

Presented By:
City Clerk

Action Taken:
Yes
No
Abstain

CITY OF NOME, ALASKA

ORDINANCE NO. O-24-06-08

AN ORDINANCE AMENDING SECTION 3.10.120 OF THE CODE OF ORDINANCES TO PROVIDE FOR MINOR OFFENSE CITATIONS FOR VIOLATIONS OF ORDINANCES REGULATING TAXICABS, BUSES AND VEHICLES FOR HIRE AND MODIFYING THE MINOR OFFENSE FINE SCHEDULE

WHEREAS, Nome has experienced a need to enforce its regulations relating to taxicabs, buses and vehicles for hire; and

WHEREAS, utilization of the minor offense rules of procedure provides an efficient and fair method of enforcement to be accomplished by police officers who are experienced in issuance of citations and appearing in court; and

WHEREAS, transitioning to minor offense citations for violations of Chapter 3.10 of the Nome Code of Ordinances will enhance public safety by ensuring compliance with taxicab, bus and vehicle for hire requirements, including driver qualification standards, vehicle inspection requirements and insurance requirements; and

IT IS HEREBY ORDAINED BY THE NOME COMMON COUNCIL THAT:

Section 1. Classification. This is a Code ordinance.

Section 2. Amendment of Section 3.10.120. Section 3.10.120 of the Code of Ordinances of Nome, Alaska is hereby amended to read as follows [deletions are overstruck, new language is underlined]:

3.10.120 Violation - Penalty.

(a) ~~Any person violating any of the provisions of this chapter is subject to a civil penalty not to exceed five hundred dollars. Each day any violation continues shall be deemed a separate offense. Unless otherwise specified, any violation of this title shall be an infraction, and as such is a noncriminal offense punishable by a fine as set forth in NCO Section 1.20.040, or if no fine is there established, a fine not to exceed five hundred dollars for each offense, plus any surcharge required to be imposed by AS 12.55.039.~~

(b) Where by the terms of this chapter any license, permit or privilege herein granted is revocable for violation of this chapter, such revocation shall be invoked by the city clerk's office upon a finding that the holder thereof has committed a violation of any provision hereof which by its terms specifies revocation as a penalty.

(c) Any licensee who wishes to appeal ~~or contest a civil offense issued a revocation~~ by the city clerk pursuant to this chapter may appeal to the city council as provided in NCO Section 3.10.060. Any licensee aggrieved by a decision of the city council with respect to the revocation or denial of a license may appeal the decision to the Superior Court of Alaska, Second Judicial District at Nome. ~~as an administrative appeal~~.

Section 3. Amendment to Section 1.20.040.

Section 1.20.040 of the Nome Municipal Code is hereby amended to include the following addition to the fine schedule:

Code Section	Offense	Penalty/Fine
3.10.010	Operation without chauffeur's license	\$250
3.10.080	Motorbus license violation	\$250
3.10.090	Taxicab license violation	\$250
3.10.109	Code of conduct violation	\$100

Section 4. Effective Date. This ordinance becomes effective upon adoption.

APPROVED and SIGNED the 28th day of June, 2024.

JOHN K. HANDELAND
Mayor

ATTEST:

DAN GRIMMER
City Clerk