

1 IN THE HOUSE

BY SMITH

CS HOUSE BILL NO. 3 am

2
3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing for dedication or acquisition of
7 park, open space and recreation areas."

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

9 * Section 1. AS 29.33.150 is amended by adding new subsections to read:

10 (b) A municipality may require by regulation that all plats pro-
11 vide for the dedication of open space, park or recreation areas within
12 their boundaries. The regulation shall relate the percentage share of
13 land to be dedicated to the proposed population density of the subdivi-
14 sion. If the percentage share of the property within the platted area
15 is determined by the municipality to be insufficient in size to permit
16 beneficial use of a dedicated area for the intended purposes, the muni-
17 cipality may require the applicant to pay a sum to be computed by
18 multiplying the area that would otherwise have been dedicated by the
19 average fair market value of vacant and unimproved property in the sub-
20 division.

21 (c) Payments made in lieu of dedication under (b) of this section
22 shall be accounted for as a special fund and shall be expended only for
23 the development or acquisition, or both, of park, open space or recrea-
24 tion areas within the vicinity of the property to be platted and of
25 benefit to that property.
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