

Original sponsor: Hensley

Offered: 3/26/71
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

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HOUSE CS FOR SENATE BILL NO. 117

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SEVENTH LEGISLATURE - FIRST SESSION

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A BILL

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For an Act entitled: "An Act relating to eminent domain powers of fourth

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class cities."

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

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* Section 1. AS 29.25 is amended by adding a new section to read:

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Sec. 29.25.335. EMINENT DOMAIN. The council may exercise the

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powers of eminent domain and declaration of taking in the performance

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of an authorized city power or function, in accordance with AS 09.55.-

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.250 - 09.55.460. Before exercising the power, the council shall

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request or petition the Local Affairs Agency for permission to exercise

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the power. The council may not exercise the power of eminent domain or

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declaration of taking without the formal approval of the Local Affairs

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Agency. The exercise of the power of eminent domain or declaration of

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taking shall be by ordinance which shall be submitted to the qualified

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voters at the next regularly scheduled general election or special

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election called for that purpose. A majority of the qualified voters

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voting on the question is required for approval of the ordinance.

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