

HOUSE BILL NO. 431

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE MURKOWSKI

Introduced: 2/15/02

Referred: Community and Regional Affairs, Labor and Commerce

A BILL

FOR AN ACT ENTITLED

1 **"An Act providing for compliance with local planning and zoning ordinances by the**
2 **Alaska Railroad Corporation."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 42.40.390 is amended to read:

5 **Sec. 42.40.390. Land use rules. (a) Subject to (b) of this section, the**
6 [THE] board may adopt [EXCLUSIVE] rules governing land use by parties having
7 interests in or permits for land owned or managed by the corporation. The power
8 conferred by this section is exercised for the common health, safety, and welfare of the
9 public and, to the extent constitutionally permissible, may not be limited by the terms
10 and conditions of leases, contracts, or other transactions.

11 **(b) The corporation shall comply with local planning and zoning**
12 **ordinances in the same manner and to the same extent as other landowners.**