

**PETERSBURG BOROUGH
ORDINANCE #2021-14**

**AN EMERGENCY ORDINANCE TEMPORARILY SUSPENDING BALER FEES FOR
HOUSEHOLD BALER WASTE DELIVERED TO THE BALER FACILITY**

WHEREAS, Borough Code Chapter 14.12 provides for mandatory household refuse (baler waste) collection, for a fee, using a borough issued refuse can within Service Area 1; and

WHEREAS, during late summer and early fall each year local bear activity increases with bears getting into household refuse cans, sometimes hauling the refuse out of the cans and onto the ground; and

WHEREAS, the increased bear activity is dangerous for residents and sanitation workers; and

WHEREAS, there has been recent bear activity in the area, and the Borough Sanitation Department recently requested that residents keep their household baler waste indoors until their scheduled refuse pick up day to avoid bear encounters; and

WHEREAS, the Borough Assembly would like to provide residents another option, to encourage removal of household waste from residential areas, including where residents may not have indoor storage for their cans; and

WHEREAS, to achieve this goal, the Borough Assembly believes that it is in the best interest of Petersburg residents to temporarily suspend fees, for a sixty (60) day period from the date of adoption of this Emergency Ordinance, for household baler waste delivered to the baler facility during normal business hours by residents who choose to do so; and

WHEREAS, Borough Charter Section 3.03 provides for Emergency Ordinances which in the judgment of the Assembly are necessary for the immediate preservation of the public peace, health or safety. An Emergency Ordinance is repealed by resolution or automatically expires in sixty days; and

WHEREAS, the Borough Assembly believes that the provisions of this ordinance should be adopted immediately, in order to promote and preserve the community's public safety.

THEREFORE, THE PETERSBURG BOROUGH ORDAINS, Section 14.12.150A of the Petersburg Municipal Code is hereby amended as an Emergency Borough Ordinance, to be effective for sixty (60) days unless sooner repealed.

Section 1. Classification: This Emergency Ordinance is of a non-permanent nature and shall not be codified in the Petersburg Borough Code.

Section 2. Purpose: The purpose of this Emergency Ordinance is to temporarily suspend baler fees for household baler waste delivered to the baler facility, due to high bear activity.

Section 3. Substantive Provisions: Section 14.12.150A of the Petersburg Borough Municipal Code shall be amended as follows:

On-site refuse disposal fees shall be temporarily suspended for household baler waste only delivered on-site to the baler facility, for a period of sixty (60) days from the date of adoption of this Emergency Ordinance, unless sooner repealed.

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 and Term: This Ordinance shall be effective immediately upon adoption, and be in effect for a period of sixty (60) days from the date of adoption of this Ordinance, unless sooner repealed.

Passed and approved by the Petersburg Borough Assembly, Petersburg, Alaska this 7th day of September, 2021.

ATTEST:

Mark Jensen, Mayor

Debra K. Thompson, Borough Clerk

Adopted:
Published:
Effective: