

**AN ORDINANCE OF THE HAINES BOROUGH AMENDING HAINES BOROUGH CODE TITLE 5, TO ENLARGE THE WAITING PERIOD FOR PERSONS WHO HAVE HAD A COMMERCIAL TOUR PERMIT SUSPENDED OR REVOKED FROM ONE YEAR TO TWO YEARS AND TO APPLY THE TWO YEAR WAITING PERIOD TO PERSONS WHOSE APPLICATION FOR A COMMERCIAL TOUR PERMIT HAS BEEN DENIED AND TO REVISE THE COMMERCIAL TOUR PERMIT APPLICATION FEES.**

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is of a general and permanent nature and the adopted amendment shall become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance is effective upon adoption.

Section 4. Purpose. This ordinance amends Haines Borough Code, section 5.04.050 to enlarge the waiting period for persons who have had a commercial tour permit suspended or revoked from one year to two years and to apply the two year waiting period to persons whose application for a commercial tour permit has been denied.

Section 5. Purpose. This ordinance amends Haines Borough Code, section 5.04.130 to revise the commercial tour permit application fees.

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED  
STRIKETHROUGH ITEMS ARE DELETED

**5.04.050 Permit application process – Hearings for new commercial tours and transient merchants – Renewal.**

A. A person desiring to secure a permit to engage in an activity regulated by this title shall make written application to the clerk on forms prepared and furnished by the borough. The application fee established by the schedule in HBC **5.04.130** must be submitted with the application for that type of permit. ~~No permit may be issued to~~ A person who has had a permit ~~another issued under this title~~ suspended twice or revoked once within a period of one year the previous three calendar years prior to the date of making the application. may not submit an application for a new permit.

**5.04.130 Fees designated.**

A. Application Fee. An applicant for a permit required by this title shall pay a nonrefundable application fee at the time of application in accordance with the following schedule:

Transient and itinerant merchant permit	\$25.00
Fair vendor permit	<u>\$25.00</u>
Commercial passenger vehicle permit (per vehicle)	\$50.00
<b><u>Commercial tour permit – Requiring a public hearing (permit has not been previously denied)</u></b>	<b><u>\$125.00</u></b>
Commercial tour permit – <b><u>Not requiring a public hearing</u></b>	<b><u>\$25.00</u></b>
Commercial passenger or tour vehicle parking permit (per business)	\$25.00
<b><u>Commercial tour permit – Requiring a public hearing (permit has been previously denied)</u></b>	<b><u>\$1,000</u></b>

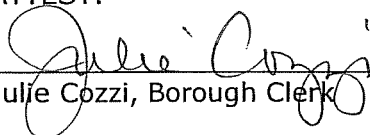
No additional fee is due for a permit in the year it is first issued.

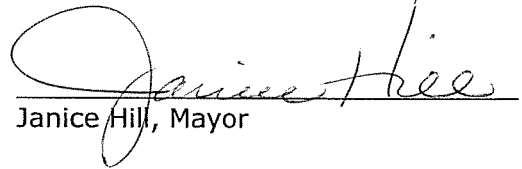
B. Permit Renewal Fee. The annual renewal fee for a permit required by this title is the same as the application fee for that permit under subsection (A) of this section.

**C. Refund of Permit Fee. A person who pays the \$1,000 permit application fee required by HBC 5.04.130(A) shall receive a refund of \$875 upon issuance of the commercial tour permit.**

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 28<sup>th</sup> DAY OF DECEMBER, 2010.

ATTEST:

  
Julie Cozzi, Borough Clerk

  
Janice Hill, Mayor

Date Introduced: 10/12/10  
Date of First Public Hearing: 10/26/10  
Date of Second Public Hearing: 11/09/10  
Date of Third Public Hearing: 11/30/10  
Date of Fourth Public Hearing: 12/28/10 ADOPTED

