

Original sponsor: Smith

Offered: 5/20/75  
Referred: For Today's  
Calendar

1 IN THE HOUSE

BY THE COMMUNITY AND REGIONAL  
AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 3

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 park,  
7 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) The legislative body of a municipality with parks and recrea-  
11 tion powers may require by ordinance that plats provide for the dedi-  
12 cation of open space, park or recreation areas within their boundaries.  
13 The requirement shall relate the percentage share of land to be dedi-  
14 cated to the proposed population density of the subdivision. The  
15 legislative body of the municipality shall adopt a general plan contain-  
16 ing a recreation element, and the park recreation facilities provided in  
17 the plat shall be in accordance with the principles and standards  
18 contained in the plan.

19 (c) If the percentage share of the property within the platted  
20 area is determined by the municipality to be insufficient in size to  
21 permit beneficial use of a dedicated area for the intended purposes, the  
22 municipality may require the applicant to pay a sum to be computed by  
23 multiplying the area that would otherwise have been dedicated by the  
24 average fair market value of vacant and unimproved property in the sub-  
25 division. Payments made in lieu of dedication under (b) of this section  
26 shall be accounted for as a special fund and shall be expended only for  
27 the development or acquisition, or both, of park, open space or recrea-  
28 tion areas within the vicinity of the property to be platted and of  
29 benefit to that property.

1 (d) Land dedicated, developed, or acquired under (b) or (c) of  
2 this section shall be reasonably adaptable to active park and recrea-  
3 tional uses and shall be in a location convenient to the people to be  
4 served. Factors used in evaluating the adequacy of the proposed park  
5 and recreation areas shall include size, shape, topography, geology,  
6 tree cover, access, and location.  
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