

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 12-17-03

Submitted by: Assemblymember Tremaine
Prepared by: Department of Assembly
For reading: December 2, 2003

ANCHORAGE, ALASKA
AO NO. 2003-165, as amended

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 12.20 TO REVISE THE DEFINITION OF OPERATOR TO INCLUDE BED & BREAKFAST AND OTHER ESTABLISHMENTS WITH 3 OR FEWER ROOMS FOR RENT AND ADDING PROVISIONS RELATING TO ADMINISTRATION OF THE CHAPTER.

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code section 12.20.010 is hereby amended to read as follows (*the remainder of this section is not affected by this ordinance and is therefore not set out*):

12.20.010 Definitions.

Operator means a person who owns, operates or controls any facility in which there is rented or offered for rent one or more [THAN THREE] rooms, the rent for which is, or absent an exemption under this chapter would be, taxable under this chapter.

1. *Exempt operator* is an operator who has qualified for an exemption under and has fulfilled the requirements of section 12.20.025.
2. Persons misrepresenting themselves to the public as being an operator under this chapter shall be subject to and comply with all the duties and responsibilities of an operator as set forth in this chapter.

(GAAB 10.20.010; AO No. 84-40; AO No. 86-210; AO No. 96-103, § 1, 4-1-97; AO.No. 97-3, § 1, 4-1-97; AO No. 97-68(S), §§ 1, 2, 5-6-97; AO No. 2003-102)

12.20.032 Seasonal Certificate of Registration.

1. A Seasonal Certificate of Registration issued under this section shall not automatically expire when the business, for seasonal reasons, temporarily ceases to rent rooms. The certificate shall, however, automatically expire when the business closes permanently.

3. An Operator possessing a valid Seasonal Certificate of Registration issued by the Department shall comply with all requirements set forth in subsection 12.20.050A, except that such Operator is not required to file a tax return(s) covering the calendar quarter(s) outside of the declared period in subsection A.2. above when no rooms have been rented during that calendar quarter.

Section 3. Anchorage Municipal Code is hereby amended by adding a new subsection 12.20.035E to read as follows:

12.20.032 Security for fiduciary performance.

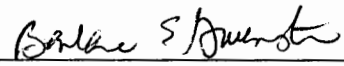
E. Security for fiduciary performance under this section may be waived for an operator having three or fewer rooms for rent provided the operator files a tax return and remits the full amount of tax due by the due dates prescribed in this chapter.

Section 4. This ordinance shall become effective on April 1, 2004.

PASSED AND APPROVED by the Anchorage Assembly this 17th day of December, 2003.


Chair

ATTEST:


Municipal Clerk

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2003-165

Title: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 12.20 TO REVISE THE DEFINITION OF OPERATOR TO INCLUDE BED & BREAKFAST AND OTHER ESTABLISHMENTS WITH 3 OR FEWER ROOMS FOR RENT AND ADDING PROVISIONS RELATING TO ADMINISTRATION OF THE CHAPTER.

Sponsor: Tremaine

Preparing Agency: Assembly

Others Impacted: Municipal Finance

CHANGES IN EXPENDITURES AND REVENUES:

(In Thousands of Dollars)

	<u>FY03</u>	<u>FY04</u>	<u>FY05</u>	<u>FY06</u>	<u>FY07</u>
Operating Expenditures					
1000 Personal Services	\$ -	\$ 46,600	\$ 48,930	\$ 51,377	\$ 53,946
2000 Non-Labor	-				
3900 Contributions	-				
4000 Debt Service	-	-	-	-	-
TOTAL DIRECT COSTS:	\$ -	\$ 46,600	\$ 48,930	\$ 51,377	\$ 53,946
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
FUNCTION COST:	\$ -	\$ 46,600	\$ 48,930	\$ 51,377	\$ 53,946
REVENUES:	\$ -	\$ 229,950	\$ 306,600	\$ 306,600	\$ 306,600
CAPITAL:	\$ -	\$ -	\$ -	\$ -	\$ -
POSITIONS: FT/PT and Temp	1 FT				

PUBLIC SECTOR ECONOMIC EFFECTS:

It is anticipated that the additional hotel/motel tax collected would result in an increase in tax receipts of \$306,600 annually. General Government would receive 50% of that amount. To assist in collection of the taxes it would be necessary to hire one additional position at a Grade 9 level, \$46,600. Therefore the net increase in revenue would be \$260,000. In out years personnel costs would increase at a rate of 5% each year due to merit step increases and additional increases due to negotiated salary adjustments.

PRIVATE SECTOR ECONOMIC EFFECTS:

Availability of goods and services will not be impacted by this ordinance. The price paid by individuals to rent rooms in small B&B's will increase by 8% to include payment of the tax. The primary cost to businesses will be in terms of added time spent reporting and submitting tax revenues to the Municipality.

Prepared by: Richard M. Gutierrez

Telephone: 343-4763

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CLERK'S OFFICE
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MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

NO. AM 999-2003

Meeting Date: December 16, 2003

From: Assemblymember Tremaine

Subject: AO 2003-165, AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 12.20 TO REVISE THE DEFINITION OF OPERATOR TO INCLUDE BED AND BREAKFAST AND OTHER ESTABLISHMENTS WITH 3 OR FEWER ROOMS FOR RENT AND ADDING PROVISIONS RELATING TO ADMINISTRATION OF THE CHAPTER.

Attached is the required Summary of Economic Effects to accompany AO 2003-165. The AO will, if approved, will redefine "operator" in Anchorage Municipal Code Chapter 12.20 to include bed & breakfast establishments with three or fewer rooms.

Respectfully submitted,

Assemblymember Tremaine

Prepared by:

Mike Gutierrez, Utility Analyst
Budget and Legislative Services Office

1	SUBJECT OF AGENCY REPORT		DATE RECEIVED 10/1970
	AM TO AO 2062-1A5, REVENUE AND CHARGES 12.80 TO REVISE THE DEFINITION OF SERVICES IN SECTION 2, PARAGRAPH AND OTHER INFORMATION WITH 3 COLLECTED FROM THE CITY		FISCAL MANAGEMENT ATTACHED
2	DEPARTMENT NAME	Auditor	
3	THE PERSON THE SUBJECT WAS ACTUALLY PERFORMING BY	MARTIN E. GUYTON	EX-111
4	COORDINATED WITH	MAJOR	
	Mayor		
	Heritage Land Bank		
	Norfolk Field Airport		
	Municipal Light & Power		
	Port of Anchorage		
	Solid Waste Services		
	Water & Wastewater Utility		
	Municipal Manager		
	Cultural & Recreational Services		
	Employee Relations		
	Finance, Chief Fiscal Officer		
	Fire		
	Health & Human Services		
	Office of Management and Information Systems		
	Management Information Systems		
	Police		
	Planning, Development & Public Works		
	Development Services		
	Facility Management		
	Planning		
	Project Management & Construction		
	Street Maintenance		
	Traffic		
	Public Transportation Department		
	Purchasing		
	Municipal Attorney		
	Municipal Clerk		
	Other		
5	SPECIAL INSTRUCTIONS COMMENTS		



MUNICIPALITY OF ANCHORAGE
ASSEMBLY INFORMATION MEMORANDUM

NO. 109-2003

Meeting Date: DECEMBER 16, 2003

From: Assemblymember Tremaine

Subject: SUMMARY OF ECONOMIC EFFECTS FOR AO 2003-165: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 12.20 TO REVISE THE DEFINITION OF OPERATOR TO INCLUDE BED & BREAKFAST AND OTHER ESTABLISHMENTS WITH 3 OR FEWER ROOMS FOR RENT AND ADDING PROVISIONS RELATING TO ADMINISTRATION OF THE CHAPTER

The Summary of Economic Effects for AO 2003-165 has been revised to reflect more accurate data provided by the Finance Department and is provided for your information.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Balar Tremaine for".

Assemblymember Tremaine

Prepared by:

A handwritten signature in cursive script, appearing to read "Mike Gutierrez".

Mike Gutierrez, Utility Analyst

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2003-158
165

Title: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 12.20 TO REVISE THE DEFINITION OF OPERATOR TO INCLUDE BED & BREAKFAST AND OTHER ESTABLISHMENTS WITH 3 OR FEWER ROOMS FOR RENT AND ADDING PROVISIONS RELATING TO ADMINISTRATION OF THE CHAPTER.

Sponsor: Tremaine
Preparing Agency: Assembly
Others Impacted: Finance

CHANGES IN EXPENDITURES AND REVENUES:

(In Thousands of Dollars)

	FY03	FY04	FY05	FY06	FY07
Operating Expenditures					
1000 Personal Services	\$ -	\$ 46,600	\$ 48,930	\$ 51,377	\$ 53,946
2000 Non-Labor	-				
3900 Contributions	-				
4000 Debt Service	-	-	-	-	-
TOTAL DIRECT COSTS:	\$ -	\$ 46,600	\$ 48,930	\$ 51,377	\$ 53,946
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
FUNCTION COST:	\$ -	\$ 46,600	\$ 48,930	\$ 51,377	\$ 53,946
REVENUES:	\$ -	\$ 122,000	\$ 152,000	\$ 152,000	\$ 152,000
CAPITAL:	\$ -	\$ -	\$ -	\$ -	\$ -

POSITIONS: FT/PT and Temp

1 FT

PUBLIC SECTOR ECONOMIC EFFECTS:

It is anticipated that the additional hotel/motel tax collected would result in an increase in tax receipts of \$350,000 annually. To assist in collection of the taxes, it would be necessary to fill one additional position at a Grade 9 level. Therefore, the net increase in revenue would be \$304,000. General Government would receive 50% of that amount. In out years, personnel costs would increase at a rate of 5% each year due to merit step increases and possible additional increases due to negotiated salary adjustments.

PRIVATE SECTOR ECONOMIC EFFECTS:

Availability of goods and services will not be impacted by this ordinance. The price paid by individuals to rent rooms in small B&B's will increase by 8% to include payment of the tax. The primary cost to businesses will be in terms of added time spent reporting and submitting tax revenues to the Municipality.

Prepared by:


Mike Gutierrez - Budget and Legislative Services

Telephone: 343-4763

1	SUBJECT OF AGENCY DOCUMENT		DATE RECEIVED 12/15/03
	REMARKS OF ECONOMIC EFFECTS FOR AD 2003-2004		REMARKS OF ECONOMIC EFFECTS ATTACHED
2	DEPARTMENT NAME	REMARKS OF ECONOMIC EFFECTS FOR AD 2003-2004	
3	THE PERSON THE ECONOMIC EFFECTS OF THE PROJECT ARE	REMARKS OF ECONOMIC EFFECTS FOR AD 2003-2004	REMARKS OF ECONOMIC EFFECTS ATTACHED
4	COORDINATED WITH AGENCY	REMARKS OF ECONOMIC EFFECTS FOR AD 2003-2004	REMARKS OF ECONOMIC EFFECTS ATTACHED
	Mayor		
	Heritage Land Bank		
	Marine Field Airport		
	Municipal Light & Power		
	Port of Anchorage		
	Solid Waste Services		
	Water & Wastewater Utility		
	Municipal Manager		
	Cultural & Recreational Services		
	Employee Relations		
	Finance, Chief Fiscal Officer		
	Fire		
	Health & Human Services		
	Office of Management and Support		
	Management Information Systems		
	Police		
	Planning, Development & Public Works		
	Development Services		
	Facility Management		
	Planning		
	Project Management & Engineering		
	Street Maintenance		
	Traffic		
	Public Transportation Department		
	Purchasing		
	Municipal Attorney		
	Municipal Clerk		
	Other		
5	SPECIAL INSTRUCTIONS		
	REMARKS OF ECONOMIC EFFECTS FOR AD 2003-2004		
	REMARKS OF ECONOMIC EFFECTS ATTACHED		

MEMORANDUM FOR THE RECORD

NO. 2003-165

1	SUBJECT OF AGENCY BUSINESS		DATE RECEIVED 12/09/03
	AN ORDINANCE AMENDING THE CHAPTER 13.20 TO REPEAL THE DEFINITION OF "SOLID WASTE" IN SECTION 13.20.010 AND OTHER ESTABLISHMENTS WITHIN 3 OF THE CITY FOR THE CITY		ISSUING DEPARTMENT ATTACHED
	AND ADDING PROVISIONS RELATING TO ADMINISTRATION		
2	DEPARTMENT NAME	ADMINISTRATIVE SERVICES	
3	THE PERSON THE DOCUMENT WAS REFERENCED BY	Samuel A. Smith	ISSUING DEPARTMENT NUMBER 14092
4	COORDINATED WITH THE DEPARTMENT BY	SMITH	DATE
	Mayer		
	Heritage Land Bank		
	Mardi Field Airport		
	Municipal Light & Power		
	Port of Anchorage		
	Solid Waste Services		
	Water & Wastewater Utility		
	Municipal Manager		
	Cultural & Recreational Services		
	Employee Relations		
	Finance, Chief Fiscal Officer		
	Fire		
	Health & Human Services		
	Office of Management & Enterprise		
	Management Information Services		
	Police		
	Planning, Development & Public Works		
	Development Services		
	Facility Management		
	Planning		
	Project Management & Engineering		
	Street Maintenance		
	Traffic		
	Public Transportation Department		
	Purchasing		
	Municipal Attorney		
	Municipal Clerk		
	Other		
5	SPECIAL INSTRUCTIONS		
	LAIID ON THE FILE A MEMORANDUM BY THE A. ON 12/03/03		

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M.D.A.
CLERK'S OFFICE

AMMENDMENTS TO AO 2003-165

1. Delete lines 23 through 27 on page 2 of AO 2003-165.
2. Renumber Section 3 to 4 and add a new Section 3 that reads as follows:

Anchorage Municipal Code is hereby amended by Adding a new subsection 12.20.035E. to read as follows:

Security for fiduciary performance under this section may be waived for an operator having three or fewer rooms for rent provided the operator files a tax return and remits the full amount of tax due by the due dates prescribed in this chapter.