

LEGAL SERVICES

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MEMORANDUM

March 5, 2009

SUBJECT: Municipal fees for waste disposal; sectional summary (HB 156, Work Order No. 26-LS0470\R)

TO: Representative Bob Lynn
Attn: Dirk Moffatt

FROM: Tamara Brandt Cook
Director

TBC

Sec. 1. Technical change to limit home rule limitation list to the subsections of AS 29.35.050 that are currently home rule limitations. The subsection added in bill sec. 3 is optional rather than mandatory and, therefore, not appropriate to treat as a limitation.

Sec. 2. Technical change that conforms to bill sec. 1.

Sec. 3. Permits a municipality to exempt from a fee for the use of a landfill or dumping area the disposal of waste material from the substantial rehabilitation, renovation, demolition, removal, or replacement of a structure on deteriorated property. The exemption must be provided for in an ordinance and the ordinance may apply the exemption to some or all types of deteriorated property. Provides a definition of "deteriorated property."

TBC:plm
09-144.plm