

Introduced: 3/5/73  
Referred: Community & Regional  
Affairs and Judiciary

1 IN THE HOUSE

BY HUBER

2 HOUSE BILL NO. 299

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to municipal zoning regulations."

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

8 \* Section 1. AS 29.33.090 is amended by adding a new subsection to read:

9 (c) The assembly may not by zoning regulation restrict a legal  
10 use of a parcel of land which use is in existence before and at the  
11 time the regulation takes effect, nor may it restrict the reasonable  
12 expansion and development of that use within that parcel of land, so  
13 long as the expansion or development does not change the basic character  
14 of the use. However, the right provided in this subsection to continue  
15 a nonconforming use, other than a conditional use, is not transferable  
16 to a subsequent owner, unless approved by the planning commission subject  
17 to appeal as provided in sec. 110 of this chapter. For purposes of  
18 this subsection, a parcel of land includes all contiguous land owned  
19 by the same owner or owners at the time the regulation takes effect,  
20 but does not include additional contiguous land acquired at a later  
21 date.

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