

Introduced: 4/30/71
Referred: Local Government

1 IN THE HOUSE

BY SPECKING BY REQUEST

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HOUSE BILL NO. 456

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IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SEVENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to exercise of planning, platting
7 and zoning powers within organized boroughs."

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

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* Section 1. AS 07.15.340 is amended by adding new subsections to read:

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(d) The governing body of a home rule or first class city may
11 at its option by ordinance assume the exercise of planning, platting
12 and zoning powers within its boundaries in lieu of borough exercise of
13 those powers within the city. The provisions of (a) and (b) of this
14 section do not restrict the authority conferred in this subsection,
15 and the city may exercise the planning, platting and zoning power as
16 provided in its charter or by ordinance.

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(e) If the governing body of a home rule or first class city
18 within a borough elects to exercise planning, platting and zoning
19 powers as provided in (d) of this section, the borough continues to
20 exercise the powers in all areas of the borough outside that city. In
21 addition the city governing body may by ordinance choose to reinvest
22 the assembly with authority to exercise the powers within the city.

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* Sec. 2. AS 07.15.310 is amended to read:

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Sec. 07.15.310. SCOPE OF AREAWIDE POWERS. Except as provided in
25 sec. 340(d) and (e) of this chapter, first [FIRST] and second class
26 boroughs shall exercise the powers specified in secs. 310 - 350 of
27 this chapter on an areawide basis, both within and outside cities of
28 any class within its boundaries. Except as provided in sec. 340(d) and
29 (e) of this chapter, no [NO] city of any class, whether home rule or

1 not, within an organized borough, may exercise any areawide power
2 provided in this section or specified in the petition approved by the
3 voters for incorporation once that power is being exercised by an
4 organized borough.
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