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IN THE House BY Mr McNealy
House BILL NO. 130 Request

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

A BILL

For an Act entitled: "An Act to amend Section 16-2-2, ACLA
1949, pertaining to the incorporation of
communities as cities of the second class,
(~~and declaring an emergency.~~)

BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

Section 1. Section 16-2-2, Alaska Compiled Laws Annotated,
1949, is hereby amended to read as follows:

Section 16-2-2. PROCEEDINGS TO INCORPORATE:

PETITION AND HEARING THEREON; ORDER AND POSTING OF SAME.

A petition praying for such municipal incorporation of
the second class shall be presented to the District Court
of the Division in which such community is situated, which
petition shall be signed by at least fifteen adults, bona
fide residents of such community, who shall be the owners
of substantial property interests, as defined in Section
16-1-21, ACLA 1949, as amended by Ch. 25, Session Laws of Alaska, 1952,
16-1-21, ACLA 1949, as amended, therein. Such petition
shall describe the boundaries and state the number of
inhabitants of the proposed corporation, and shall also
specify the name by which it is to be known (, AND SHALL
GIVE SUCH OTHER FACTS AS MAY TEND TO SHOW GOOD GROUNDS
FOR SUCH INCORPORATION). The Judge of the District Court
shall thereupon fix the time and place for considering
said petition, which time shall not be less than fifteen
nor more than sixty days after the date of such order.

Page 1, line 21, strike words "16-1-22, ACLA 1949 as amended," and insert in lieu thereof, "16-1-28 ACLA 1949, as amended by Ch. 25, Session Laws of Alaska, 1953,"

Page 1, line 9, strike emergency clause

1 As soon as such order is signed copies thereof shall be
2 posted in three public places within the limits of the
3 territory proposed to be incorporated. At the time and
4 place fixed for considering the petition the District
5 Judge shall hear those who are in favor of as well as
6 those who are opposed to (INCORPORATION) the proposed
7 boundaries; and if he be satisfied that (IT IS FOR THE
8 BEST INTEREST AND WELFARE OF THE COMMUNITY TO BE INCOR-
9 PORATED AS A CITY OF THE SECOND CLASS,) the proposed
10 boundaries are reasonable and that the number of inhabitants
11 and properties included in the proposed corporation is
12 sufficient to support the cost of operating a municipal
13 government adequate for a city of the second class, he shall (,BY)
14 order (,SO ADJUDGE;) an election; but if he be not so
15 satisfied, (AND) he (MAY) shall, by the order, so change
16 or modify the proposed boundaries, which shall in no case
17 embrace more than (SIX HUNDRED AND FORTY) twelve hundred
18 and eighty acres (.) , so as to provide for a sufficient
19 number of inhabitants and properties within the proposed
20 corporation to support the cost of operating the municipal
21 government thereof, provided, however, that no territory
22 shall be included, except with the written consent of the
23 owner thereof, which is primarily devoted to, or suitable
24 for agricultural uses; He shall also, by said order
25 designate the name and the boundaries of the corporation,
26 and the time and place when and where an election shall be
27 held to determine whether the people of the community desire
28 to be incorporated as a city of the second class; and he
29 shall also, by said order, appoint three qualified voters

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to act as judges of such election. Copies of such order shall be posted at three public places within the limits of the proposed corporation, at least fifteen days prior to the day of election, and such posting shall be deemed sufficient notice of such election.

Section 2. An emergency is hereby declared to exist and this Act shall take effect immediately upon its passage and approval.

to act as judges of such election. Copies of such order shall be posted at three public places within the limits of the proposed corporation, at least fifteen days prior to the day of election, and such posting shall be deemed sufficient notice of such election.

Page 3, lines 6 & 7; strike emergency clause