

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 construction of the project [, OR A BUILDING OR OTHER STRUCTURE  
15 BY THE UNIVERSITY OF ALASKA IN A MUNICIPALITY, THE DEPARTMENT OR THE  
16 UNIVERSITY OF ALASKA, AS APPROPRIATE,] shall confer with the planning  
17 commission of the municipality to determine that the welfare of the  
18 public is properly protected. The state agency which is primarily  
19 responsible for the construction of the project [UNIVERSITY OF ALASKA OR  
20 THE DEPARTMENT] and its [AGENCIES AND] instrumentalities shall comply  
21 with all local planning and zoning ordinances and the local regulations  
22 in the same manner and to the same extent as other landowners. However,  
23 if a state agency [OR THE UNIVERSITY OF ALASKA] clearly demonstrates an  
24 overriding state interest, a waiver to the compliance requirements may  
25 be granted by the governor.

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

27 (7) "state agency" means a state department or agency, or  
28 agency of the state, whether in the legislative, judicial, or executive  
29 branch, including such entities as the University of Alaska and the

1 Alaska State Housing Authority; "state agency" does not include a  
2 municipality or an agency of a municipality.  
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