

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 Smith

4 **ORDINANCE 20-14**

5
6 AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA
7 AMENDING HOMER CITY CODE CHAPTER 5.42 SINGLE-USE
8 PLASTIC CARRYOUT BAGS SECTION 5.42.040 EXCEPTIONS TO
9 CHANGE THE DEADLINE FOR PROVIDING SINGLE-USE PLASTIC
10 CARRYOUT BAGS FROM FEBRUARY 14, 2020 TO SEPTEMBER 15,
11 2020.

12
13 WHEREAS, The voters on October 1, 2019 approved the ban of single-use plastic bags;
14 and

15
16 WHEREAS, The enactment of new laws should not create undue burden on those it
17 governs; and

18
19 WHEREAS, The municipality's role is to insure a smooth transition through responsible
20 implementation of new laws; and

21
22 WHEREAS, Many municipalities provide an effective date that reasonably allows for
23 proper transition of newly enacted laws; and

24
25 WHEREAS, The effective date of the bag ban did not allow for seasonal businesses to
26 transition out of their bag stock purchased prior to the effective date of January 1, 2020; and

27
28 WHEREAS, Many businesses buy bags in bulk to reduce costs and improve their bottom
29 line; and

30
31 WHEREAS, The election results and extension request deadline occurred during a time
32 when many of our seasonal business owners are not present or in operation.

33
34 NOW THEREFORE, THE CITY OF HOMER ORDAINS:

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36 Section 1: Homer City Code 5.42.040 Exceptions is amended as follows:

37
38 5.42.040 Exceptions.

39
40 Inventories of single-use plastic carryout bags purchased before January 1, 2020, may continue
41 to be used by sellers and provided to customers after January 1, 2020, until all such inventories
42 of single-use plastic carryout bags are completely used in the course of regular business

43 operations, or ~~February 14~~ **September 15**, 2020, whichever comes first. Sellers providing
44 single-use plastic carryout bags under this exception between January 1, 2020, and ~~February~~
45 ~~14~~ **September 15**, 2020, must be willing and able to provide documentation that such bags
46 were purchased on or before December 9, 2019.

47
48 Section 2: This ordinance is of a permanent and general character and shall be included
49 in the Homer City Code.

50
51 ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this ___ day of _____, 2020.

52
53 CITY OF HOMER

54
55 _____
56 KEN CASTNER, MAYOR

57
58 ATTEST:
59
60 _____
61 MELISSA JACOBSEN, MMC, CITY CLERK

62
63 YES:
64 NO:
65 ABSTAIN:
66 ABSENT:
67
68 First Reading:
69 Public Hearing:
70 Second Reading:
71 Effective Date:

72
73 Reviewed and approved as to form.

74
75 _____
76 City Manager

75 _____
76 Michael Gatti, City Attorney

77
78 Date: _____

77
78 Date: _____