

An ordinance of the Haines Borough Amending Haines Borough Code Chapter 8.12.150 and Chapter 18.30.070 Recording of Liens.

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 8.12.150. Section 8.12.150 of the Haines Borough Code is hereby amended, as follows:

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

8.12.150 Recovery of costs.

A. The abatement official shall keep an accounting of the costs, including incidental expenses, of abating each public nuisance, and shall render an itemized written report to the assembly showing the costs and manner of abatement of each public nuisance, including any salvage value relating thereto.

B. Upon the completion of the abatement work, the abatement official shall prepare and file with the clerk a report specifying the work done, itemizing the total cost of the work, and identifying the property affected by the public nuisance and the names and addresses of the persons entitled to notice pursuant to HBC 8.12.080. Before the report is submitted to the assembly, a copy of a report shall be posted for at least five days upon the affected premises, together with a notice of the time when the report shall be heard by the assembly.

C. The costs may be recovered by the borough in a civil action or the borough may assess such costs against each and every separate property affected by the abatement ~~as a tax, which tax shall then be collected as other taxes are collected.~~ **By recording a notice of lien on the real property identified in the report which lien may be foreclosed using the procedures followed when collecting real property tax.**

D. All moneys recovered for the costs of abatement shall be paid into the general fund.

Section 5. Amendment of Section 18.30.070(B)(4). Section 18.30.070(B)(4) of the Haines Borough Code is hereby amended, as follows:

18.30.070 Fees and penalties.

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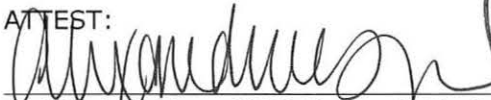
B. *Penalties.*

...

4. If a penalty is not paid within 30 days, interest of one and one-half percent per month (18 percent annually) will accrue. If the penalty is not paid within one year, the sum ~~will be added to the violator's property tax.~~ **becomes a lien on the property identified in the notice of violation which, upon recording, may be foreclosed using the procedures followed when collecting real property tax.**

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 24th DAY OF AUGUST, 2021.

ATTEST:


Alekka Fullerton, CMC, Borough Clerk




Douglas Olerud, Mayor

Date Introduced: 7/27/21
Date of First Public Hearing: 8/10/21
Date of Second Public Hearing: 8/24/21 - Adopted