

AN ORDINANCE OF THE HAINES BOROUGH AMENDING HAINES BOROUGH CODE TITLE 18 SECTION 18.30.070 TO MAKE CHANGES TO FEES AND PENALTIES.

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. Amendment of Section 18.30.070. Haines Borough Code 18.30.070 is amended, as follows:

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

18.30.070 Fees and penalties.

A. The fees for various permits are as follows:

Sign Permit	\$25.00
Land Use Permit	\$ 50.00
Lot Line Vacation/Adjustment	\$ 50.00
Short Plat	\$ 75.00
Special Conditions Permit	\$ 150.00
Conditional Use/Variance Permit	\$ 150.00
Rezoning/Subdivision Permit	\$ 200.00
After the fact fee in addition to the normal associated permit fee for beginning work without a permit	250.00 or 3% of the project value, to a maximum of 1,000.00
Penalty for violation of any section of this chapter (except beginning work without a permit — see after the fact fee above)	300.00

B. Penalties.

<u>1. After-the-fact fee in addition to the normal associated permit fee for beginning work without a permit or construction declaration</u>	<u>\$250.00 or 3% of the project value to a maximum of \$2,500</u>
<u>2. Penalty for violation of any section of Title18 (except beginning work</u>	<u>\$100.00</u>

<u>without a permit - see after-the-fact fee above)</u>	
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3. The procedure for assessing penalties shall be as follows: After-the-fact fees for beginning work without a permit or construction declaration shall be assessed upon discovery of the violation. In all other violations of Title 18, Borough staff shall notify the violator by certified letter. The letter shall state the nature of the violation and inform the violator that they will have ten (10) business days to conform to the code. If the violation is not corrected within ten business days a penalty of \$100.00 shall be assessed.

4. If a penalty is not paid within thirty (30) days, interest of 1.5% per month (18% annually) will accrue. If the penalty is not paid within one year, the sum will be added to the violator's property tax.

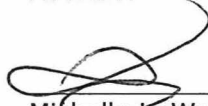
BC. An applicant having been processed under a permit listed above, who subsequently encounters the requirement of another permit type, shall be charged the permit fee which is the highest, including any permit fees paid with the original application (i.e., an applicant who pays \$50.00 for a land use permit who then is required to apply for a variance shall be charged only \$150.00 for the entire process.)

CD. Multiple buildings or improvements and/or multiple variance requests as part of a single application for the same site will be considered as one permit respectively and not subject to successive permit fees.

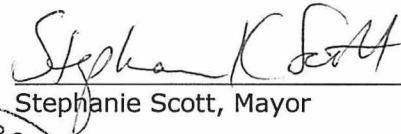
DE. The planning commission may recommend to the assembly that charges and fees be stayed. The assembly may stay the fees under subsection (A) of this section if it is in the best interest of the municipality to do so and special circumstances warrant. The action must be made in writing and made part of the borough assembly's public record.

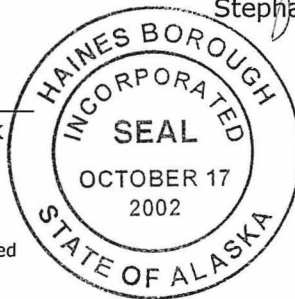
ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 10th DAY OF DECEMBER, 2013.

ATTEST:



Michelle L. Webb, Interim Borough Clerk


Stephanie Scott, Mayor



Date Introduced: 10/22/13
Date of First Public Hearing: 11/12/13
Date of Second Public Hearing: 12/10/13 - Adopted