

Original sponsor: Smith
by request

Offered: 3/23/67
Referred: Rules

1 IN THE HOUSE

BY THE LOCAL GOVERNMENT COMMITTEE

2 CS FOR 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 nuisances
7 by organized boroughs in the area outside cities."

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

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

10 Sec. 07.15.715. CONTROL OF HAZARDS AND NUISANCES. (a) The
11 assembly of the first class borough may provide by ordinance effective
12 in the area outside cities for (1) the condemnation and abatement of
13 fire or health hazards or public nuisances, and (2) the removal or
14 screening by topography, landscaping, or fencing of accumulations of
15 junk and debris, and, after a hearing on 30 days' notice to the owner
16 or his agent, order or cause their removal or demolition, or screening.
17 The owner must be given 30 days after the hearing to comply with the
18 order before the borough may proceed. If the borough removes the
19 hazard or nuisance, or removes or screens the junk or debris, the cost
20 is chargeable to the property, first against the salvaged material,
21 which may be sold at public auction, and the balance of the cost, if
22 any, against the land as in the case of real property taxes.

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

29 (c) The assembly may prohibit the abandonment or dumping of junk

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1 and debris on public or private property.

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

9 Sec. 07.15.726. CONTROL OF HAZARDS AND NUISANCES. The second
10 class borough may provide for control of hazards and nuisances in the
11 area outside cities and may do so in the manner provided for first
12 class boroughs in sec. 715 of this chapter. The exercise of the power
13 of hazards and nuisances in the area outside cities is at the option
14 of the borough and is not subject to the restrictions on acquiring
15 additional powers specified in secs. 720 and 730 - 800 of this chapter.
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