

Original sponsor: Stevens

Offered: 2/2/68
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 254

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the change and vacation of land
7 plats in areas outside an organized borough and cities
8 in the unorganized borough."

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

10 * Section 1. AS 40.15.070 is amended to read:

11 Sec. 40.15.070. PLATTING AUTHORITY. If land proposed to be sub-
12 divided or dedicated is situated within a city the proposed subdivision
13 or dedication shall be submitted to the city planning commission for
14 approval. The city planning commission is the platting authority for
15 the city. If the city does not have a planning commission, the city
16 council is the platting authority and the proposed subdivision or dedi-
17 cation shall be submitted to it. [IF LAND PROPOSED TO BE SUBDIVIDED OR
18 DEDICATED IS SITUATED WITHIN A SCHOOL DISTRICT BUT OUTSIDE A CITY, THE
19 PROPOSED SUBDIVISION OR DEDICATION SHALL BE SUBMITTED FOR APPROVAL
20 TO THE PLATTING BOARD REFERRED TO IN SEC. 80 OF THIS CHAPTER WHICH IS
21 THE PLATTING AUTHORITY FOR THE SCHOOL DISTRICT OUTSIDE A CITY.] No
22 subdivision may be filed for record until it is approved by the platting
23 authority.

24 * Sec. 2. AS 40.15 is amended by adding a new section to read:

25 Sec. 40.15.075 AUTHORITY IN THE UNORGANIZED BOROUGH. The
26 division of lands shall be the platting authority in the area outside
27 organized boroughs and outside cities in the unorganized borough for
28 only the purposes of hearing and acting on petitions for the change or
29 vacation of plats and shall execute this function substantially in

1 conformity with the provisions of secs. 150 - 180 of this chapter.
2 Costs of publication and mailing as well as other costs authorized in
3 sec. 150 of this chapter shall be paid to the division by the
4 petitioner. The Department of Natural Resources shall adopt reasonable
5 regulations governing the exercise of this change- and vacation-authority
6 by the division of lands.

7 * Sec. 3. AS 40.15.140 is amended to read:

8 Sec. 40.15.140. PETITION. No plat shall be [ALTERED, AMENDED OR]
9 changed or vacated [,] except upon petition of the owners of a majority
10 of the land affected by the [ALTERATION, AMENDMENT OR] change or
11 vacation [,] showing the changes contemplated. No street, alley or
12 public thoroughfare or any part of one shall be vacated, except upon
13 petition of the owners of the majority of the front feet of the
14 land fronting upon the part of the street, alley or public thoroughfare
15 sought to be vacated. The petition shall be filed with the clerk of
16 the city or the platting authority having jurisdiction [BOARD], re-
17 questing that the plat, addition or subdivision be changed [AMENDED],
18 replatted or vacated, or that the street, alley or public thoroughfare
19 be vacated. The petition shall be accompanied by a plat, draft or a
20 copy of the existing plat, showing the proposed amendment, replat or
21 vacation.

22 * Sec. 4. AS 40.15.080 and 40.15.090 are repealed.
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