

1<sup>st</sup> Reading: February \_\_, 2022  
2<sup>nd</sup> Reading: February \_\_, 2022

Presented By: Mayor Handeland

Action Taken:  
Yes \_\_\_\_  
No \_\_\_\_  
Abstain \_\_\_\_

## CITY OF NOME

### ORDINANCE NO. O-22-02-09

#### AN ORDINANCE AMENDING CHAPTER 3.05 TO REQUIRE SECURITY AT PACKAGE STORES

**WHEREAS**, the City of Nome (“City”) has experienced a growing issue of intoxicated individuals and individuals consuming alcohol in its public places; and,

**WHEREAS**, the City has considered the impact on local businesses, first responders and local healthcare facilities; and,

**WHEREAS**, the City recognizes that those who are abusing alcohol congregate near package liquor stores, creating disturbances to local businesses, residents, and visitors; and,

**WHEREAS**, state law permits cities to restrict alcohol sales as long as the restrictions do not conflict with Title 4 of the Alaska State Statutes;

**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE NOME COMMON COUNCIL:**

**Section 1. Classification.** This is a Code ordinance.

**Section 2. Amendment of NCO Chapter 3.05.** Chapter 3.05 of the Code of Ordinances of Nome, Alaska is hereby amended with the addition of a new Section 3.05.055 to read as follows:

#### **3.05.055 Security personnel required.**

Every package store licensed under AS 4.11.150 shall employ at least one person whose primary purpose is to ensure order and compliance with the provisions of this chapter. The person shall be on duty during any hours the store is open for business. The person may perform limited functions in addition to security but may not be an employee whose primary purpose is store operation or serving customers. Security personnel must patrol the outside of the package store at least hourly.

**Section 3. Amendment of Section 1.20.040.** Section 1.20.040 of the Code of Ordinances of Nome, Alaska is hereby amended to include the following addition to the fine schedule:

| <b>NCO Section</b> | <b><u>Offense</u></b>       | <b><u>Penalty/Fine</u></b> |
|--------------------|-----------------------------|----------------------------|
| 3.05.055           | Failure to utilize security | \$                         |

**Section 4. Effective Date.** This ordinance is effective thirty (30) days from passage and sunsets two hundred and ten (210) days from passage.

APPROVED and SIGNED the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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JOHN K. HANDELAND, Mayor

ATTEST:

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BRYANT HAMMOND, City Clerk