

CITY OF VALDEZ, ALASKA

ORDINANCE NO. 18-04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, AMENDING TITLE 5, CHAPTER 5.08 ALCOHOLIC BEVERAGES OF THE VALDEZ MUNICIPAL CODE BY AMENDING SECTION 5.08.050 RELATED TO LICENSES AND 5.08.060 RELATED TO HOURS OF OPERATION

WHEREAS, the amendment to Section 5.08.050 will insure that the Valdez Municipal Code will remain in compliance with state law should new legislation be enacted; and

WHEREAS, the amendment to Section 5.08.060 shall reduce the hours of operation of licensed premises in response to citizens concerns with the number of alcohol related offenses in the community.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA that the following amendments are made to Chapter 5.08 of the Valdez Municipal Code:

Section 1. Section 5.08.050 of the Valdez Municipal Code is hereby amended to read as follows:

5.08.050 Limitation on number of licenses.

The number of liquor licenses permitted within the City shall not exceed those permitted under AS 04.11.400.

~~A. There shall be no more than one liquor license of each type authorized in the city for each one thousand five hundred residents or part thereof, according to the most recent census or, if the council deems such census to be no longer accurate due to passage of time or growth in the city, by such reasonable estimate of the population as council may set from time to time. This section shall not be construed to affect authorized and existing licenses at the time of enactment.~~

~~B. Notwithstanding subsection A of this section, the council may, in its discretion, approve the issuance of a license without regard to the quota provisions of this section,~~

~~where it appears that such issuance or transfer will encourage the construction or substantial improvement of a hotel, motel, resort or similar business related to the tourist trade, where the construction or substantial improvement of such hotel, motel, resort or similar business related to the tourist trade results in a minimum accommodation of twenty five rooms. (Ord. 08-10 § 1 (part): prior code § 3-4.1)~~

Section 2. Section 5.08.060 shall be amended to read as follows:

5.08.060 Hours of sale.

No person may consume, sell, offer for sale, give, furnish or deliver any alcoholic beverage on any licensed premises within the city between the hours of three ~~five~~ a.m. to eight a.m. each day of the week. (Ord. 08-10 § 1 (part): prior code § 3-4.2)

Section 3. This ordinance shall take effect immediately upon adoption by the Valdez City Council.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this _____ day of _____, 2018.

CITY OF VALDEZ, ALASKA

Jeremy O'Neil, Mayor

ATTEST:

Sheri L. Pierce, MMC, City Clerk

APPROVED AS TO FORM:

Jon Wakeland, City Attorney
Brena, Bell, & Clarkson, P.C

First Reading:
Second Reading:
Adoption:
Ayes:
Noes:
Absent:
Abstain: