

**PETERSBURG BOROUGH
ORDINANCE #2026-19**

**AN ORDINANCE OF THE PETERSBURG BOROUGH ASSEMBLY DELETING CHAPTER 9.36,
VIOLATION -- PENALTY, 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continue in full force and effect within the Petersburg Borough, Service Area 1, until expressly reaffirmed, revised or repealed by the assembly, and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 9.36, *Violation – Penalty*, containing Section 9.36.010, *Interference with health officer: Violation of health and safety provisions*, which establishes penalties for resisting or interfering with, or failing to comply with lawful orders of, the health officer, is unnecessary in that these matters are now addressed in Chapter 9.04.

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- A.** Chapter 9.36, *Violation – Penalty*, of the former Petersburg City Code, is hereby repealed in its entirety:

~~Chapter 9.36 – VIOLATION – PENALTY~~

~~Sections:~~

~~9.36.010 – Interference with health officer – Violation of health and safety provisions.~~

~~Any person who resists or attempts to resist the entrance of the health officer into any boat, vessel, building, room, lot or other place in this city or waterfront adjacent thereto while in the performance of his duty, or any person who neglects to comply with the lawful orders of the health officer, or resists such health officer in the discharge of his duty, or who violates any of the provisions of Chapters 9.04, 9.12, 9.16, 9.20 (other than Section 9.20.170), 9.24 and 14.08, and sections 9.08.010 and 14.12.010 – 14.12.120, shall be guilty of a misdemeanor, and upon conviction thereof before the municipal magistrate of the city, be punished by a fine of not less than fifty dollars nor more than~~

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~~two hundred dollars, or be imprisoned in the municipal jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the magistrate. This penalty provision shall not pertain to offenses to which Section 9.20.170 applies.~~

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: