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SB 19 - ROAD SERVICE AREA BOUNDARIES

SPONSOR STATEMENT

Under Title 29.35, *Municipal Powers and Duties*, " most annexations of parcels or subdivisions into a road service area require a vote of both the road service area and a vote of the property owners proposed to be annexed. SB 19 addresses single parcels and does not change voting requirements for subdivisions.

In November of 2013, the Fairbanks North Star Borough attempted to consolidate a parcel that was split into two road service areas. They were able to remove a portion of the parcel from one service area but had to hold an election to add that portion of the parcel to the other service area. The election failed because not one single property owner voted.

SB 19 would allow a borough assembly to forego the requirement of an election under certain unique circumstances. This legislation would allow annexation by a vote of the borough assembly at a public noticed meeting to modify boundaries of road services areas under the following circumstances:

1. A parcel (single tax lot) is split between two service areas-the tax lot would be placed in the service area that provides road access to the parcel.
2. A parcel is partially situated in an existing road service area and the only access to the parcel (tax lot) is on a road in the service area.

The Borough Clerk would have to give public notice that the assembly was considering such an action and the public would have the opportunity to testify on the action.