

Introduced: 3/8/73
Referred: Community & Regional
Affairs and Judiciary

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE
BY REQUEST

2 HOUSE BILL NO. 320

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 planning, platting and zoning
7 powers of cities within organized boroughs."

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

9 * Section 1. AS 29.33.070(b) is repealed and re-enacted to read:

10 (b) 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) of this section
14 do not restrict the authority conferred in this subsection, and the city
15 may exercise the planning, platting and zoning power as provided in its
16 charter or by ordinance. If the governing body of a home rule or first
17 class city within a borough elects to exercise planning, platting and
18 zoning powers as provided in this section, the borough continues to
19 exercise the powers in all areas of the borough outside that city. In
20 addition the city governing body may by ordinance choose to reinvest
21 the assembly with authority to exercise the powers within the city.

22 * Sec. 2. AS 29.33.010(b) is amended to read:

23 (b) Except as provided in sec. 70(b) of this chapter, no [NO]
24 city, whether home rule or not, may exercise an areawide power conferred
25 in, or assumed by means of secs. 250 - 290 of, this chapter once that
26 power is being exercised by a borough.
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