

Introduced: 1/25/67
Referred: Local Govern-
ment

1 IN THE HOUSE

BY SMITH BY REQUEST

2 HOUSE BILL NO. 48

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing for control of hazards and nui-
7 sances as an area-wide power of organized boroughs."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 07.15 is amended by adding a new section to read:

10 Sec. 07.15.345. CONTROL OF HAZARDS AND NUISANCES. (a) The
11 assembly may provide by ordinance for (1) the condemnation and abate-
12 ment of fire or health hazards or public nuisances, and (2) the
13 removal or screening by topography, landscaping, or fencing of accu-
14 mulations of junk and debris, and, after a hearing on 30 days notice
15 to the owner or his agent, order or cause their removal or demolition,
16 or screening. The owner must be given 30 days after the hearing to
17 comply with the order before the borough may proceed. If the borough
18 removes the hazard or nuisance, or removes or screens the junk or debris,
19 the cost is chargeable to the property, first against the salvaged
20 material, which may be sold at public auction, and the balance of the
21 cost, if any, against the land as in the case of taxes.

22 (b) If service of notice may not readily be had upon the owner
23 or agent, the notice to the owner or his agent required under (a) of
24 this section shall be sufficient if made upon the person in possession
25 or if a copy of the notice is mailed by certified mail to that person
26 listed upon the tax rolls of the borough as the person to whom the
27 property is to be taxed.

28 (c) The assembly may prohibit the abandonment or dumping of junk
29 and debris on public or private property.

1 (d) In this section "junk" and "debris" mean any secondhand
2 and used machinery, scrap iron, copper, lead, zinc, aluminum, or
3 other metals, wrecked automobiles, abandoned automobiles, inoperables
4 kept for the purpose of salvage parts or land stabilization and fill,
5 tools, implements, rags, used building materials, abandoned structures
6 not affixed to the ground, rubber, paper, cans, bottles and other
7 similar household wastes.
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