

HAINES BOROUGH

Adopted

RESOLUTION NO. 08-10-142

A RESOLUTION OF THE HAINES BOROUGH ASSEMBLY ASKING THE ALASKA MUNICIPAL LEAGUE TO URGE THE ALASKA LEGISLATURE TO REPEAL LAWS THAT DEPRIVE BOROUGHES OF STATE SERVICES, REVENUES, OR ASSISTANCE; OR IMPOSE PENALTIES BECAUSE OF INCORPORATION.

WHEREAS, Article VII, Section 1 of the Constitution of the State of Alaska mandates that "; and

WHEREAS, AS 29.60.450 requires that, in order for a municipality to participate in the Program, the municipality must apply to the Department of Community and Economic Development and demonstrate that the municipality had significant activities during calendar year 2007 from fisheries businesses, and;

WHEREAS, 3 AAC 134.060 provides for the allocation of available program funding to eligible municipalities located within fisheries management areas specified by the Department of Community and Economic Development, and;

WHEREAS, 3 AAC 134.070 provides for the use, at the discretion of the Department of Community and Economic Development, of alternative allocation methods which may be used within fisheries management areas if all eligible municipalities within the area agree to use the method, and the method incorporates some measure of the relative significant effect of fisheries business activity on the respective municipalities in the area, and;

WHEREAS, the Haines Borough Assembly proposes to continue to use an alternative allocation method for allocation of FY 2009 funding available within Northern Southeast Fisheries Management Area in agreement with all other municipalities in this area participating in the FY 2009 Shared Fisheries Business Tax Program;

NOW, THEREFORE, BE IT RESOLVED by the Haines Borough Assembly:

Section 1. That the Assembly finds that the Haines Borough had significant activities during calendar year 2007 as a result of fisheries businesses operating within the Northern Southeast Fisheries Management Area.

Section 2. That the Assembly certifies that the alternative allocation method stated below fairly represents the distribution of significant effects during 2007 of fisheries business activity in the Northern Southeast Fisheries Management Area.

Section 3. That the seven municipalities located in the Northern Southeast Fisheries Management Area include Angoon,

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Gustavus, Haines Borough, Hoonah, Juneau, Skagway, and Tenakee Springs; and that all seven municipalities have agreed upon the following alternative allocation method: 50% to be allocated based on a per capita basis and 50% to be divided equally among the seven municipalities.

Section 4. That the Manager is authorized and directed to apply to the Alaska Department of Community and Economic Development for funding under the Fiscal Year 2009 Shared Fisheries Business Tax Program.

Section 5. Effective Date. This resolution shall be effective immediately upon adoption.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 28TH DAY OF OCTOBER, 2008.

ATTEST:

Janice Hill, Mayor

Julie Cozzi, Borough Clerk

S E A L: