

Introduced: 2/15/82
Referred: Community & Regional
Affairs and Finance

1 IN THE HOUSE

BY BUCHHOLDT AND ZHAROFF

2 HOUSE BILL NO. 790

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act requiring a feasibility study before a safe
7 water and sewage disposal facility may be constructed
8 in a village."

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

10 * Section 1. AS 46.07 is amended by adding a new section to read:

11 Sec. 46.07.035. FEASIBILITY STUDY. (a) Before a facility may be
12 constructed under this chapter, the Department of Environmental Conserva-
13 tion shall study the feasibility of the proposed facility and shall
14 consult with

15 (1) the governing body of the village in which the facility
16 will be located;

17 (2) organizations that provide health care in the village in
18 which the facility will be located;

19 (3) the legislators who represent the village in which the
20 facility will be located; and

21 (4) if the village is located in a borough or unified municipi-
22 pality that provides platting, planning, and land use regulation, the
23 planning commission of the borough or unified municipality.

24 (b) The Department of Environmental Conservation shall submit a
25 report of the study to the commissioner. If the commissioner determines
26 that the proposed facility is feasible, he shall submit to the legisla-
27 ture a request for an appropriation for the facility.

28 (c) A feasibility study required under (a) of this section may be
29 waived if the commissioner determines that, because of an emergency,

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construction of a proposed facility must begin as soon as possible.