

Introduced: 2/13/68
Referred: Local Government
and Judiciary

1 IN THE HOUSE

W. BARNFIELD AND RAY

2 HOUSE BILL NO. 538

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 vacation of public ways."

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

8 * Section 1. AS 07.15.340 is amended by adding a new section to read:

9 (d) No street, alley, or public thoroughfare may be vacated in
10 its entirety or in part unless vacation is approved by resolution of
11 the governing body of the city or organized borough, or both, in which
12 the public way is located, except that vacation of a street, alley or
13 public thoroughfare located entirely within a city shall require
14 approval of the city governing body only.

15 * Sec. 2. AS 40.15.160 is amended to read:

16 Sec. 40.15.160. HEARING AND DETERMINATION. At the hearing, the
17 platting authority shall inquire into and determine the merits of
18 the relief prayed for and make such order as justice and the public
19 welfare require. Vacations ordered by the platting authority shall
20 not be effective unless approved by the local governing body having
21 jurisdiction as provided in AS 07.15.340(d).