

Introduced: 4/3/69  
Referred: Local Government

1 IN THE HOUSE

BY HOLM

2 HOUSE BILL NO. 351

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the adoption of official maps by  
7 first class cities and first and second class organized  
8 boroughs in the areas outside cities."

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

10 \* Section 1. AS 29.10 is amended by adding a new section to read:

11 Sec. 29.10.244. OFFICIAL MAP. (a) The council may adopt and  
12 modify an official map based upon the recommendations of the planning  
13 commission. The map may show existing and proposed future streets,  
14 highways, parkways, parks, playgrounds, public lands and facilities,  
15 other public uses, and the area needed to acquire, widen and enlarge  
16 them. It shall be prepared in sufficient detail to permit the estab-  
17 lishment of the future acquisition lines on the ground and shall be  
18 attested to by a registered land surveyor. After adoption a certified  
19 copy of the map shall be recorded in each recording district within  
20 which any of the land shown on the map is located.

21 (b) After an official map has been adopted and recorded, the  
22 council may prohibit the construction or location of a building or  
23 structure within the public areas designated in (a) of this section as  
24 shown on the map and may by resolution restrain issuance of a building  
25 permit for the construction or location. However, the reservation of  
26 particular property for public use under the map shall lapse and become  
27 void one year after an owner of the property reserved makes application  
28 for a building permit for the location or construction of a building  
29 or structure within the area reserved, unless during that time the

1 council acquires the property or begins eminent domain proceedings to  
2 acquire the property.

3 (c) The adoption of an official map does not of itself give the  
4 borough a right, title, or interest in areas identified for public  
5 purposes but authorizes the council to acquire an interest without  
6 paying compensation for buildings or structures which are erected in  
7 those areas without a permit or in violation of the conditions of a  
8 permit.

9 \* Sec. 2. AS 07.15 is amended by adding a new section to read:

10 Sec. 07.15.728. OFFICIAL MAP. The second class borough may  
11 provide for an official map applying to the area outside cities and  
12 may do so in the manner provided for first class cities. The exercise  
13 of the power is at the option of the borough and is not subject to the  
14 restrictions on acquiring additional powers specified in secs. 720 and  
15 730 - 800 of this chapter.