

Introduced: 2/2/77
Referred: Community & Regional
Affairs

1 IN THE SENATE

BY CROFT

2 SENATE BILL NO. 114 *am*

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to public works."

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

8 * Section 1. AS 35.10.020 is amended to read:

9 Sec. 35.10.020. CONSULTATION WITH MUNICIPAL PLANNING COMMISSIONS.

10 Before the construction of a building, structure, public works, highway,
11 or other public project within a municipality and before the extraction
12 or excavation of any materials within [IN] a municipality in connection
13 with a public project, the state agency which is primarily responsible
14 for the project [, OR A BUILDING OR OTHER STRUCTURE BY THE UNIVERSITY OF
15 ALASKA IN A MUNICIPALITY, THE DEPARTMENT OR THE UNIVERSITY OF ALASKA, AS
16 APPROPRIATE,] shall confer with the planning commission of the municipal-
17 ity to determine that the welfare of the public is properly protected.
18 The state agency which is primarily responsible for the project [UNIVER-
19 SITY OF ALASKA OR THE DEPARTMENT] and its [AGENCIES AND] instrumentalities
20 shall comply with all local planning and zoning ordinances and the local
21 regulations in the same manner and to the same extent as other landowners.
22 However, if a state agency [OR THE UNIVERSITY OF ALASKA] clearly demon-
23 strates an overriding state interest, a waiver to the compliance require-
24 ments may be granted by the governor.

25 * Sec. 2. AS 35.25.020 is amended by adding a new paragraph to read:

26 (7) "state agency" means a state department or agency, whether
27 in the legislative, judicial, or executive branch, including such entities
28 as the University of Alaska and the Alaska State Housing Authority; "state
29 agency" does not include a municipality or an agency of a municipality.

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