

**PETERSBURG BOROUGH
ORDINANCE #2026-20**

**AN ORDINANCE OF THE PETERSBURG BOROUGH ASSEMBLY DELETING CHAPTER 9.08,
FOOD SANITATION, FROM THE MUNICIPAL CODE TO REFLECT BOROUGH INCORPORATION**

Whereas, on January 3, 2013 the Election Division for the State of Alaska certified the election results of the December 18, 2012 incorporation election for the Petersburg Borough, and

Whereas, the certified election confirmed the incorporation of the Petersburg Borough and dissolved the City of Petersburg, and

Whereas, Petersburg Borough Charter, Section 19.06 requires all ordinances, resolutions, regulations, orders and rules in effect for the former City of Petersburg to continue in full force and effect within the Petersburg Borough, Service Area 1, until expressly reaffirmed, revised or repealed by the assembly, and

Whereas, the Petersburg Borough Assembly has determined that Chapter 9.08 of the ordinances of the former City of Petersburg, entitled *Food Sanitation*, is unnecessary in that such matters are charged and prosecuted under State laws, rather than borough ordinances.

NOW, THEREFORE, THE PETERSBURG BOROUGH ASSEMBLY ORDAINS:

Section 1. Classification: This ordinance is of a general and permanent nature and shall be codified in the Petersburg Municipal Code.

Section 2. Purpose: The purpose of this ordinance is to update the language of the municipal code.

Section 3. Substantive Provisions:

- A.** Chapter 9.08, *Food Sanitation*, of the former Petersburg City Code, is hereby repealed in its entirety:

~~Chapter 9.08 – FOOD SANITATION~~

~~Sections:~~

~~9.08.010 – Food service sanitation code adopted.~~

~~The definitions, the inspection of food service establishments, the issuance, suspension and revocation of permits to operate food service establishments, the prohibition of the sale of adulterated or misbranded food or drink, and the enforcement of this chapter shall be regulated in accordance with the unabridged form of the 1962 edition of the "United States Public Health Service Food Service Sanitation Ordinance and Code," one copy of which shall be on file in the office of the city clerk; provided, however, that the words "municipality of _____" in said unabridged form shall be understood to refer to the city; provided further, that in said ordinance all parenthetical phrases referring to grading and subsection H.2.e. shall be understood to be deleted; and provided further, that subsections H.7. and H.8. shall be understood to be deleted.~~

**PETERSBURG BOROUGH
ORDINANCE #2026-20**

~~9.08.020 – Adulteration of food, drink, medicine prohibited.~~

It is unlawful for any person to:

~~A. Adulterate any substance of any kind or character, held or intended for sale, so as to make it injurious to the health of any person eating or drinking the same; or~~

~~B. To sell or offer for sale, within the city, any substance so adulterated, knowing the same to be adulterated; or~~

~~C. To adulterate any drug or medicine held or intended for sale in such manner as to render the same injurious to the health of any person taking the same; or~~

~~D. To knowingly sell or offer for sale, in the city, any adulterated drug or medicine.~~

Section 4. Severability: If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity shall not affect any other provision or application of this ordinance that can be given effect without the invalid provision or application.

Section 5. Effective Date: This ordinance shall become effective immediately upon final passage.

PASSED AND APPROVED by the Petersburg Borough Assembly on this 5th day of October, 2026.

Robert Lynn, Mayor

ATTEST:

Rebecca Regula, Borough Clerk

Adopted:
Noticed:
Effective: