

AN ORDINANCE OF THE HAINES BOROUGH AMENDING BOROUGH CODE SECTION 5.18.080 TO CHANGE THE PROCEDURE FOR AMENDING THE COMMERCIAL SKI TOUR AREAS MAP.

NOW, THEREFORE, BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is of a general and permanent nature and if adopted with or without 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. Amendment of Subsection 5.18.080(F)(3). Subsection 5.18.080(F)(3) of the Haines Borough Code is hereby amended to read as follows:

NOTE: STRIKETHROUGH ITEMS ARE DELETIONS

5.18.080 Commercial ski tours, commercial ski productions and special ski competition events.

F. General Permit Conditions

3. Commercial ski tours, commercial ski productions and special ski competition events shall be conducted only in areas identified on the map attached to the ordinance codified in this section which shall remain on file with the borough clerk and labeled "Haines Borough Approved Commercial Ski Tour Areas."

~~a. The Haines Borough Approved Commercial Ski Tour Areas map may be amended annually by assembly resolution.~~

~~b. Proposals for map amendments may be submitted to the borough manager from May 1st to May 31st each year. Proposals shall be in writing and include an illustration of the general subject area and rationale for the amendment in fewer than 500 words.~~

~~c. After May 31st and prior to June 10th, the manager shall convene an advisory committee to review the proposed map amendments. The committee shall be comprised of one commercial ski tour operator determined by random drawing of all permitted commercial ski tour operators; one citizen determined by random drawing of all persons who submitted map amendment proposals except commercial ski tour operators; one tourism advisory board member selected by the tourism advisory board; one parks and recreation committee member selected by the parks and recreation committee; and one Alaska Department of Fish and Game staff member who meets the residency requirements of HBC 2.60.020 and is knowledgeable of local wildlife habits. The committee shall organize itself as to procedure and shall make a recommendation to the manager on or before June 30th. The manager will not be bound to the recommendations but shall present them to the assembly for consideration~~

Section 5. Amendment of Section 5.18.080. Section 5.18.080 of the Haines Borough Code is hereby amended to add a new Subsection I, as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE ADDITIONS TO THE CURRENT LANGUAGE

5.18.080 Commercial ski tours, commercial ski productions and special ski competition events.

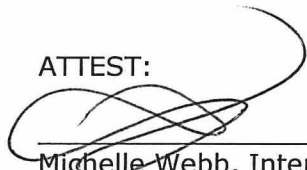
I. Non-Temporary Amendment of the Haines Borough Approved Commercial Ski Tour Area Map.

- 1. To initiate non-temporary amendment of the Haines Borough Approved Commercial Ski Tour Areas map the assembly shall adopt a resolution, following a public hearing, that articulates the reasons to consider amendments to the map and authorizes the borough manager to convene a heliski map committee according to the following procedures:**
 - a. Proposals for map amendments may be submitted to the borough manager from May 1st to May 31st. Proposals shall be in writing and include an illustration of the general subject area and rationale for the amendment.**
 - b. After May 31st and prior to June 10th, the manager shall convene an advisory committee to review the proposed map amendments. The committee shall include the following five voting members:**
 - 1. a representative of a local conservation organization, and appointed by the Mayor;**
 - 2. a member of the Haines Borough Assembly; and**
 - 3. a representative from the heliski industry selected randomly by current Haines Borough heliski permit holders.**
 - 4. two members chosen randomly from Haines Borough residents who petition to be members of the committee.**
 - c. The committee shall to every extent possible involve ADF&G area wildlife biologists and Bureau of Land Management (BLM) in its deliberations, including forwarding all proposals for map changes to the ADF&G and BLM, seeking ADF&G and BLM testimony, and requesting comments from ADF&G and BLM on all draft recommendations before they are sent to the manager.**
 - d. The committee shall organize itself as to procedure and shall make a recommendation to the manager on or before July 15th. The manager will not be bound to the recommendations but shall present them to the assembly for consideration.**

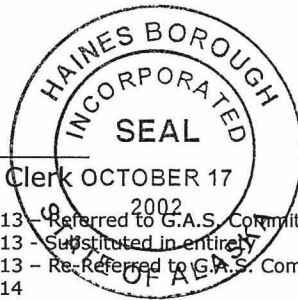
2. The Haines Borough Assembly shall adopt a resolution, following a public hearing, to finalize any non-temporary amendment of the Haines Borough Approved Commercial Ski Tour map.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 28TH DAY OF JANUARY, 2014.

ATTEST:



Michelle Webb, Interim Borough Clerk


Stephanie Scott, Mayor

Date Introduced:	07/23/13 - Referred to G.A.S. Committee
Scheduled for First Public Hearing	10/22/13 - Substituted in entirety
Date of First Public Hearing:	11/12/13 - Re- Referred to G.A.S. Committee
Scheduled for Second Public Hearing	01/14/14
Date of Second Public Hearing:	01/28/14 - Adopted