

SELDOVIA
CITY COUNCIL

MONDAY
August 26, 2019
6:00 PM



NO CAMPFIRES

REGULAR MEETING
MULTI-PURPOSE ROOM

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**AGENDA FOR A REGULAR MEETING
OF SELDOVIA CITY COUNCIL
COUNCIL CHAMBERS**

**Monday
August 26, 2019
6:00pm**

SWEATT COLBERG CAMPBELL MORRISON ROJAS LETHIN
--

- A. Call to Order & Roll Call:
- B. Pledge of Allegiance:
- C. Excused Absences:
- D. Agenda Approval:
- E. Consent Agenda: *(All items under the Consent Agenda are approved with a single motion, no discussion, and one vote. A Council Member may request to remove an item(s) for discussion and a separate vote.)*
 - 1. Approval of Minutes: Minutes of the Regular Meeting, August 12, 2019
 - 2. Payment Approval Report:
 - 3. Ordinance Introduction:
 - 1. ORDINANCE 20-03 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, AMENDING SECTION 17.04.020(D) BUILDING PERMITS
- F. Mayoral Proclamations:
- G. Public Presentation Prior Notice: (each presenter has up to 10 min)
- H. Public Presentation for Items not on Agenda: (public has 3 min each)
- I. Committee and Advisory Board Reports: (each member has 5 min)
- J. Public Hearings:
 - 1. RESOLUTION 20-04 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELDOVIA APPOINTING ELECTION JUDGES FOR THE REGULAR MUNICIPAL ELECTION TO BE HELD ON OCTOBER 1, 2019
 - a. Presentation by Staff or Council
 - b. Council Discussion
 - c. Public Presentation or Hearing (public has 3 min each)
 - d. Action/Disposition
 - 2. RESOLUTION 20-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA AUTHORIZING ACCEPTANCE OF A RASMUSON FOUNDATION GRANT FOR AN UPGRADE IN PLAYGROUND EQUIPMENT AT LOLLIPOP PARK IN THE AMOUNT OF \$25,000.00
 - a. Presentation by Staff or Council
 - b. Council Discussion
 - c. Public Presentation or Hearing (public has 3 min each)
 - d. Action/Disposition
- K. Unfinished Business:
- L. New Business:
 - 1. Discussion- SMC Chapter 10.06 All-Terrain Vehicles and 10.08 Snowmobiles
 - a. Presentation by Staff or Council
 - b. Council Discussion
 - c. Public Presentation or Hearing (public has 3 min each)
 - d. Action/Disposition
 - 2. Discussion- Special Event Management and Liability on City Property
 - a. Presentation by Staff or Council
 - b. Council Discussion

- c. Public Presentation or Hearing (public has 3 min each)
- d. Action/Disposition

3. Discussion- Water Conservation

- a. Presentation by Staff or Council
- b. Council Discussion
- c. Public Presentation or Hearing (public has 3 min each)
- d. Action/Disposition

M. Administration Reports:

- 1. Treasurer's Report: See Laydown
- 2. City Manager's Report: See Laydown
- 3. Chief of Police Report: See Laydown
- 4. Harbormaster's Report: See Laydown
- 5. Public Works Report: See Laydown

M. Informational Items Not Requiring Action:

- 1. The next Commercial Marine Work Session will be held Wednesday, August 28th, 2019 at 6:00pm.
- 2. Dan Nelson with the Office of Emergency Management will be in Seldovia September 9, 2019 to meet with the community, first responders, and the city council in their regular meeting.

O. Executive Session:

P. Council and Mayor Comments Concerning Items Not on the Agenda:

Q. Next Meeting: The next Regular Meeting will be held on Monday, September 09, 2019 at 6:00 pm

R. Adjournment:

* IF YOU REQUIRE SPECIAL ASSISTANCE TO ATTEND THE MEETING, PLEASE NOTIFY THE CITY OFFICE 24 HOURS IN ADVANCE AND ARRANGEMENTS WILL BE MADE *

Seldovia City Council Regular Meeting August 26, 2019

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Page 30	Water Conservation Notice

NOTES

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**MINUTES FROM A REGULAR MEETING
OF SELDOVIA CITY COUNCIL
COUNCIL CHAMBERS
Monday
August 12, 2019
6:00pm**

COLBERG CAMPBELL MORRISON ROJAS LETHIN SWEATT
--

A. Call to Order & Roll Call: PRESENT: COUNCIL MEMBERS: COLBERG, CAMPBELL- telephonic, MORRISON, ROJAS, LETHIN, and SWEATT

STAFF: CITY CLERK GEAGEL
POLICE CHIEF CUSHMAN

B. Pledge of Allegiance: Held

C. Excused Absences: None

D. Agenda Approval:

ROJAS/SWEATT MOVED TO APPROVE TONIGHT'S AGENDA of AUGUST 12, 2019
VOICE VOTE/UNANIMOUS/MOTION PASSED

E. Consent Agenda: *(All items under the Consent Agenda are approved with a single motion, no discussion, and one vote. A Council Member may request to remove an item(s) for discussion and a separate vote.)*

1. Approval of Minutes: Minutes of the Regular Meeting, July 22, 2019
2. Payment Approval Report:
3. Ordinance Introduction:

SWEATT/ROJAS MOVED TO APPROVE THE CONSENT AGENDA
VOICE VOTE/UNANIMOUS/MOTION PASSED

F. Mayoral Proclamations: None

G. Public Presentation Prior Notice: (each presenter has up to 10 min) None

H. Public Presentation for Items not on Agenda: (public has 3 min each)

LAUREL HILTS, resident- Spoke about the Salmonberry Bakeoff put on by Seldovia Boardwalk Hotel. SVT was having a barbeque on Wednesday the 21st at noon to celebrate elders, for those that were 65 and older. Information would be provided at the event on Medicare and other services. The Labor Day weekend chainsaw carving competition would be extended a day by starting on Wednesday and running through Sunday. The Seldovia Running Club would have a race on Rocky Ridge Trail on Saturday. The chainsaw carving awards would take place on Sunday, then that evening there would be the Guitar Master's Concert. School would begin August 20th.

I. Committee and Advisory Board Reports: (each member has 5 min)

1. KIRK ZINCK, PWSRCAC Board Member- Discussed the annual spring meeting he attended in May. He was able to tour the facility and meet a whole lot of folks, and listened to a presentation by the Commissioner of Natural Resources. He toured a fleet of barges and tugs as escort vehicles and emergency response and a terminal. The terminal was doing a lot of clean up and had been in operation for about 30 years and was projecting another 20 years beyond the expected 30-year lifespan. The terminal had 14 tanks and had shut down a couple of the tanks and were using those tanks now as overflow. Each tank could hold about ½ a million gallons, and was running at about 30% capacity. There was a lot of improvement to make sure spills were addressed, and pipes were being cleaned at the terminals, which was not anticipated but a method had been devised. There was four clean up vessels built specifically to clean up oil and manned 24 hours a day. There were a number of objectives, one was to have a more efficient monitoring system for tides and when to move oil and in out of Prince William Sound and it was stationed out at Jackson Point this spring. There were a number of committees with various objectives. The Education Committee was trying to meet the needs of a wide variety of people, and involving kids. One concern of the Scientific Advisory Committee was the impact of an oil spill on the people and their communities.
ROJAS- Inquired if the board had objectives they set for the year with short term and long-term goals.

2. LAYLA JANDT-PEDERSEN, Cemetery Advisory Board Member- Discussed that the cemetery had \$1824.00 from donations. Their next meeting would be the 19th or 20th of that month and they still need volunteers specially to place crosses one the dirt work was done. They were trying to get the dirt work and crosses done that fall. MAYOR LENT- Commented that the cemetery was looking pretty good and close to 300 crosses had been completed.

3. WALT SONEN, CIRCAC Board Member and the President of the SOS Response Team- Discussed a meeting he attended in Vancouver, Washington to attend the Clean Pacific Conference as a member of the props committee for CIRCAC. It was a three-day conference with different seminars and a tradeshow. Mechanical means were not available for oil spill cleanup on ice, one way to clean up the oil was disbursement which did not work in cold water and does not get rid of oil but disburses it. They had not found anything that combined with oil to get rid of it and mechanical recovery was the best because it took the oil out of the water, but in many cases was not a possible choice. Once oil reaches the beach there were real problems and sometimes disbursements were used to before the oil could reach. CIRCAC just passed their annual review. He reminded people that the full board of CIRCAC would meet in Seldovia on the 6th of September. He discussed as the president of the SOS response team, that there would be a (GRS) Geographic Response Strategy Spill Exercise on all day August 29, 2019 half way up bay. The exercise would involve as many people as possible, plus CISPRI and the DEC who would be there to observe the exercise. Concurrently the Sea Otter Recovery Center would have a demonstration and be fully functional that day with sea life people from Seward there. There was a team in Seward that would rescue sea otters, but not a big scale. In an oil spill event, sea otters would be flown in and there would be technicians there for the animals. The SOS team would have some functions in an event to help set up and tear down and make sure oil was not being tracked in and out. There would need to be at least 10 sea otters before the Sea Otter Recovery Center began operating. There was a facility in Anchorage that could take care of up to 250 birds at a time. MORRSION- Inquired about cold water disbursements and the recovery of sea otters. ROJAS- Asked for clarification of the date and times of the events mentioned.

J. Public Hearings:

1. ORDINANCE 20-01 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA, AMENDING CHAPTER 10.16 PARKING LOT REGULATIONS, SECTIONS 10.16.030 THIRTY DAY PARKING, AND 10.16.040 LONG TERM PARKING- as amended

a. Presentation by Staff or Council

CLERK GEAGEL- Presented Ordinance 20-01 with language as previously discussed.

b. Council Discussion

ROJAS- Spoke in support of Ordinance 20-01.

SWEATT- Inquired if a fee would need to be established that evening.

MORRISON- Clarified where the long-term parking lot was located.

c. Public Presentation or Hearing (public has 3 min each)

WALT SONEN- Inquired about lot location

d. Action/Disposition

ROJAS/SWEATT MOVED TO ADOPT ORDINANCE 20-01
VOICE VOTE/UNANIMOUS/MOTION PASSED

2. ORDINANCE 20-02 AN ORDINANCE ADOPTING THE RECODIFICATION OF THE CODE OF ORDINANCES OF THE SELDOVIA MUNICIPAL CODES

a. Presentation by Staff or Council

CLERK GEAGEL- Presented the ordinance 20-02 and that the code was available to the council on their tablets in the One Drive application.

b. Council Discussion

MORRISON- Inquired if the code was available on the tablet.

SWEATT- Thanked the clerk for her work.

- c. Public Presentation or Hearing (public has 3 min each)
MAYOR LENT called for public comment and none was heard.
- d. Action/Disposition

SWEATT/ROJAS MOVED TO ADOPT ORDINANCE 20-02
VOICE VOTE/UNANIMOUS/MOTION PASSED

K. Unfinished Business: None

L. New Business: None

M. Administration Reports:

- 1. Treasurer's Report: None
- 2. City Manager's Report: None
- 3. Chief of Police Report: None
- 4. Harbormaster's Report: None
- 5. Public Works Report: None

M. Informational Items Not Requiring Action:

- 1. The City Manager will be away from the office August 12, 2019- August 16, 2019 in order to attend the AML Summer Conference.
- 2. The declaration of candidacy filing period for the Regular Municipal Election is now open from August 1st, 2019 to August 15th, 2019 at 4:30pm.

O. Executive Session: None

P. Council and Mayor Comments Concerning Items Not on the Agenda:

COLBERG- Thanked everybody for coming, the public for their reports, and the staff for their hard work

CAMPBELL-Thanked everybody.

MORRISON-Thanked everybody for showing up and spoke in appreciation and thanks of Laurel for being very informative of what was happening in town.

ROJAS- Thanked everybody for attending and helping out. She spoke to the planning commission meeting that she attended and complimented them on their great duties. One planning commissioner was still needed.

LETHIN-Thanked everyone for attending and for the short meeting.

SWEATT-Thanked everyone for coming and for updating the council with their committee reports and the she thanked the clerk for all her hard work. She inquired about having another work session for the Commercial Marine District.

MAYOR LENT- Thanked everyone.

Q. Next Meeting: The next Regular Meeting will be held on Monday, August 26, 2019 at 6:00 pm

R. Adjournment:

ROJAS/COLBERG MOVED TO ADJOURN AT 6:35 PM
NO OBJECTION/MOTION PASSED

I certify the above represents accurate minutes of City of Seldovia Council meeting of August 12, 2019.

Heidi Geagel, City Clerk

Approved by Council _____

**CITY OF SELDOVIA
ORDINANCE 20-03**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA,
AMENDING SECTION 17.04.020(D) BUILDING PERMITS**

SECTION 1. CLASSIFICATION: This ordinance is permanent in nature and shall become a part of the Municipal Code of the City of Seldovia.

SECTION 2: SEVERABILITY: If any provision of this ordinance or any application thereof to any person or circumstances is held invalid, the remainder of this ordinance and the application to another person or circumstances shall not be affected thereby.

SECTION 3. ENACTMENT: AMENDING SECTION 17.04.020(D) BUILDING PERMITS BY REMOVING LANGUAGE IN ~~STRIKEOUT~~ AND ADDING LANGUAGE IN **HIGHLIGHT** TO READ AS FOLLOWS::

17.04.020 Building Permits. A. Required. No person shall make any exterior structural change in or addition to any building, or construct any new building or structure, exempting unattached structures of one hundred square feet or less, within the city without first securing a building permit. Decks and docks to be constructed into a body of water or intertidal zone shall require a Seldovia building permit and all applicable permits Violation of this section shall be subject to the fine listed in the fine schedule in Section 1.08.040 of this Code. A form is available at the city office if an individual questions whether or not a building permit is required. A verbal response from city staff or individual Seldovia Planning and Zoning Commission members to build without a permit is not acceptable. A written response containing reasons why the individual is exempt from building permit requirements must be obtained from the official who interprets the code. (Ord. 16-06; Ord. 17-06)

B. Application Fee. Upon receipt of a one hundred dollar fee (\$100.00), a permit application shall be issued by the City Clerk. If the plan or description of the proposed construction is approved by the Seldovia Planning Commission, or the City Manager, and would not violate any ordinance or regulation of the City or any governmental agency, a building permit will be issued. If a building permit is denied and the applicant re-submits the application with changes to Planning Commission, the one hundred dollar (\$100) application fee must be paid again. For other than houses; workshops, garages and sheds under 400 square feet; pay the fee of fifty dollars (\$50) for the building permit. No fee is required for 100 square feet or less. (Ord. 97-5 Sec. 2 (part), 1997; prior code Sec. 5.020; Ord 10-05 Sec 1, 2010)

C. Late Fees. If construction and/or development requiring a building permit, (as defined in part A of this section), commences before obtaining a building permit, a fifty-dollar late fee will be charged in addition to the regular building permit application fee, and/or a daily fee of ten dollars will be levied for each day that a building permit is not on file at the City Office. The City Manager or appointed staff shall determine the late fee.

D. ~~Time Limit for Commencement~~. If the project has not commenced within one year (365 days) of the permit issue date, or if the work has stopped for a period of one year (365 days) at any time after work has commenced, the permit becomes null and void and a new building permit must be applied for. Building permits are valid for two years (760 days) from the permit issue date, projects that need longer than two years for completion must complete a new building permit or may be granted a one-year extension at the discretion of the city manager. (Prior code Sec. 5.020; Ord. 89-13; Ord. 97-05; Ord. 00-07)

SECTION 4. EFFECTIVE DATE. This ordinance becomes effective upon its adoption by the City Council.

ADOPTED by a duly constituted quorum of the City Council of the City of Seldovia, Alaska this ____ day of _____, 2019.

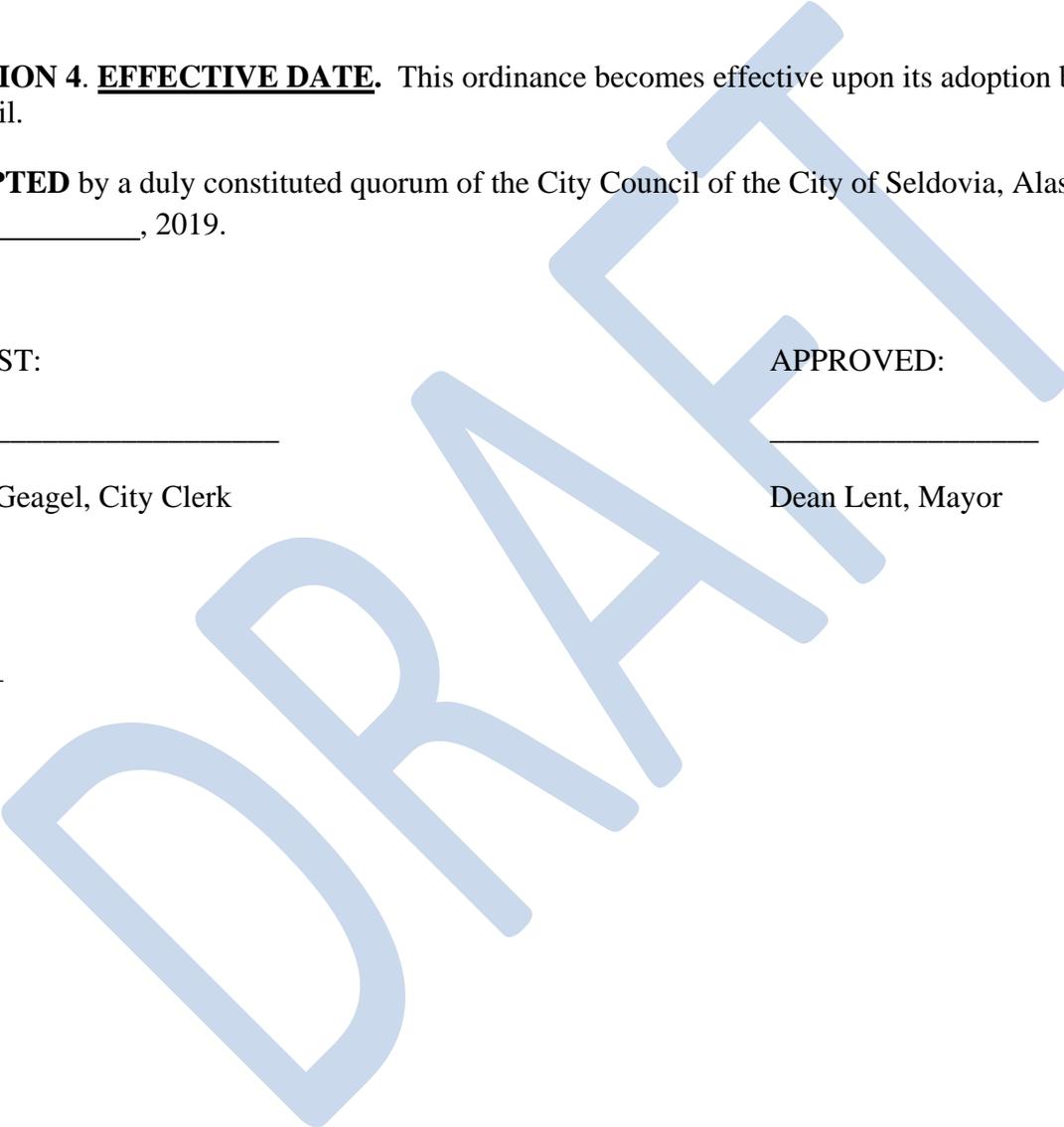
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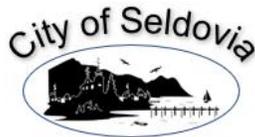
Heidi Geagel, City Clerk

APPROVED:

Dean Lent, Mayor

Vote:
Colberg-
Campbell-
Morrison-
Rojas-
Lethin-
Sweatt-





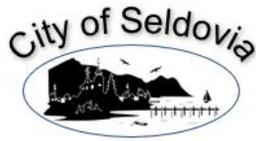
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P.O. Drawer B Seldovia, Alaska 99663 Phone: (907) 234-7643, Fax: (907) 234-7430 email: cityclerk@cityofseldovia.com

Building Permit Application Frequently Asked Questions

- 1. Do I need a building permit?** Title 17 of the Seldovia Municipal Code states that building permits are needed for “any exterior structural change in or addition to any building, or construction of any new building or structure, exempting unattached structures of 100 square feet or less,” anywhere within the city limits or at the airport. This includes the addition of walkways, decks, wall bump-outs, stairways, or any other modification to a structure that affects the lot coverage.
- 2. Is there a building code that applies to my project?** Yes. Title 17 also establishes a building code, electrical code, plumbing code, mechanical code, building efficiency standards, and a fire prevention code that all construction within the city must meet.
- 3. Will my building project be inspected?** Who will be checking up on my compliance with the codes? The city does not employ a building inspector. This is why you are required to submit your plans to Planning & Zoning for review of your code compliance. The city manager is charged with enforcement of the city ordinances, and penalties exist for violations. Your lending institution may require inspections by a certified ICBO inspector.
- 4. What other city regulations does my building project have to comply with?** Title 18 of the Seldovia Municipal Code establishes the city zoning codes. These regulate location and use of all buildings within the city. It is the responsibility of the landowner to review these codes and insure that his planned project is in compliance. Copies are available in the city office.
- 5. What restrictions or requirements apply to my project?** These restrictions and requirements are spelled out in Title 18. There is a Building Permit Application Checklist in your permit package that will help you review them.
- 6. Will I need a survey?** No. The City of Seldovia does not require a survey, but you are responsible for siting your project accurately on your lot. You may be required to move or remove a structure that is in violation. Your lending institution may require an as-built survey.

7. **Do I need architectural drawings or blueprints?** No, you do not need professionally prepared drawings. You may prepare the required drawings yourself, so long as they cover all the specified aspects of your project. The state does have separate regulations requiring professional certified plans that apply to commercial structures, and Planning & Zoning will not consider a commercial application until state regulations are met. Your lending institution may require professional, and/or certified plans.
8. **Where can I get help with my application?** The place to start is at the city clerk's office. The clerk will provide you with an application package and information concerning building codes and zoning ordinances. You are always welcome to submit your questions to Planning & Zoning at their monthly meetings while you are still in the planning phases of your project. P&Z would far rather work with you to help you comply with the laws than to have to turn down your application.
9. **What if I'm in a hurry due to weather/materials/logistics and I have to start my project before I can get a permit?** Your building permit application should be part of your long-range construction planning. You are responsible for obtaining the permit before you begin, and penalties exist for building without it.
10. **Won't submitting this permit application raise my taxes?** No. The Borough has its own procedures for identifying new construction, and they review projects within the city annually on their own.
11. **I'm not going to fill in all the parts of the forms 'cause this is just Seldovia and you guys already know the answers. Okay?** No. Incomplete applications cannot be reviewed in a timely manner by Planning & Zoning, which will result in approval delays and may cost you a reapplication fee. It really is more efficient to fill it all in correctly the first time.



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BUILDING PERMIT APPLICATION

FEE: \$100.00

FEE: \$50.00 for buildings under 400 square feet, no fee for buildings under 100 square feet

OWNER'S INFORMATION (Owner of Record Per KPB Records)

Owners name: _____

Owners phone: _____

Owners mailing address: _____

E-mail address: _____

CONTRACTOR'S INFORMATION

Owner is the Builder *If the owner is builder skip the 'Contractor's Information' Section*

Contractors Name: _____

Contractors Phone Number: _____ License Number: _____

Email Address: _____

LOCATION OF THE STRUCTURE

Structure Address: _____

Lot: _____ Block: _____ Subdivision: _____

Parcel #: _____ Zone: _____

Is this a Residential or Commercial Structure: _____

TYPE OF PROJECT

What type of project is this:

New Construction *(a new building/structure over 100 sf, not connected to any other structure of the property)*

OR:

Addition

Deck

Other *(includes remodels, alterations, relocations, etc.)*

Project Description: _____

Value of Project: _____

Construction Material: _____ Total sf. of Structure: _____

No. of Stories: _____ No. of Dwelling Units: _____

No. of Off-Street Parking Spaces: _____

ADDITIONAL INFORMATION

Will this project include a:

- Driveway- *driveways require a separate permit*
- Construction in the Right-of-Way- *construction in a right-of-way requires a separate permit*

Water and Sewer Connections are required before a structure is occupied if the property location is within 200' of the Public System, check one of the following:

- Water and Sewer will be included with the project – *water connection requires a separate permit*
- Water and Sewer is already at the location
- Water and Sewer is not required because the structure will not be for occupancy (*commercial or residential*)

PROJECT TERMS

Work under your building permit must start within 365 days of permit issuance or it will expire and a new permit must be obtained. In order to keep your permit valid, your work must continue so that there is not a lapse of over 365 days when no on-site work is accomplished. Building permits are valid for two years (760 days) from the permit issue date, projects that need longer than two years for completion must complete a new building permit or may be granted a one-year extension at the discretion of the city manager.

Anticipated Construction Start Date: _____
Anticipated Construction End Date: _____

By signing below, I certify each of the following:

- I am the property owner or authorized to act on the property owner's behalf
- I have read this application and the information I have provided is correct
- I agree to comply with all applicable city and borough ordinance and state laws relating to building construction
- All building, electrical, plumbing, mechanical, energy efficiency and fire codes of the City of Seldovia shall be met.

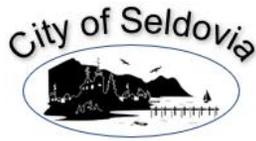
SIGNATURE

DATE

FOR CITY USE ONLY

DATE RECEIVED: _____
RECEIVED BY: _____
DATE TO BE COMPLETED BY: _____

RECEIPT NO: _____
APPROVED: _____ DENIED: _____
DATE: _____



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BUILDING PERMIT APPLICATION

Required Drawings: The following list indicates the minimum number and type of drawings that must be submitted with your application. Failure to submit these drawings with your application may result in delays in the permit process and possible additional fees.

1. A map of the lot location in the city (Available at the City Office or online at <http://mapserver.borough.kenai.ak.us/kpbmapviewer>)
2. A lot plot showing all of the following:
 - Actual lot size and shape
 - Location of proposed construction
 - Location of required parking spaces
 - Location of existing structures on the site
 - Dimensions of structures and proposed construction
 - Setback dimensions from all property lines
3. A floor plan of the construction which clearly indicates the proposed use of the structure

Recommended Drawings: The following list depicts drawings that you may submit in order to provide additional information on the proposed construction. Furnishing these additional details may help prevent delays in processing your application.

1. Plan views of the proposed construction/building showing front, side, and rear views
2. Construction details which identify the type of materials and technique of the project
3. Drawings which detail any other aspect of building code compliance

INSTRUCTIONS TO APPLICANTS

Please provide the following information in the space below:

Actual lot size

Location of proposed construction

Dimensions of all buildings & proposed construction

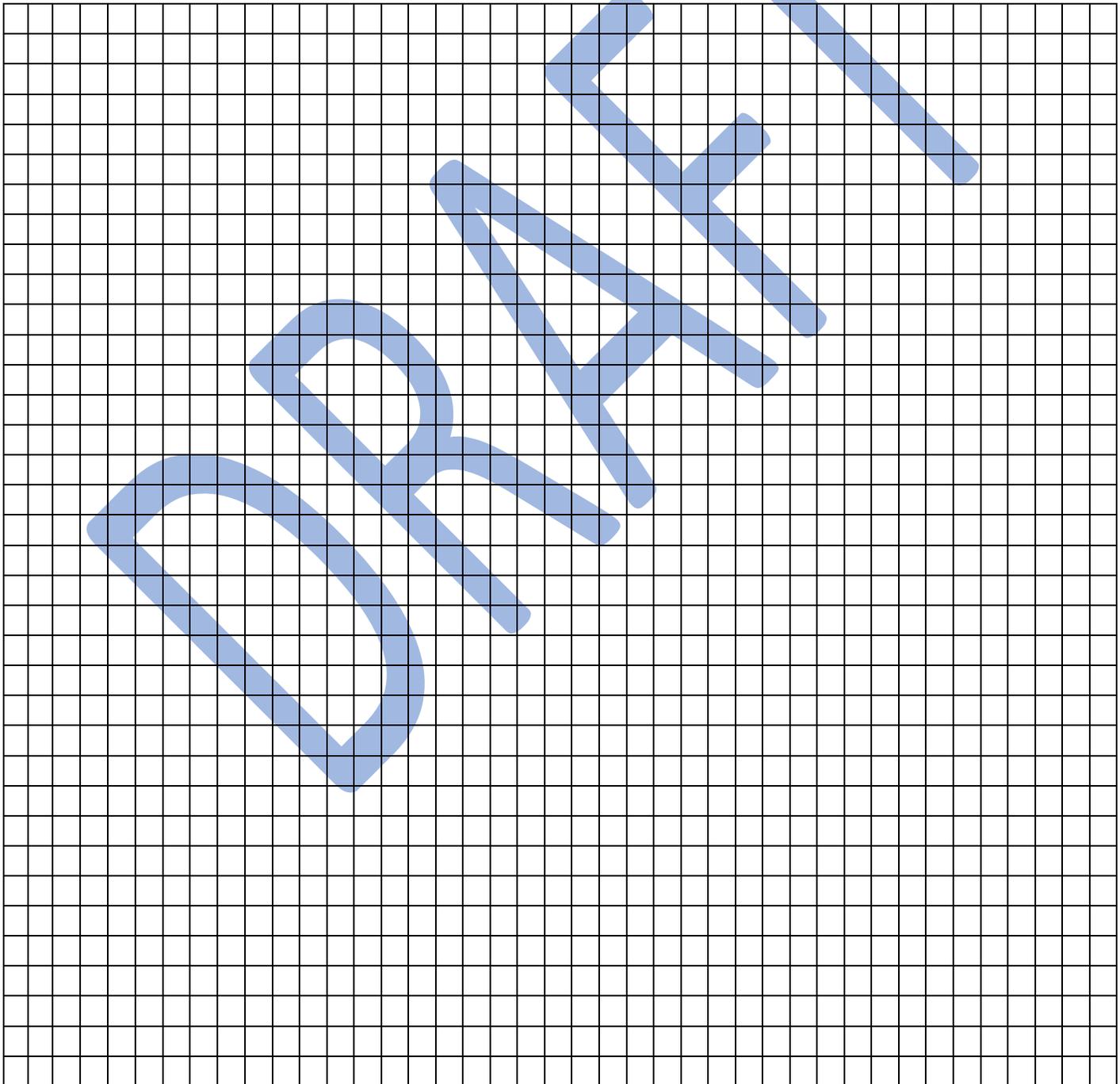
Location of existing building on site

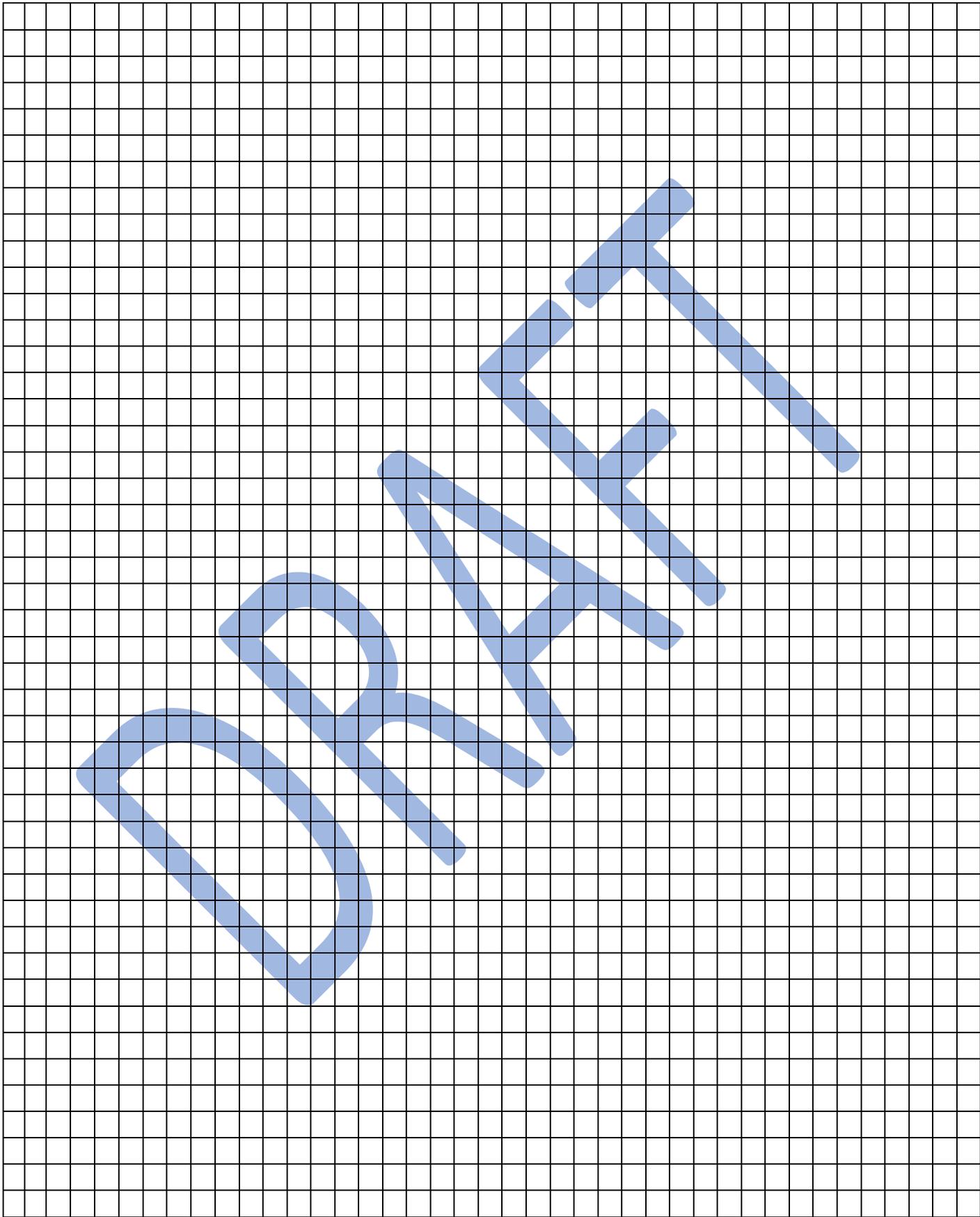
Location of required parking spaces

Setback dimensions from all property lines

Area of site occupied by buildings: _____

Graph square are 5' x 5' or 1"=20'





**CITY OF SELDOVIA
RESOLUTION 20-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SELDOVIA APPOINTING ELECTION JUDGES FOR THE REGULAR
MUNICIPAL ELECTION TO BE HELD ON OCTOBER 1, 2019**

WHEREAS, the regular election will be held on October 1, 2019; and

WHEREAS, an election chairman, two (2) judges are appointed by the City Council by resolution;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Seldovia appoints the following to serve as Chairman, Election Judges and Alternate Judge for the Regular Election to be held on October 1, 2019:

<u>Christine Kashevarof</u>	-Chairman/Judge
<u>Kathy Giles</u>	-Judge
<u>Greg Wolfer</u>	-Judge
<u>Jennifer Swick</u>	-Alternate

PASSED AND APPROVED by a duly constituted quorum of the City Council of the City of Seldovia, Alaska this 26th day of August 2019.

ATTEST:

APPROVED:

Heidi Geagel, City Clerk

Dean Lent, Mayor

**CITY OF SELDOVIA
RESOLUTION 20-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA
AUTHORIZING ACCEPTANCE OF A RASMUSON FOUNDATION GRANT FOR AN
UPGRADE IN PLAYGROUND EQUIPMENT AT LOLLIPOP PARK IN THE AMOUNT
OF \$25,000.00**

WHEREAS, Lollipop Park is a children’s park centrally located along Main Street in Seldovia that is heavily visited by the children of the community and visitors alike; and

WHEREAS, Lollipop Park promotes Seldovia’s small town values of community, trust, safety and fun by nurturing and supporting the youth of the community and their quality of life through providing a fun safe space for play and exercise; and

WHEREAS, Lollipop Park was established several decades ago by Jack English who donated the original land to ensure children had a safe, fun place to play in Seldovia; and

WHEREAS, since the park’s establishment several entities and individuals in the community have donated and raised funds to purchase and install equipment in the park; and

WHEREAS, with heavy use and time some equipment is in need of replacement and is no longer able to be maintained and repaired; and

WHEREAS, the update and replacement of playground equipment for Lollipop Park supports Seldovia’s mission to provide a safe and secure environment for citizens to live and work.

NOW THEREFORE: BE IT RESOLVED THAT: the City Council of the City of Seldovia authorizes acceptance of a Rasmuson Foundation grant for an upgrade in playground equipment at Lollipop Park in the amount of \$25,000.00.

PASSED AND APPROVED by a duly constituted quorum of the City Council of the City of Seldovia, on this 20^h day of August, 2019.

ATTEST:

APPROVED:

Heidi Geagel, City Clerk

Dean Lent, Mayor

CITY OF SELDOVIA

ORDINANCE 20-XX

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELDOVIA, ALASKA,
AMENDING CHAPTER 10.06 ALL-TERRAIN VEHICLES TO OFF-ROAD VEHICLES AND
REPEALING CHAPTER 10.08 SNOWMOBILES**

SECTION 1. CLASSIFICATION. This ordinance is permanent in nature and shall become a part of the Municipal Code of the City of Seldovia.

SECTION 2. AMENDING TITLE 10.06 ALL-TERRAIN VEHICLES BY REMOVING LANGUAGE IN STRIKEOUT AND ADDING LANGUAGE IN HIGHLIGHT TO READ AS FOLLOWS:

**Title 10
Vehicles and Traffic**

Chapters:

- 10.04 State Law Adopted
- 10.06 All-Terrain **Off-Road** Vehicles
- ~~10.08 Snowmobiles~~
- 10.10 Areas Off-Limits to Vehicles
- 10.12 City Heliport
- 10.14 Cleated Vehicles
- 10.16 Parking Lot Regulations
- 10.18 Miscellaneous Stopping, Standing and Parking

Chapter 10.06
~~All-Terrain~~ **Off-Road** Vehicles

Sections:

- 10.06.010 Definitions.
- 10.06.015 Traffic Rules.**
- 10.06.020 ~~Actions required.~~ **Equipment.**
- 10.06.025 Helmets.**
- 10.06.030 Actions prohibited.

10.06.040 Reporting accidents.

10.06.050 Parental and guardian responsibility.

10.06.010 Definitions. A. ~~"All terrain vehicles"~~ means any motor driven vehicle equipped with wheels that can be driven on any terrain. ~~Go-Karts and Odyssey type vehicles and vehicles with a center of gravity below the wheel axle are included.~~ "Off-road vehicle" means any vehicle not authorized for travel or operation on a public roadway according to state law or regulations, including; 3-wheel and 4-wheel ATV's, Go-Karts and Odyssey type vehicle, vehicles with a center of gravity below the wheel axle, dirt bikes, motor bikes, and snowmobiles.

B. "Operator" shall be any person at the control or directly responsible for actions of said All-Terrain **off-road** vehicles.

C. "Heedless" means not taking heed, inattentive, unmindful, careless, unobservant. This shall include but not necessarily be limited to performing stunts on a public way (i.e. wheelies, spinning brodies, driving two (2) or more abreast) (Ord. 83-15 Sec. 1, 1983, Ord. 83-16, 1983, Ord. 89-6 Sec. 2, 1989)

10.06.015 Traffic rules. Off-road vehicles shall observe all traffic rules set forth in the ordinances of the city for the operation of motor vehicles, and the laws of the State of Alaska, except that no off-road vehicle may be operated on any public street at a speed greater than fifteen miles per hour, and except as to provisions of the traffic regulations, statutes and ordinances which by their nature have no application.

A. An off-road vehicle may not be operated on the roadway of a state highway, but may be operated on the shoulder or on a path adjacent to the roadway of a state highway, provided the off-road vehicle is driven three feet or more from the extreme edge of the roadway.

B. Off-road vehicles may not be operated two abreast on the roadway city or borough street but shall proceed in single file.

C. A person operating an off-road vehicle on the roadway of a city or borough street shall drive as near to the extreme right side of the roadway as practicable and shall exercise due care when passing a standing vehicle or one proceeding in the same direction when the driver of the motor vehicle gives audible signal.

D. An off-road vehicle may cross a highway only after stopping and when traffic on the roadway allows crossing in safety. (Ord. 74-30 Sec. 3, 1974)

10.06.020 ~~Actions required.~~ Equipment. Off-road vehicles operated within the city must be equipped with:

A. Brakes adequate to the movement of and to stop and to hold the vehicle under normal conditions of operation;

B. At least one head lamp so aimed and of sufficient intensity, to reveal persons and objects at a distance of at least one hundred feet ahead during the hours of darkness under normal atmospheric conditions;

C. A throttle which, when released by the hand, will return the engine speed to idle;

D. An exhaust muffler in good working order and does not emit excessive noise and create a nuisance except at the operator's option when participating in an event permitted under AS 05.35.

E. At least one rear lamp exhibiting a red light plainly visible from a distance of 500 feet to the rear during the hours of darkness;

F. An operator with a valid driver's permits or license. AS.28.15.051

G. Registered by state and displayed. A current registration issued by the State of Alaska; and

H. Operation to and from a destination. Proof of current vehicle insurance to include liability for property damage.

I. Shall be driven on extreme right in single file, and in accord with all vehicle regulations.

J. Must have headlight, tail lights, throttle return spring, stock mufflers, and mud flaps.

K. Must be ten (10) horsepower or higher.

G. Proper hand signals shall be used.

H. Headlights shall be on at all times while operating vehicles on the roadway system. (~~Ord. 83-15 Sec. 1, 1983; Ord 89-6 Sec. 2, 1989~~)

10.06.025 Helmets. Persons 18 years of age and under operating an off-road vehicle within the city must wear a helmet which meets safety standards set by the Federal Motor Vehicle Safety Standard 218.

10.06.030 Actions prohibited.

- A. Operation at speeds in excess of fifteen (15) miles per hour.
- B. Operation on private property, unless authorized by the owner.
- C. Operation in a heedless or erratic manner: in a manner so as to cause fear or anxiety in others: or in a manner detrimental to the common good of the City of Seldovia. (Ord. 83-15 Sec. 1, 1983, 83-16, 1983)

10.06.040 Reporting accidents. The operator of an all-terrain off-road vehicle involved in an accident resulting in injury to, or death of a person, or property damage other than to his vehicle, the estimated amount of which is one hundred dollars or more, shall immediately, by the quickest means of communicating, give notice of the accident to the nearest city policeman or state trooper. (Ord. 83-15 Sec. 1, 1983)

10.06.050 Parental and guardian responsibility. When a person under the age of 18 years violates any part of this ordinance, his parent or guardian is also in violation if,

- A. The parent or guardian knowingly allows the violation to take place or,
- B. The parent or guardian fails to take reasonable precautions to prevent the violation. (Ord. 83-15 Sec. 1, 1983)

~~Chapter 10.08 Snowmobiles~~

~~Sections:~~

- ~~10.08.010 Definitions.~~
- ~~10.08.020 Operator's license.~~
- ~~10.08.030 Traffic rules.~~
- ~~10.08.040 Equipment required.~~
- ~~10.08.050 Reporting accidents~~ ~~10.08.060~~
- ~~Parental responsibility.~~

~~**10.08.010 Definitions.** "Snow vehicle" means any motor driven vehicle equipped with skis, and designated to operate over snow.~~

~~"Operator" shall be any person at the controls or directly responsible for the actions of said snow vehicle. (Ord. 74-30 Sec. 1, 1974)~~

~~10.08.020 Operator's license.~~ Any person who operates a snow vehicle on the Seldovia city streets must have a valid operator's license issued by the state of Alaska. (Ord. 74-30 Sec. 2, 1974)

~~10.08.030 Traffic rules.~~ Snow vehicles shall observe all traffic rules set forth in the ordinances of the city for the operation of motor vehicles, and the laws of the State of Alaska, except that no snow vehicle may be operated on any public street at a speed greater than fifteen miles per hour, and except as to provisions of the traffic regulations, statutes and ordinances which by their nature have no application.

E. A snow vehicle may not be operated on the roadway of a state highway, but may be operated on the shoulder or on a path adjacent to the roadway of a state highway, provided the snow vehicle is driven three feet or more from the extreme edge of the roadway.

F. Snow vehicles may not be operated two abreast on the roadway city or borough street but shall proceed in single file.

G. A person operating a snow vehicle on the roadway of a city or borough street shall drive as near to the extreme right side of the roadway as practicable and shall exercise due care when passing a standing vehicle or one proceeding in the same direction when the driver of the motor vehicle gives audible signal.

H. A snow vehicle may cross a highway only after stopping and when traffic on the roadway allows crossing in safety. (Ord. 74-30 Sec. 3, 1974)

~~10.08.040 Equipment required.~~ A snow vehicle is required to contain the following equipment:

I. Brakes adequate to the movement of and to stop and to hold the vehicle under normal conditions of operation;

J. At least one head lamp so aimed and of sufficient intensity, to reveal persons and objects at a distance of at least one hundred feet ahead during the hours of darkness under normal atmospheric conditions;

K. A throttle which, when released by the hand, will return the engine speed to idle;

L. An exhaust muffler in good working order except at the operator's option when participating in an event permitted under AS 05.35.

M. A snow vehicle which is operated upon or along a highway during the hours of darkness, other than to cross, shall have a red lamp on the rear cowling mounted which shall emit a red light plainly visible from a distance of one thousand feet to the rear.

- a. ~~A tail lamp on a snow vehicle shall be located at a height of not more than seventy two inches nor less than fifteen inches.~~
- b. ~~And a red reflector on the rear cowling which shall be mounted on the snow vehicle at a height of not less than fifteen inches nor more than sixty inches and shall be of such size and characteristics and mounted so as to be visible between six hundred and one hundred feet from the vehicle. (Ord. 7430 Sec. 4, 1974)~~

~~**10.08.050 Reporting accidents.** The operator of a snow vehicle involved in an accident resulting in injury to, or death of a person, or property damage other than to his snow vehicle the estimated amount of which is one hundred dollars or more, shall immediately, by the quickest means of communicating, give notice of the accident to the nearest city policeman or state trooper. (Ord. 74 30 Sec. 5, 1974)~~

~~**10.08.060 Parental responsibility.** A parent of a child or the guardian of a ward may not authorize or knowingly permit his child or ward to violate a provision of Sections 10.08.010 through 10.08.050. (Ord. 74 30 Sec. 6, 1974)~~

SECTION 3. EFFECTIVE DATE. This ordinance becomes effective upon its adoption by the City Council.

ADOPTED by a duly constituted quorum of the City Council of the City of Seldovia, Alaska this ____ day of _____, 2019.

ATTEST:

Heidi Geagel, City Clerk

APPROVED:

Dean Lent, Mayor

Vote:
Colberg-
Campbell-
Morrison-
Rojas-
Lethin-
Sweatt-

STATUTE

13 AAC 02.455 OPERATION ON HIGHWAYS AND OTHER LOCATIONS. (A) a snowmobile or an off-highway vehicle may be driven on the roadway or shoulder of a highway only under the following circumstances:

- (1) when crossing a highway as provided in (f) of this section, or when traversing a bridge or culvert on a highway, but then only by driving at the extreme right-hand edge of the bridge or culvert and only when the traverse can be completed with safety and without interfering with other traffic on the highway.
- (2) When use of the highway by other motor vehicles is impossible because of snow or ice accumulation of other natural conditions or when the highway is posted or otherwise designated as being open to travel by off-highway vehicles.
- (3) When highway driving is authorized by an authority having jurisdiction over the highway, but only in accordance with restrictions which may be imposed by that authority with regard to highway use; or
- (4) When driving on the right-of-way of a highway which is not a controlled-access highway, outside the roadway or shoulder, and no closer than three feet from the nearest edge of the roadway; night driving may be only on the right-hand side of the highway and in the same direction of the highway motor vehicle traffic in the nearest lanes of the roadway; no person may drive an off-highway vehicle within the area dividing the roadways of a divided highway, except to cross the highway as provided in (f) of this section.
 - (f) A snowmobile or an off-highway vehicle may make a direct crossing of a highway if:
 - (1) the crossing is made approximately at a right angle to the highway and at a

location where visibility along the highway in both directions is clear for a sufficient distance to assure safety, and the crossing can be completed safely and without interfering with other traffic on the highway, and;

- (2) the vehicle is brought to a complete stop before crossing the shoulder or roadway, and the driver yields the right-of-way to all traffic on the highway.
- (f) No snowmobile or other off highway vehicle may cross or travel on a sidewalk, a location intended for pedestrian or other non-motorized traffic, an alley, or a vehicular way or area which is not open to snowmobile or off-highway vehicle operation, except as provided in (f) of this section. (Eff. 12/31/69, Reg. 31; am 7/23/70, Reg. 35; am 6/28/79, Reg. 70)

VIOLATIONS

Snowmobile/Off Highway Vehicle	
AS 28.39.010	20
Failure to Display Snowmobile Numbered Registration Decal	
AS 28.39.040(c)	20
Failure to Carry Snowmobile Certificate of Registration or Provide Identifying Information	
AS 28.39.040(I)	MAND/CR
Snowmobile and Other Off-Highway Vehicle Violations	
13 AAC 02.445	20
Snowmobile and Other Off-Highway Vehicle Operation on Highways and Other Locations	
13 AAC 02.455(a-g)	20
Snowmobile/Off Highway Vehicle Lights and Reflectors	
13 AAC 04.400(a-b) Corr/30	
Snowmobile/Off Highway Vehicle Brakes	
13 AAC 04.410	Corr/60
Snowmobile/Off Highway Vehicle Throttle	
13 AAC 04.410	Corr/60
Snowmobile/Off Highway Vehicle Muffler/ Emission Controls	
13 AAC 04.415(a-b) Corr/50	
Snowmobile/Off Highway Vehicle Other Equipment	
13 AAC 04.420(a-b) Corr/30	

Created by Barbara Roper, AST Soldotna
Funded by Alaska Highway Safety Office
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Alaska's

ATV

(ALL TERRAIN VEHICLES)

Law



ALASKA'S ATV LAW (ALL TERRAIN VEHICLES)

OFF ROADWAY FUN

Many Alaskan's enjoy riding 3-Wheel and 4-Wheel ATVs (All Terrain Vehicles) because they allow access to many remote areas all year long. Over mountains, trails, through swamps and tundra, across streams, and in hard packed snow, these off highway vehicles excel.

They come in different models, makes, colors, engine sizes and, of course, the manufacturers promise that his is the best work and recreational vehicle available.

There is also the instruction that the vehicle is for OFF-ROAD USE ONLY.

REGISTRATION

Alaska Statute 28.10.011 requires all motor vehicles driving "upon a highway or other public parking place" shall be registered. However, ATVs do not comply with Federal Department of Transportation standards for tires and rims. No ATV on the market today meets federal emission standards since no manufacturer has applied for such.

Therefore, they are deemed unsafe for road use and cannot be registered as motor vehicles.

SNOW VEHICLES

A vehicle with low pressure tires, (3-wheel and 4-wheel ATVs) may qualify as a snow vehicle. Such vehicles are required to be registered the same as snowmobiles (AS.05.30.120). This statute will permit you to have your ATV registered to prevent theft but does not mean it is licensed. Under Alaska Statute 05.30.010, a person may not operate a snow vehicle off his private property unless the snow vehicle has been registered with the Division of Motor Vehicles.

AS 28.10.421 (Alaska Statutes) provides for a 2 year registration fee of \$10.00.

Required equipment is outlined in 13 AAC 04.400 through 420 and refers to brakes, head lamps, throttle, and exhaust muffler.

RESPONSIBILITY

Alaska Statutes 28.35.050 through 080 are general provisions for snow vehicles which direct procedures for accident reporting, penalty and the definition of snow vehicles.

Section 05.90.001 gives guidelines for operating snow vehicles on state highways for special racing events.

Under the Administrative Code, parents can be cited for allowing their children to violate any of the snow vehicle and off highway vehicle sections.

Just remember, reckless driving with off roadway vehicles is an arrestable offense. You could be charged with trespassing if you ride on private property without permission. Any damages resulting may constitute criminal mischief and you are held criminally liable. Loud mufflers in residential areas bring complaints of disorderly conduct.

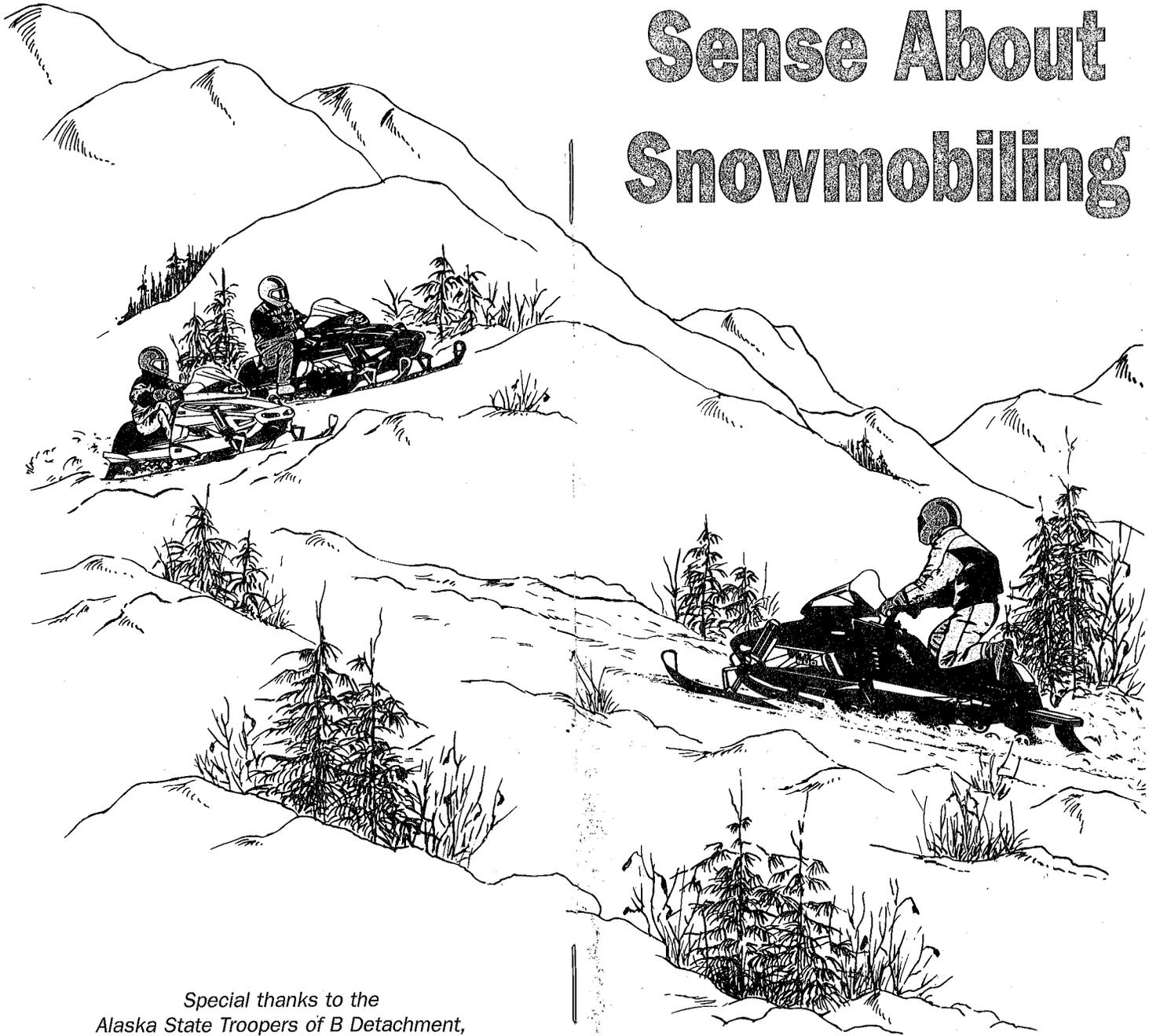
IMPOUND

Under 13 AAC 02.345(b) (2), a police officer may impound and remove to a place of safety a vehicle which is found or operated on a highway without license plates or registration.

Parent/Guardians, AS.34.50.020 places liability upon you for civil damages and court costs up to \$2,000 resulting from willful or malicious damage to real or personal property by minors under your legal custody.

Off highway vehicles are good working and recreational outlets for all Alaskans. Just operate them in a reasonable and safe manner, obey the State laws pertaining to them and be courteous toward others.

Common Sense About Snowmobiling



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D Detachment, Fairbanks Post
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to this publication.*

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**A guide to trip preparation,
on-the-trail travel,
and survival information from
the Alaska State Troopers.**

WEAPONS: (Circle appropriate.)

Rifle Shotgun

Amount of AMMO each: _____

EQUIPMENT on hand:

Tent/Shelter: Describe color and style: _____

Food per person for _____ days

Medication required for: (Circle/describe)

Diabetes Heart

*Describe: _____

COMMUNICATIONS:

VHF Radio Personal ELT

*Describe: _____

PHYSICAL CONDITION: (Circle)

Good Fair

Comments on recent injuries or health concerns: _____

WILDERNESS EXPERIENCE: (Circle)

Extensive Some

SURVIVAL TRAINING: (Circle/describe)

Military Civilian schools Bo

*Describe: _____

SURVIVAL EQUIPMENT: (Circle)

Complete Appropriate

TRAVEL REASON: (Circle/describe)

Hunting Fishing O

*Describe: _____

ALL Members of the Party:

Name: _____ DOB: _____

Phone: _____ Local contact person

Family Doctor: _____

Dentist: _____

Name: _____ DOB: _____

Phone: _____ Local contact person

Family Doctor: _____

Dentist: _____

When you return from your trip, DESTROY this search
Prevention Travel Plan should be COMPLETED each time
The time it takes to complete this PLAN could make the

MECHANICAL EQUIPMENT:

Keep these items with you on every trip:

Basic Trail Survival Kit:

- Flat & Phillips screwdriver
- Locking pliers
- Set of open end wrenches
- Adjustable wrench
- Black electrical tape
- Rags
- Litter bag
- Extra key
- First Aid kit
- Sharp pocket knife/saw/axe
- Saw or axe
- 50 feet of 1/4" nylon rope
- Map

Extra Equipment checklist:

- Drive belts
- Headlights
- Spark plugs
- Starter cord
- Fuel

ON THE ROAD:

RULES OF THE ROAD:

If you must travel on an established roadway shared with cars and trucks, there are some laws and some common sense guidelines. These laws are described completely in Alaska Statute 28.05.30. 13AAC02 and 13AAC04, and they include:

- Bring your snowmobile to a complete stop before crossing and yield to any traffic on the highway.

Look for traffic in both directions before crossing. Make sure there is enough time to cross safely without interfering with other traffic on the roadway.

Cross at a right angle to the roadway.

If crossing a bridge or culvert on a highway, drive *only* at the extreme right-hand edge of the bridge or culvert and *only* when the crossing can be completed with safety and without interfering with other traffic.

A snowmobile *may* be used on a highway when use of the highway by other motor vehicles is impossible because of snow or ice accumulation or other natural conditions.

A snowmobile can be used on a highway when it is posted or otherwise designated as being open to travel by off-highway vehicles.

A person driving a snowmobile may ride only on a permanent seat attached to the vehicle.

A snowmobile can not be used to carry passengers unless the vehicle is designed and equipped with a seat for a passenger.

A snowmobile needs to be registered with the State of Alaska if operated in any area other than on private property.

Registration will assist in determining ownership if the vehicle is stolen and will provide documentation in the event the machine is involved in an accident.

Common sense guidelines to make your traveling safer:

Make your self and your machine visible by wearing bright colors and using reflectors.

Do not travel in whiteout conditions or when a snow storm is either predicted or ongoing.

If you have a mechanical break down, stay with your machine. You have a better chance of survival and being located.

Determine the distance to be traveled and fuel needed to travel that distance under *all* conditions including changes in the weather or trail conditions.

Slow down and use extra caution when traveling unfamiliar or seldom used trails. Snow or ice may cover hazardous wires, trees, or rocks which might otherwise have been visible. At slower speeds, you'll also have greater reaction time for trail dangers.

Be familiar with commonly used and standard trail signs and markers including directional arrows and barrier or hazard markers.

Travel at night *only* when necessary. Allow more time for slower travel. Obstacles and road hazards tend to be harder to see in the dark.

If you become disoriented or lost in a snow squall or darkness, stop until you regain your sense of direction.

Welcome to Snowmobiling!

The sense of freedom you get while riding a snowmobile over Alaska's vast lands and lakes can be exhilarating, yet with that freedom comes responsibility. Recreational snowmobiling involves potential dangers and is an activity that is not liked by everyone. The future of the sport depends on your reasonable and courteous behavior.

Please read this brochure to learn your legal obligations as a snowmobiler. By driving **SAFE, SMART, and LEGAL**, you protect the future of your sport.

Before you ride:

- Know Alaska's snowmobile laws and regulations.
- Read your owner's manual.
- Check your snowmobile and equipment.
- Wear proper clothing.
- Find out about weather, snow, and ice conditions.
- Tell someone specifically where you are going and when you expect to return.

Be sure to:

- Let weather, lighting and trail conditions determine a safe speed.
- Ride sober - no alcohol or drugs.
- Be considerate of other trail users, private landowners, and fellow riders.
- Respect public and private property.
- Be safe in state highway rights-of-way: always yield to pedestrians, non-motorized users and other motor vehicles.
- Use your headlight and taillight.
- Maintain adequate spacing between machines to avoid collision.
- Reduce your speed when riding in the dark to less than 40 mph.

Obey all laws and regulations

This brochure highlights Alaska's state laws and regulations as they apply to snowmobiles operating on public lands, including state highway rights-of-way. Know how Alaska's laws and regulations listed below apply to you:

- ✳ **Driver's License *Not* Required**
- ✳ **Parental Liability**
- ✳ **Speed Limits**
- ✳ **Where you may and may not ride**
- ✳ **Night Operating Restrictions**
- ✳ **Snowmobile Registration**
- ✳ **Operating a Vehicle While Intoxicated**
- ✳ **Equipment Required on Snowmobiles**

Note: Special rules may apply in designated State and Federal Land management Areas.

ALASKA SNOWMOBILE

Safety Laws, Rules and Regulations

2002-2003



Produced by:
Alaska Department of Transportation
Alaska Department of Natural Resources,
Div. of Parks and Outdoor Recreation

NOTE: This is a summary of Alaska's 2002-2003 snowmobile regulations. For complete regulations, consult the state statutes and rules: <http://www.legis.state.ak.us/folhome.htm>

DNR and SnoTRAC

Working to improve the future of snowmobiling in Alaska

The Alaska Department of Natural Resource's (DNR) Division of Parks & Outdoor Recreation is working with the **Snowmobile Trails Advisory Committee** (SnoTRAC), a statewide citizen advisory committee, to promote safe snowmobiling and development of better facilities for snowmobile use statewide.

Together, DNR and SnoTRAC administer Snowmobile Trails Grants made possible by snowmobile registration fees paid to the state for statewide trail acquisition, development, maintenance, and safety education. The grants depend upon an annual appropriation by the legislature of snowmobile fees collected the previous year.

More information can be obtained by contacting the DNR Division of Parks & Outdoor Recreation, (907) 269-8700.

Snowmobile Registration Fees make a difference:



Your Snowmobile Registration fees (\$10.00 every two years) make possible Snowmobile Trails Grants for trail acquisition, development, maintenance, and safety education. These grants are generally awarded to local snowmobile clubs who use them to make specific trail improvements or provide safety education at the local level.

Snowmobile Trails Grants are valuable because most "traditional" snowmobile trails in Alaska are not legally protected as such. Protecting snowmobile access is an important concern that impacts the future of the sport.

To see where your registration dollars have been invested, or if your local organization would like to submit an application to SnoTRAC, visit the web at <http://www.dnr.state.ak.us/parks/grants/snowmotr.htm> or call the DNR Div. of Parks & Outdoor Recreation.

Safety Education: helping Alaskans to ride safe and legal

Currently Alaska's DNR is working with the snowmobile community leadership and the Department of Public Safety to develop a statewide Safety Education Program. They are exploring options to certify young people to ride legally before they are of age to obtain a driver's license.

Alaska is the only northern jurisdiction in North America that does not have a state snowmobile safety education program. Similar to Alaska's State Boating Safety Program, a snowmobile-specific program could teach basic safety, riding skills and the legal responsibilities that go along with snowmobiling on public land. The program is intended to build on important community resources such as existing snowmobile clubs, educators, and community organizations that can effectively deliver the state curriculum at the local level.

Signage:

The State SnoTRAC Board and Div. of Parks and Outdoor Recreation have adopted "Guidelines for Snowmobile Trail Signing and Placement" based on national standards.

Representative snowmobile trails signs include:



Rules of the Road

In Alaska, many laws that apply to snowmobiles are found in motor vehicle sections of the Alaska Statutes (AS) and Alaska Administrative Code (AAC). This brochure lists portions of basic "rules of the road". For complete regulations consult the state statutes and rules or your local Alaska State Trooper Office.

Speed Limits:

AAC 13.02.275 - (a) No person may drive a vehicle at a speed greater than is **reasonable and prudent** considering the traffic, roadway, and weather conditions.

(b) Except when a special hazard exists that requires a lower speed for compliance with (a) of this section, the limits specified in this subsection are the maximum lawful speeds throughout the state, and no person may drive a vehicle at a speed in excess of these maximum limits, unless otherwise posted:

- (1) 15 miles per hour in an alley;**
 - (2) 20 miles per hour in a business district;**
 - (3) 25 miles per hour in a residential district; or**
 - (4) 55 miles per hour on any other roadway.**
- (a)** The maximum speed limits set forth in **(b)** of this section may be altered as authorized in 13 AAC 02.280.

Equipment Required:

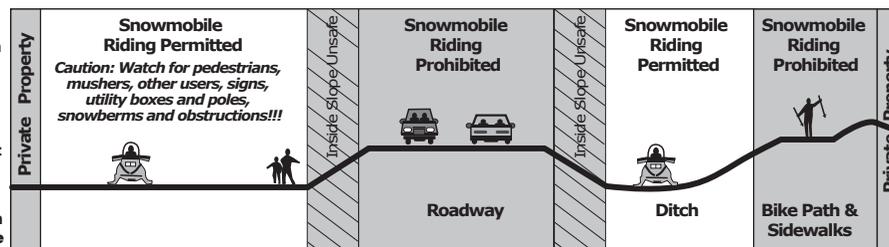
Alaska Administrative Code 13.04.001(c) & 13.04.400 - 420. All snowmobiles operated on public lands or rights-of-way must be equipped as follows:

- **Lights and Reflectors** - One red reflector is required and one headlight and a taillight must be working and on from a 1/2 hour after sunrise to 1/2 hour before sunset. {Comment: **Be smart. Use headlights both day and night**}.
- **Brakes** - Brakes are required that will work under normal driving conditions and when loading.
- **Throttle** - A snowmobile must be equipped with a throttle in which, when released by hand, will return engine speed to idle, close the carburetor, and disengage the clutch.
- **Mufflers and Emission Control Systems** - A snowmobile must be equipped with a carburetor intake, exhaust muffler, and an emission-control system in good working condition.
- **Other Equipment is also required by law:**
 - **A rear snowflap to deflect material or objects thrown by the track**
 - **A protective shield over all moving parts**
 - **Reflectors on the sides or side cowling (to meet the Society of Automotive Engineers Standards)**
 - **When towing, use of a rigid drawbar that is no longer than 10 feet**
 - **A spark arrester**

Snowmobiles in State Highway Rights-of-Way

Where you MAY ride . . .

- In the bottom or outside slope of a ditch
- Beyond 3 feet from roadway edge (this is the legal limit; beyond 10 feet is safer)
- At night, in the same direction as traffic in the closest lane



Above: Follow the recommended and legal guidelines shown above. Before riding in state rights-of-way know applicable laws, and always drive with extreme care and courtesy - keep our highways safe!!!!
NOTE: Speed limits apply to entire right of way.

Where you may NOT ride . . .

- On a roadway or shoulder
- On sidewalks or bikepaths
- In a median of a divided highway
- Anywhere in a "Controlled Access Facility"

Registration is Required!

AS 28.39.010 (a) a person may not operate a snowmobile within the state unless the snowmobile has been registered and numbered as required by this chapter.

AS 28.39.010 (b) A person who violates (a) of this section is guilty of an infraction and is subject to a \$300 fine under AS 28.40.050 (c).

Cost: The cost of registration is \$10 for 2 years, and most of this money goes back to DNR to fund snowmobile education and trail grants. For information about the snowmobile trail grant program, call (907) 269-8700.

Questions About Snowmobile Registration? Visit the www.state.ak.us/dmv/reg/snow web site or call the Alaska Division of Motor Vehicles (DMV). Your local snowmobile dealer or snowmobile club will also have information about registration requirements.

Driver's License Not Required!

AS 28.15.011 (b) Every person exercising the person's privilege to drive, or exercising any degree of physical control of a motor vehicle upon a highway, vehicular way or area, or **other public property in this state**, is required to have in the possession of the person a valid Alaska driver's license issued under the provisions of this chapter for the type or class of vehicle driven, unless expressly exempted by law from this requirement. {Note: Alaska does not have any special snowmobile operator licenses or permits.

AS 28.15.021 - The following persons are exempt from driver licensing under this chapter:
(5) A person when driving or operating an off-highway

vehicle, watercraft, aircraft or other vehicle not designated for highway use as specified by the department by regulation.

Warning: Unsupervised kids on snowmobiles can present serious problems and generate many public complaints. Parents, guardians and snowmobile owners may be liable for the actions of minors that operate a snowmobile on public or private land.

Comments: Are you interested in supporting statewide snowmobile education programs in Alaska? Talk to your local snowmobile club or the DNR, Division of Parks and Outdoor Recreation, (907) 269-8700.

Operating While Intoxicated:

Alaska Statute 28.35.030 A person commits the crime of driving while intoxicated if the person operates or drives a motor vehicle or operates an aircraft or a watercraft while under the influence of intoxicating liquor, or any controlled substance. {Note: The legal blood alcohol limit is less than 0.08% by weight.}

Alaska Statute 28.40.100(13) A "motor vehicle" means a vehicle which is self-propelled except a vehicle moved by human or animal power. {Note: This definition applies to all of Alaska Statute Title 28, and the definition of "motor vehicle" includes all snowmobiles and ATVs.}

Comments: You know what happens when someone is arrested and convicted of driving while intoxicated with an automobile. The same laws and penalties apply to snowmobiling. {Note: For the details see Alaska Statutes 28.35.029 - 28.035.039.}

High speeds and alcohol are major contributing factors to snowmobile accidents. Be smart, be safe, ride sober!

Sidewalks and Bike-Pedestrian Trail Use Prohibited!

AAC 13.02.455 - (g) No snowmobile or other off-highway vehicle may cross or travel on a sidewalk, a location intended for pedestrian or other non-motorized traffic, an alley, or a vehicular way or area which is not open to snowmobile or off-highway vehicle operation, except as provided in (f) of this section.

AAC 13.02.487 - No person may drive a vehicle on a sidewalk or sidewalk area other than upon a permanent or temporary driveway, except as a municipality allows the riding of bicycles on sidewalks outside of a business district.

Note: The definitions provided in **AAC 13.40.010** are key to interpretation of the above regulations: (48) "sidewalk" means that portion of a street between the curb-lines or the lateral lines of a roadway and the adjacent property lines, and intended for use by pedestrians.

Operation on Highways:

AAC 13.02.455 - (a) A snowmobile or an off-highway vehicle may be driven on a roadway or shoulder of a highway only under the following circumstances:

(1) when crossing a highway as provided in (f) of this section, or when traversing a bridge or culvert on a highway, but then only by driving at the extreme right-hand edge of the bridge or culvert and only when the traverse can be completed with safety and without interfering with other traffic on the highway;

(2) when use of the highway by other motor vehicles is impossible because of snow or ice accumulation or other natural conditions or when the highway is posted or otherwise designated as being open to travel by off-highway vehicles;

(3) when highway driving is authorized

(4) when driven on the right-of-way of a highway which is not a controlled-access highway, outside the roadway or shoulder, and no closer than **three feet from the nearest edge of the roadway**; night driving may be only on the right-hand side of the highway and in the same direction as the highway motor vehicle traffic in the nearest lane of the roadway; no person may drive an off-highway vehicle within the area dividing the roadways of a divided highway, except to cross the highway as provided in (f) of this section.

(f) A snowmobile or an off-highway vehicle may make a direct crossing of a highway if:

(1) the crossing is made approximately at a right angle to the highway and at a location where visibility along the highway in both directions is clear for a sufficient distance to assure safety, and the crossing can be completed safely and without interfering with other traffic on the highway; and

(2) the vehicle is brought to a complete stop before crossing the shoulder or roadway, and the driver yields the right-of-way to all traffic on the highway.



City of Seldovia

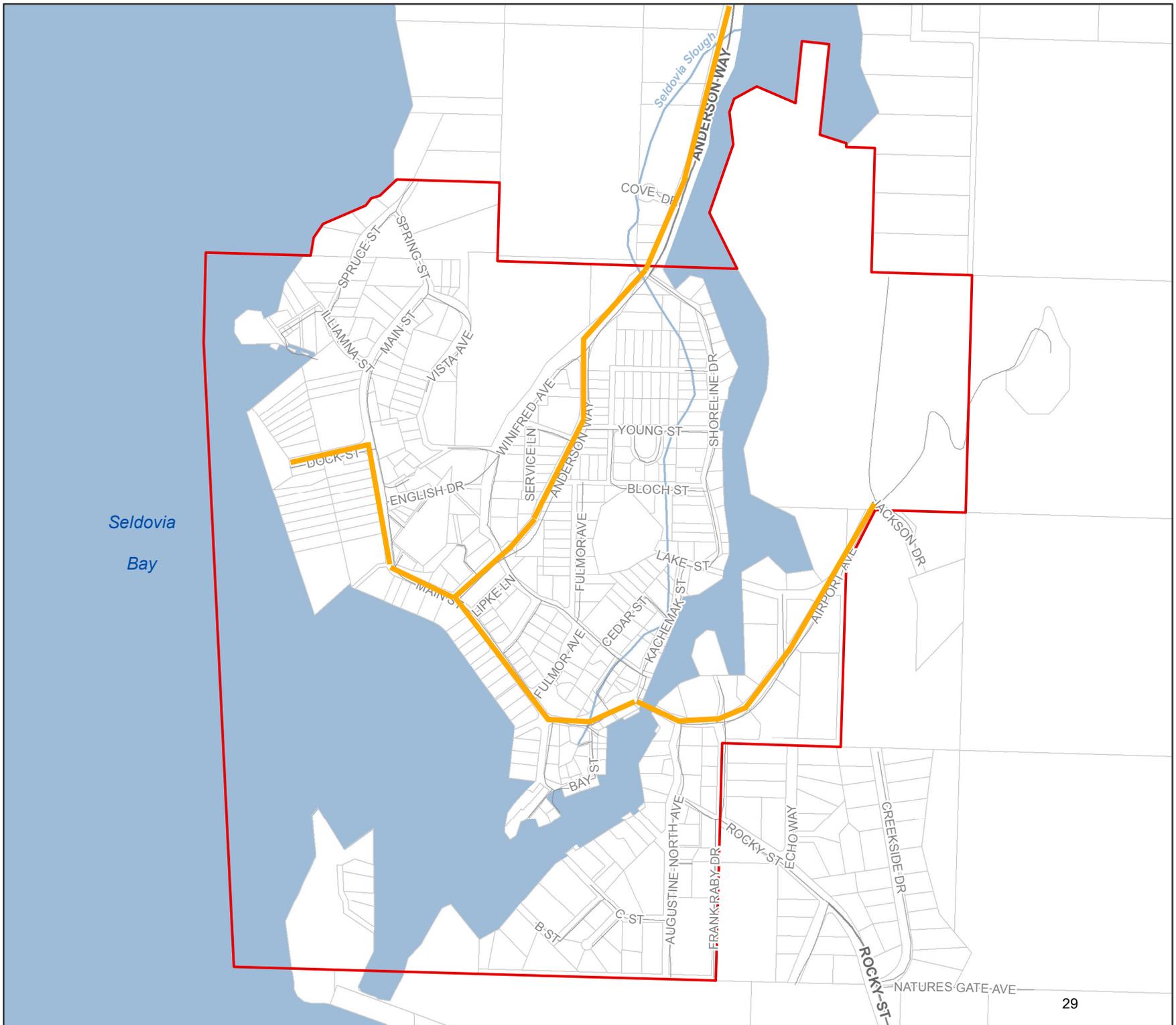
Map Date: 9/16/15

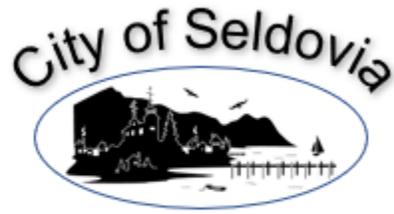
- Medium Road
- Major Road
- State Highway
- Tax Parcels
- City Limits
- Water



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The information depicted hereon is for a graphical representation only of best available sources. The Kenai Peninsula Borough assumes no responsibility for any errors on this map





www.cityofseldovia.com

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Due to the long stretch of unusual hot, dry weather, the City of Seldovia is kindly requesting that you make an effort to CONSERVE water.

- Take shorter showers; shortening a shower by two minutes can save up to 150 gallons/month
 - Please refrain from watering lawns and gardens
 - If you need to water your lawn and garden, use grey water
 - Turn off faucet while cleaning your fish
 - Turn off the faucet while washing hands and brushing teeth
 - Turn shower off while washing and lathering
 - Check for leaky toilet tanks and faucets
- Please refrain from washing your cars and trucks at this time

The City of Seldovia thanks you!
Every drop counts!