

Submitted by: Assembly Vice Chair Constant and
Assembly Member Rivera
Prepared by: Assembly Counsel's Office
For reading: ____, 2022

ANCHORAGE, ALASKA
AO No. 2022-xxx

1 **AN ORDINANCE OF THE ANCHORAGE ASSEMBLY PERMITTING THE**
2 **PROPERTY LOCATED AT 1000 E 36TH AVENUE, FORMERLY KNOWN AS**
3 **THE GOLDEN LION HOTEL, TO BE DESIGNATED, ON A TEMPORARY BASIS,**
4 **AS EMERGENCY SHELTER AS PART OF THE MUNICIPALITY'S EMERGENCY**
5 **SHELTER PLAN; CONFIRMING THE DESIGNATION OF FACILITIES AS**
6 **EMERGENCY SHELTERS; AND RATIFYING THE REAPPROPRIATION OF NOT**
7 **TO EXCEED ONE MILLION TWO HUNDRED SEVENTEEN THOUSAND**
8 **DOLLARS (\$1,217,000) PREVIOUSLY APPROPRIATED FOR ADULT**
9 **EMERGENCY SHELTERING AND THE APPROPRIATION OF NOT TO EXCEED**
10 **ONE MILLION TWO HUNDRED SIXTEEN THOUSAND DOLLARS (\$1,216,000)**
11 **OF ALCOHOLIC BEVERAGES RETAILS SALES TAX FUND (206000) FUND**
12 **BALANCE TO THE ANCHORAGE HEALTH DEPARTMENT TO BE USED FOR**
13 **EMERGENCY COLD WEATHER SHELTERING, BOTH AS APPROVED IN AR**
14 **2022-293, AS AMENDED; AND APPROPRIATING AN AMOUNT NOT TO**
15 **EXCEED ONE MILLION ONE HUNDRED AND TWO THOUSAND FIVE**
16 **HUNDRED DOLLARS (\$1,102,500) OF ALCOHOLIC BEVERAGES RETAILS**
17 **SALES TAX FUND (206000) FUND BALANCE TO THE ANCHORAGE HEALTH**
18 **DEPARTMENT TO BE USED FOR EMERGENCY SHELTERING.**

19
20 **WHEREAS**, Anchorage Municipal Code Chapter 16.120, Emergency Shelter Plan
21 for Homeless Persons, provides for the activation and deactivation of designated
22 emergency shelters under certain weather conditions which occur annually in
23 Anchorage; and
24

25 **WHEREAS**, in AR 2022-293, as amended, the Assembly authorized five facilities to
26 be mobilized as emergency shelter locations when the Emergency Shelter Plan is
27 activated, including the property formerly known as the Golden Lion Hotel (1000 E.
28 36th Avenue), BLOCK 4A CENTRAL CITY SUBDIVISION (PLAT 76-245) (PID 003-
29 241-29) (the "Golden Lion"); and
30

31 **WHEREAS**, subsequent to the passage of AR 2022-293, as amended, the
32 Department of Law raised legal and practical concerns and challenges about use of
33 the Golden Lion as part of the Emergency Shelter Plan in a memorandum dated
34 September 30, 2022; and
35

36 **WHEREAS**, this ordinance is intended to address and resolve those concerns and
37 temporarily authorize the Golden Lion facility to be designated and used as an
38 emergency shelter only when the Municipality's Emergency Shelter Plan is
39 activated, overriding in part the restriction on use of the property approved by the
40 Assembly in AO 2020-66(S), as amended; and
41

1 **WHEREAS**, in addition, to ensure the availability of funds, this ordinance ratifies the
2 appropriation and reappropriation approved in AR 2022-293, as amended; and
3

4 **WHEREAS**, the Alex Hotel is now another available location the Anchorage Health
5 Department intends to lease up to 50 units from, and requires an appropriation for
6 such lease as well as the costs of operations for non-congregate housing during the
7 emergency cold weather sheltering plan activation; now, therefore,
8

9 **THE ANCHORAGE ASSEMBLY ORDAINS:**

10
11 **Section 1.** Notwithstanding any other provision of prior ordinances or Code, the
12 Assembly authorizes and permits the Golden Lion to be designated and used, on a
13 temporary basis, as emergency shelter when the Municipality's Emergency Shelter
14 Plan is activated. This authorization shall expire April 30, 2023 and all restrictions
15 on the Golden Lion superseded by this ordinance shall return in full force and effect
16 upon expiration.
17

18 **Section 2.** The Acting Health Department Director is requested and directed to
19 designate the facilities listed in AR 2022-xx, which amended the Municipality's
20 Emergency Shelter Plan adopted by AR 2022-293, as amended, as emergency
21 shelters under AMC section 16.120.040 with appropriate conditions to
22 accommodate these intended uses.
23

24 **Section 3.** The Assembly ratifies the reappropriation, in AR 2022-293, as
25 amended, of an amount not to exceed One Million Two Hundred Seventeen
26 Thousand Dollars (\$1,217,000) previously appropriated for adult emergency
27 sheltering by AR 2022-221(S), As Amended, to the Anchorage Health Department
28 2022 Operating Budget, all within the Alcoholic Beverages Retail Sales Tax Fund
29 (206000), to be used for emergency cold weather sheltering through December 31,
30 2022.
31

32 **Section 4.** The Assembly ratifies the appropriation, in AR 2022-293, as amended,
33 of an amount not to exceed One Million Two Hundred Sixteen Thousand Dollars
34 (\$1,216,000) of Alcoholic Beverages Retail Sales Tax Fund (206000) Fund Balance
35 to the Anchorage Health Department 2022 Operating Budget, all within the Alcoholic
36 Beverages Retail Sales Tax Fund (206000), to be used for emergency cold weather
37 sheltering through December 31, 2022.
38

39 **Section 5.** That an amount not to exceed One Million One Hundred and Two
40 Thousand Five Hundred Dollars (\$1,102,500) of Alcoholic Beverages Retail Sales
41 Tax Fund (206000) Fund Balance is hereby appropriated to the Anchorage Health
42 Department 2022 Operating Budget, all within the Alcoholic Beverages Retail Sales
43 Tax Fund (206000), to be used for emergency sheltering through December 31,
44 2022.
45

46 **Section 6.** The Clerk is directed to attach a copy of this Ordinance, as approved,

1 to AR 2022-293, As Amended.
2

3 **Section 7.** This ordinance shall be effective immediately upon passage and
4 approval by the Assembly.
5

6 PASSED AND APPROVED by the Anchorage Assembly this _____ day
7 of _____, 2022.
8

9
10 _____
11 Chair

12 ATTEST:
13

14
15
16 _____
17 Municipal Clerk