Introduced by: Mayor Matherly and
Council Members Gibson, Cleworth, and Therrien
Date: November 8, 2021

ORDINANCE NO. 6186, AS AMENDED

AN ORDINANCE TO PROHIBIT~~LIMIT~~ ALL-PURPOSE VEHICLES ON~~TO~~ PUBLIC ROADWAYS WITHIN THE CITY OF FAIRBANKS ~~A MAXIMUM SPEED LIMIT NOT GREATER THAN 30 MILES PER HOUR~~

WHEREAS, the State of Alaska adopted regulations that would allow "all-purpose vehicles" to operate on public roadways where the designated maximum speed limit was not greater than 45 miles per hour; and

WHEREAS, these regulations are set to take effect on January 1, 2022; and

WHEREAS, the State regulations authorize local governments to prohibit or restrict the use of all-purpose vehicles on public roadways withing their jurisdictions; and

WHEREAS, the Council finds that ~~the 45 mile per hour maximum speed limit would include~~ roadways in the City ~~that~~ are not appropriate for all-purpose vehicle operation.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. That Fairbanks General Code Chapter 78, Traffic and Vehicles, Article XV, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

ARTICLE XV. SNOWMOBILES, ~~AND~~ OTHER OFF-HIGHWAY VEHICLES, **AND ALL-PURPOSE VEHICLES**.

Sec. 78-542. Operating~~Limits on~~ All-Purpose Vehicles on a Public Roadway.

~~(a)~~ All-purpose vehicles, as defined in 13 AAC 40.010, may not be operated on any roadway within the City of Fairbanks ~~where the maximum designated speed limit is greater than 30 miles per hour~~.

Section 2. That Fairbanks General Code Sec. 78-5, Traffic Fine Schedule, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

Sec. 78-5. Traffic Fine Schedule.

(a) Unless otherwise provided in this chapter, the city's traffic fine schedule for violations not set forth under section 78-1 shall be as follows:

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32. **Operating~~Limits on~~ All-Purpose Vehicles on a Public Roadway (Section 78-542) 125.00**

3~~2~~. Carrying animals on outside of vehicle (Section 78-573) 40.00

3~~4~~3. Boarding or alighting from vehicles (Section 78-574) 40.00

354. Drinking while driving; open container (Section 78-576) 200.00

3~~6~~5. Avoidance of traffic controlled intersections (Section 78-579) 80.00

3~~7~~6. Overtaking and passing emergency vehicles (no personal injury) (Section 78-617) 150.00

3~~8~~7. License to be carried and exhibited on demand (Section 78-892) 50.00

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Section 3. That the effective date of this Ordinance shall be the 1st day of January 2022.

Jim Matherly, City Mayor

AYES: Cleworth, Gibson, Rogers, Therrien, Marney
NAYS: Clark
ABSENT: None
ADOPTED: November 22, 2021

ATTEST:

D. Danyielle Snider, MMC, City Clerk

APPROVED AS TO FORM:

Paul J. Ewers, City Attorney