

**CITY OF SELDOVIA
ORDINANCE 17-06**

Introduced: 12/14/2016
Posted: 1/4/2017
Public Hearing: 1/11/2017
Adopted: 1/11/2017

AN ORDINANCE OF THE CITY OF SELDOVIA AMENDING TITLE 18 TO PROVIDE REGULATIONS FOR THE BUILDING OF DECKS OR DOCKS WITHIN THE SELDOVIA SMALL BOAT HARBOR AND THE SELDOVIA SLOUGH

WHEREAS, to date, there are no local Planning and Zoning regulations on the building of decks or docks in the waters surrounding the City of Seldovia; and

WHEREAS, the City desires to implement guidelines for the building of decks and docks within the waters surrounding Seldovia to maintain the aesthetics of the Seldovia waterfront.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SELDOVIA:

SECTION 1. CLASSIFICATION. This ordinance is permanent in nature and shall become a part of the Municipal Code of the City of Seldovia.

SECTION 2.- AMENDING TITLE 18 REMOVING LANGUAGE IN STRIKEOUT AND ADDING LANGUAGE IN HIGHLIGHT TO READ AS FOLLOWS:

Adding:

17.04.020 Building Permits.

A. Required. No person shall make any exterior structural change in or addition to any building, or construct any new building or structure, exempting unattached structures of one hundred square feet or less, within the city without first securing a building permit. **Decks and docks to be constructed into a body of water or intertidal zone shall require a Seldovia building permit and all applicable permits.**

18.20.250 Intertidal Zone. The intertidal zone, also known as the foreshore and seashore and sometimes referred to as the littoral zone, is the area that is above water at low tide and under water at high tide (in other words, the area between tide marks).

WCR 18.40.060 Parking and Off-Street Loading Space.

C. **Decks or Docks in this section shall be constructed to allow for the docking of water craft within the lot boundaries and in compliance with the provisions set forth in Chapter 18.40.**

I 18.48.050 Parking and Off-Street Loading Space.

C. Decks or Docks in this section shall be constructed to allow for the docking of water craft within the lot boundaries and in compliance with the provisions set forth in Chapter 18.48.

CM 18.52.060 Parking and Off-Street Loading Space.

I. Decks or Docks in this section shall be constructed to allow for the docking of water craft within the lot boundaries and in compliance with the provisions set forth in Chapter 18.52.

18.52.070 Building Setback.

D. The setback for a deck or dock proposed along the shore of the Seldovia Small Boat Harbor (defined as any waterfront lot on Main St. between lots 19307917 and 19203059) shall be the mean high tide line. Any deck or dock proposed beyond the mean high tide shall be heard by the Planning and Zoning Commission under the conditional use permitting process.


18.52.070 Conditional Uses.

B. Building of decks or docks within the Seldovia Small Boat Harbor (as defined by SMC 18.52.070 D) beyond the mean high tide may be permitted if the provisions set forth in Chapter 18.52, and 18.68 are met.

SECTION 3. EFFECTIVE DATE. This ordinance shall become effective upon adoption by the Council.

ADOPTED by a duly constituted quorum of the City Council of the City of Seldovia this 11 day of Jan. 2017.

ATTEST:


Lisa Stanish, City Clerk



APPROVED:


Dean Lent, Mayor

Vote:

LETHIN- Y
SWEATT- Y
COLBERG- Y

PATRICK- Y
MORRISON- Y
ROJAS- Y