

HAINES BOROUGH
ORDINANCE No. 18-07-502

Adopted

An ordinance of the Haines Borough creating On-Call Police Service Areas pursuant to a vote of the people within the proposed service area at the October 2, 2018 Haines Borough General Election.

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. Sections 5-6 of this ordinance are of a general and permanent nature and shall become a part of the Haines Borough Code. Section 7 is non-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. Purpose. It is hereby determined to be for a public purpose and in the public interest of the Haines Borough to place on the October 2, 2018 regular municipal election ballot the question of creating an On-Call Police Service Area outside of the Townsite Service Area. Subject to voter ratification, this ordinance 1) enacts Title 3, Chapter 3.27 On-Call Police Service Area Fund, and 2) enacts Title 7, 7.08.150 On-Call Police Service Area.

Section 4. Effective Date. Sections 5-6 of this ordinance shall become effective immediately upon ratification of the proposition described in Section 7.

Section 5. Enaction of HBC Chapter 3.27. Chapter 3.27 of the Haines Borough Code is hereby enacted, as follows:

Chapter 3.27

ON-CALL POLICE SERVICE AREA FUND

Sections:

3.27.010 Policy and intent.

3.27.020 Purpose.

3.27.030 Management.

3.27.040 Investment policy.

3.27.010 Policy and intent.

The intent of this chapter is to provide for the proper accounting and management of public funds derived from assessments against properties within the on-call police service areas and for all other public funds specifically designated to the service area.

3.27.020 Purpose.

There is established a separate fund entitled the "on-call police service area fund." All proceeds specified in HBC 3.27.010 shall be deposited in said fund for the purpose of providing services in the service area.

3.27.030 Management.

The borough chief fiscal officer is designated as the official with the responsibility

for managing the monies received and disbursed within the on call police service area fund and as directed by the assembly.

3.27.040 Investment policy.

Investment policy is set forth in HBC Chapter 3.08.

Section 6. Enaction of HBC Chapter 7.08.150. Chapter 7.08.150 of the Haines Borough Code is hereby enacted, as follows:

Chapter 7.08.150

ON-CALL POLICE SERVICE AREAS ESTABLISHED

7.08.150 On-call Police Service Areas.

A. Establishment of On-Call Police service Areas. The On-call Police Service Areas are defined by those areas in need of police services as a result of the withdrawal of Alaska State Troopers from the Haines Borough, and are described as that portion of the borough outside of the townsite service area boundaries along and accessible from the following roads:

- 1. Police Service Area A - Haines Highway Corridor – All land between the Chilkat River on the west and the 2,000-foot elevation level on the east, starting at the townsite service area boundary and continuing to the US Border at approximately 40 mile and including all land and subdivision roads within 2,000 feet of the following roads:**
Chilkat Lake Road & Eagle Bluff Drive
Mosquito Lake Road & Riverview Drive
Duckmarsh Road
Porcupine Road
- 2. Police Service Area B - Mud Bay Road – All land south of the townsite service area to the southern boundary of Fire District #1, excluding all property on the east side of Flat Bay (east and south of the Nelson Sub-Division).**
- 3. Police Service Area C - Lutak Road – Beginning at the N.W. corner of Section 9, Township 30 South, Range 59 East, C.R.M.; thence due south to the 2,000-foot elevation line; thence along said line in a northerly direction to its intersection with the north boundary line of Section 27, Township 29 South, Range 58 East, C.R.M.; thence due east along said section line to the N.E. corner of Section 30, Township 29 South, Range 59 East, C.R.M.; thence due south along the eastern boundary of said section to its intersection with the mean high tide line of Lutak Inlet; thence along said line in a northerly direction gradually becoming southerly around the northern end of Lutak Inlet to the true point of beginning.**

B. Services Provided. The following services are provided within the service area:

- 1. On-call police services are services in response to situations involving imminent threats to life and/or property, or requiring the investigation of major crimes such as felonies. It includes events involving serious injury or death. It also includes requests from ambulance and/or fire**

agencies when public safety responder safety is a reasonable concern.

- 2. Processing of Citizen's reports of all other crimes/events that are made directly to the police either by phone or by appearing at the police station.**
- 3. Providing services for scheduled events when an event sponsor requests police services such as traffic control by submitting a written request and paying for all costs of providing the service. A fee schedule for providing services for special events will be developed by the borough staff and approved by the assembly.**

C. Board of Directors. Each Police Service Area shall have a board of directors comprised of residents of that service area.

D. Funding.

- 1. Borough Service Area Tax Levy. The assembly shall levy and collect property tax sufficient to fund services based on an annual budget submitted by the service area board of directors. Property tax levy shall not exceed 1 mill.**
- 2. Other Revenue. The borough may apply for state funds and grants, if available, on behalf of the On-call Police Service Area.**

E. Sunset

The Assembly shall by ordinance abolish the On-Call Service Areas when the Alaska State Troopers reestablishes a post in the Haines Borough.

Section 7. The Borough shall submit the following proposition at the October 2, 2018 Haines Borough General Election to the qualified voters residing in each of the proposed boundaries of the proposed On-Call Police Service Areas. The proposition must receive an affirmative vote from a majority of the qualified voters in each area voting on the question to be approved.


PROPOSITION No.X

- A. For voters in Police Service Area A:
"Shall an On-call Police Service Area A be created and funded as described in Ordinance 18-07-502?"**
- B. For voters in Police Service Area B:
"Shall an On-call Police Service Area B be created and funded as described in Ordinance 18-07-502?"**
- C. For voters in Police Service Area C:
"Shall an On-call Police Service Area C be created and funded as described in Ordinance 18-07-502?"**


Haines Borough
Ordinance No. 18-07-502
Page 4 of 4

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 21st
DAY OF AUGUST, 2018.

Attest:


Alekka Fullerton, Borough Clerk




Jan Hill, Mayor

Date Introduced:	07/24/18
Date of First Public Hearing:	08/07/18
Date of Second Public Hearing:	08/21/18