHEREAS**, the effect of sales tax collection on marine passenger ship cruise contracts that would be subject to the Marine Passenger Fee was not clarified in the adopted ordinance; and

**WHEREAS**, the Borough desires a more transparent and streamlined guideline on what taxes and fees are allocated to different sized cruise ships; and

**WHEREAS**, the Borough wishes to encourage future visitors and businesses to the Petersburg Borough.

**THEREFORE, THE PETERSBURG BOROUGH ORDAINS** as follows:

**Section 1. Classification:** This ordinance is of a permanent nature and shall be codified in the Petersburg Borough Code.

**Section 2. Purpose:** The purpose of this ordinance is to clarify that marine passenger ship cruise ticket contracts that are subject to Petersburg Borough’s Marine Passenger Fee are not subject to Petersburg Borough Sales Tax.

**Section 3. Substantive Provisions:** Section 4.28.020, Sales Tax - Definitions, of the Petersburg Borough Municipal Code shall be amended to read as follows:

4.28.020 Definitions.

The definition of “travel and adventure services” is amended as follows. The remaining definitions in Section 4.28.020 are unchanged.

“Travel and adventure services” include, but ~~is~~ **are** not limited to, tours and charters on land and water, guide services, admissions, lectures, transportation services on land and water, and the rental of lodging, aircraft, vehicles, watercraft and equipment, including fishing, boating, camping and other tour or adventure related goods. **Travel and adventure services do not include marine passenger ship cruise ticket contracts, as those terms are defined or used in PMC Section 4.80.020, provided that a marine passenger fee has been paid to the Borough for the cruise under PMC Chapter 4.80.**

**Section 4. Severability:** If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and the application of other persons or circumstances shall not be affected.

**Section 5. Effective Date:** This Ordinance shall become immediately upon passage.

Passed and approved by the Petersburg Borough Assembly, Petersburg, Alaska this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Mark Jensen, Mayor

Attest:

\_\_\_\_\_  
Debra K. Thompson, Borough Clerk

Adopted:  
Noticed:  
Effective: