

Introduced by: Mayor Johnson  
 Date: September 23, 2014  
 Public Hearing: October 14, 2014  
 Action: Adopted  
 Vote: Unanimous

Yes:	No:
Best	
Erbey	
Carrington	
Combs	
DeVries	
Hanson	
Johnson	

CITY OF PALMER, ALASKA

**Ordinance No. 14-028**

**An Ordinance of the Palmer City Council Amending Portions of Palmer Municipal Code Title 9 Public Peace, Morals and Welfare, Providing for Fines for Violations**

THE CITY OF PALMER, ALASKA ORDAINS:

Section 1. Classification. This ordinance shall be permanent in nature and shall be incorporated into the Palmer Municipal Code.

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

Section 3. Palmer Municipal Code section 9.02.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.02.010 Tampering with public notices prohibited when.**

Any person who willfully tears down, alters, defaces or destroys any posted, written, or printed notice posted or put up in pursuance of any law requiring or authorizing the same to be done within the city before the time for which such notice is given has expired shall be penalized as an ordinance violator.

Section 4. Palmer Municipal Code section 9.02.020 is hereby enacted to read as follows:

**9.02.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 5. Palmer Municipal Code section 9.04.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.04.010 Impersonating an officer prohibited when.**

A person shall be an ordinance violator when that person:

- A. Unlawfully represents him or herself as an officer of the city.

- B. Without authority exercises or attempts to exercise any powers, duties or functions of any officer.
- C. Wears or has in his or her possession any police officer's badge, with the attempt to pass him or herself as a peace officer of the city.

~~Whoever unlawfully represents himself to be an officer of the city or without authority exercises or attempts to exercise any powers, duties or functions of any such officer or whoever, not being a peace officer of the city, wears or has in his possession any policeman's or police officer's badge, with intent thereby to pass himself as a peace officer of the city, shall be deemed an ordinance violator.~~

Section 6. Palmer Municipal Code section 9.04.020 is hereby enacted to read as follows:

**9.04.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 7. Palmer Municipal Code section 9.06.020 is hereby enacted to read as follows:

**9.06.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 8. Palmer Municipal Code section 9.12.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.12.010 Assault and battery prohibited when—Definitions.**

- A. Whoever intentionally and unlawfully, but without malice, points or aims any firearm, loaded or otherwise, at any person shall be deemed an ordinance violator.
- B. Any person, not being armed with a dangerous weapon, who unlawfully assaults or commits battery upon another shall be deemed an ordinance violator.
- C. ~~B.~~ For the purposes of this chapter an "assault" is defined as an attempt or offer, in a rude, insolent, menacing or angry manner, unlawfully to touch, strike, beat or wound another person, coupled with the present ability to carry such threat into effect.
- D. ~~C.~~ For the purposes of this chapter, "battery" is defined as the unlawful striking or application of force to another.

Section 9. Palmer Municipal Code section 9.12.020 is hereby enacted to read as follows:

**9.12.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 10. Palmer Municipal Code section 9.20.050 is hereby enacted to read as follows:

**9.20.050 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 11. Palmer Municipal Code section 9.22.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.22.010 ~~Gambling prohibited-when.~~**

- A. Each and every person who deals, plays or carries on, opens or causes to be opened, or who conducts, either as owner, proprietor or employee, whether for hire or not, any game of chance with cards, such as faro, monte, roulette, rouge et noir, lansquenet, rondo, vingt-et-un, blackjack (twenty-one), poker, draw poker, stud poker, brag, bluff or thaw, or any person or persons who play with cards, dice or any device, for any valuable thing, whether the same are for money, checks, credit, or anything representative of value, within the city, shall be deemed an ordinance violator.
- B. This provision does not prohibit activities duly authorized under AS 05.15 by a qualified organization or municipality, but does prohibit activities by an operator.

Section 12. Palmer Municipal Code section 9.22.020 is hereby enacted to read as follows:

**9.22.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 13. Palmer Municipal Code section 9.24.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.24.010 ~~Indecent exposure prohibited-acts-designated.~~**

Any person who willfully and lewdly exposes his or her person, or the private parts thereof, publicly or in any public place in the city where there are present other persons to be offended or annoyed thereby, or takes part in any artist's model exhibition, or makes any other exhibition of himself or herself to public view, or in the view of a number of persons, such as is offensive to decency or is adapted to excite vicious or lewd thoughts or actions, shall be deemed an ordinance violator.

Section 14. Palmer Municipal Code section 9.24.020 is hereby enacted to read as follows:

**9.24.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 15. Palmer Municipal Code section 9.28.050 is hereby enacted to read as follows:

**9.28.050 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 16. Palmer Municipal Code section 9.30.090 is hereby enacted to read as follows:

**9.30.090 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 17. Palmer Municipal Code section 9.36.040 is hereby enacted to read as follows:

**9.36.040 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 18. Palmer Municipal Code section 9.38.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.38.010 Disturbing public assemblies prohibited-acts-designated.**

Any person who willfully disturbs, interrupts or breaks up, or attempts to disturb, interrupt or break up, any public meeting assembled for a lawful purpose (whether such meeting is held in a building or in the open air) or any assembly or congregation of people met for religious exercises or worship, whether in a church building or in the open air, or a funeral assembly or procession, shall be deemed an ordinance violator.

Section 19. Palmer Municipal Code section 9.38.020 is hereby enacted to read as follows:

**9.38.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 20. Palmer Municipal Code section 9.40.020 is hereby enacted to read as follows:

**9.40.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 21. Palmer Municipal Code section 9.48.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.48.010 Petit larceny prohibited-when.**

If any person steals, takes, or carries away, with the purpose of converting the same to his own use, any property or any goods or chattels; or any government note or banknotes, promissory notes, bill of exchange, bond or other thing in action or book of accounts, order or certificate concerning money or goods, due or to become due or to be delivered; or any deed, mortgage or writing containing a conveyance or pledge of land, or any interest therein; or any bill of sale, or writing containing a conveyance or pledge of goods or chattels, or any interest therein; or any other valuable contract in force; or any receipt, release, defeasance or any writ, document,

paper process, or public record, which is the property of another, within the corporate limits of the city, when such goods or chattels, or other property so stolen, taken or carried away do not exceed in value the sum of \$500.00, such person shall be deemed an ordinance violator.

Section 22. Palmer Municipal Code section 9.48.020 is hereby enacted to read as follows:

**9.48.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 23. Palmer Municipal Code section 9.50.040 is hereby enacted to read as follows:

**9.50.040 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 24. Palmer Municipal Code section 9.56.030 is hereby enacted to read as follows:

**9.56.030 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 25. Palmer Municipal Code section 9.58.020 is hereby enacted to read as follows:

**9.58.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 26. Palmer Municipal Code section 9.60.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**9.60.010 Sale of unwholesome food prohibited-when.**

- A. Any person who knowingly sells any kind of diseased, decayed, corrupt or unwholesome food or provisions of any kind without making the same fully known to the purchaser shall be deemed an ordinance violator.
- B. If any person shall adulterate for the purpose of sale, within the city, any substance intended for food or beverage with any substance injurious to health, or shall sell or offer for sale in the city any substance so intended knowing the same to be so adulterated, or if any person shall adulterate in the city for the purpose of sale any drug or medicine in such manner as to render the same injurious to health, or knowingly sells or offers for sale in the city any adulterated drug or medicine injurious to health, such person shall be deemed an ordinance violator.

Section 27. Palmer Municipal Code section 9.60.020 is hereby enacted to read as follows:

**9.60.020 Fines.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget.

Section 28. Palmer Municipal Code section 9.48.010 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

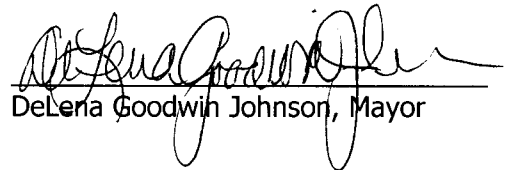
**9.67.050 Fines. Violation—Penalty.**

A violation of this chapter is an offense punishable by the fine established in the current, adopted budget. ~~Any person violating the provisions of this chapter shall be deemed an ordinance violator.~~

Section 29. Effective Date. Ordinance No. 14-028 shall take effect on January 1, 2015.

Passed and approved this fourteenth day of October, 2014.

  
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 Janelle M. Bower, MMC, City Clerk

  
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 DeLena Goodwin Johnson, Mayor