

HJR

69



Alaska State Legislature

House of Representatives

Committee on Community & Regional Affairs

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-3870

February 15, 1984

P.S.A.

THE HOUSE AND SENATE COMMUNITY & REGIONAL AFFAIRS COMMITTEES WILL BE HOLDING A PUBLIC HEARING VIA TELECONFERENCE ON HJR 69 AND SJR 41; WEDNESDAY, FEBRUARY 22, AT 3:15 P.M. IN ROOM 110 OF THE BEHRENS BUILDING. THE TWO BILLS WOULD DISAPPROVE THE LOCAL BOUNDARY COMMISSION RECOMMENDATION FOR ANNEXATION OF TERRITORY TO THE CITY OF HCONAH. FOR INFORMATION REGARDING HJR 69 AND SJR 41, CONTACT SHIRLEY DREAS WITH HOUSE COMMUNITY & REGIONAL AFFAIRS AT 465-3870. FOR MORE INFORMATION REGARDING THE TELECONFERENCE, CONTACT YOUR LOCAL LEGISLATIVE INFORMATION OFFICE OR TELECONFERENCE CENTER.

CITY of HOONAH

P.O. Box 360

HOONAH, ALASKA 99829

Senator Richard Eliason
Pouch V
Juneau, Ak. 99811

February 15, 1984

Re: City of Hoonah Annexation Petition and Brief

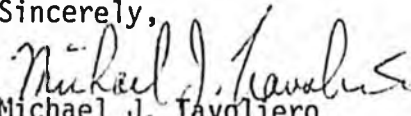
Dear Senator Eliason,

You are hereby requested to proceed with having the Petition for Annexation rejected by both Houses of the Legislature in its present form.

Please be informed by myself that the purpose of the request is to allow for a meaningful dialogue and exchange of ideas between the City Council of Hoonah and the affected property owners during the forthcoming year so that a future annexation request is one arrived at through a consensus of the various parties.

If you have any questions, please feel free to contact me.

Sincerely,


Michael J. Favoliero
Hoonah City Manager

CITY of HOONAH

P.O. Box 360

HOONAH, ALASKA 99829

RESOLUTION NO: CC-84-14-02-02

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF HOONAH, ALASKA, RESCINDING RESOLUTION NO. 83-09-22-01 IN ORDER THAT THE ANNEXATION ISSUE MAY BE REVIEWED FOR A PERIOD OF ONE YEAR AND REEVALUATED WITH INPUT FROM ALL AFFECTED PROPERTY OWNERS.

WHEREAS, The City of Hoonah previously passed a resolution directing the City Manager to submit a petition for annexation to the State Local Boundary Commission; and,

WHEREAS, The City Manager submitted such a petition; and,

WHEREAS, There is a legitimate concern among several of the affected property owners that there was an insufficient dialogue and exchange of ideas prior to the submission of the Petition for Annexation; and,

WHEREAS, It would be beneficial to the City of Hoonah and to the affected property owners to have such a period of dialogue with the exchange of ideas and concepts.

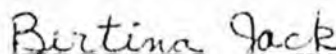
NOW THEREFORE BE IT RESOLVED by the Hoonah City Council that the City Manager is hereby directed to prepare and submit a letter to Senator Richard Eliason and Representative Ben Grussendorf requesting that the Petition for Annexation be rejected by both Houses of the Legislature in its present form.

FURTHER, that Senator Eliason and Representative Ben Grussendorf be informed by the City Manager that the purpose of the request is to allow for a meaningful dialogue and exchange of ideas between the City Council of Hoonah and the affected property owners during the forthcoming year so that a future annexation request is one arrived at through a consensus of the various parties.

ADOPTED this 14th day of February, 1984, by a duly constituted quorum of the City Council, Hoonah, Alaska.


Miles N. Murphy, Mayor

ATTEST:


Bertina Jack, City Clerk

HUNA TOTEM CORPORATION RESOLUTION 3
RESOLUTION OF THE HUNA TOTEM CORPORATION BOARD OF DIRECTORS
RE: RECOMMENDATION FOR THE ANNEXATION OF TERRITORY
TO THE CITY OF HOONAH

WHEREAS, Huna Totem Corporation is the major property owner in the area sought to be annexed; and

WHEREAS, Huna Totem Corporation has eight hundred seventy five (875) shareholders registered to Hoonah, Alaska; and

WHEREAS, Huna Totem Corporation Board of Directors is concerned that the annexation as proposed is not in the best interest of either the residents of the City of Hoonah or the shareholders of Huna Totem Corporation; and

WHEREAS, there are certain factual inaccuracies contained in the Recommendation for the Annexation of Territory to the City of Hoonah prepared by the Local Boundary Commission; and

WHEREAS, there has been a failure by the City of Hoonah to adhere to statutory and regulatory requirements for the processing of its Petition for Annexation;

NOW THEREFORE, BE IT HEREBY RESOLVED that the Huna Totem Corporation Board of Directors oppose the recommendation for the annexation of territory to the City of Hoonah in its present form; and

FURTHER, that the Board of Directors propose to the Alaska State Legislature that the annexation issue be reevaluated during the coming year; and

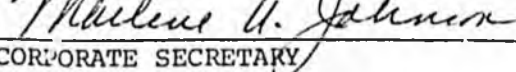
FURTHER, that the Huna Totem Corporation Board of Directors actively seek legislative rejection in both the Senate and House of the recommendation for annexation in its present form.

BE IT SO RESOLVED this 29th day of January 1984.

HUNA TOTEM CORPORATION

BY: 
CHAIRMAN OF THE BOARD

SEAL:

BY: 
CORPORATE SECRETARY

PETITION REQUESTING THAT THE LEGISLATURE REJECT ANNEXATION
 OF TERRITORY TO THE CITY OF HOONAH AS PROPOSED BY
 THE LOCAL BOUNDARY COMMISSION TO THE SECOND SESSION
 OF THE THIRTEENTH LEGISLATURE

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We the undersigned Shareholders of Huna Totem Corporation request that the Alaska State Legislature, both Senate and House, reject the recommendation of the Local Boundary Commission for the annexation of territory to the City of Hoonah. Namely, we are opposed to the annexation in the present form containing 9.68 square miles, more or less. We are opposed to the requested annexation because it is not in the best interest of either the City of Hoonah or the property owners of the area sought to be annexed.

NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Richard G. Dalton Sr.	Richard G. Dalton Sr.	at Box 154 Hoonah AK	99829
Richard G. Dalton Jr.	Richard G. Dalton Jr.	2nd St. Box 407 Hoonah AK	99829
Deborah A. Dalton	Deborah A. Dalton	2nd St Box 154 Hoonah AK	99829
Allen J. Johnson	Allen Johnson	2nd St P.O. Box 171; Hoonah, AK	99829
John N. Marvin Sr.	John N. Marvin Sr.	P.O. Box 336 Hoonah AK	99829
Wilfred J. Johnson Sr.	Wilfred J. Johnson Sr.	2nd St PO Box 237 Hoonah AK	99829
Raymond C. Pratt Sr.	Raymond C. Pratt Sr.	House 612 Douglas Dr. Box 354 Hoonah AK	
Wilburt Skeek	Wilburt Skeek	Box 174 Hoonah AK	99829
Leona Marie Lindoff	Leona Marie Lindoff	#2 Hemlock Box 325 Hoonah, AK	99829
FRANK LINDOFF	Frank Lindoff	#2 Hemlock Box 325 HOONAH, AK	99829
GEORGE A. LINDOFF	George Lindoff	1005 Grant St. Box 325 Hoonah, AK	99829
RUTH LINDOFF	Ruth Lindoff	1005 Grant St. Box 325 Hoonah	99829
NINA M. DICK	Nina M. Dick	Hemlock St. Box 362 Hoonah	99829
LARRY R. SANDERS Sr.	Larry R. Sanders Sr.	Salmon Loop Box 273 Hoonah AK	99829
HARLENE E. SANDERS	Harlene E. Sanders	Salmon Loop Box 273 Hoonah AK	99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
STCHAN A DYBDAHL	<i>John A Dybdahl</i>	Space 43, Switzerland	6570 GLACIER HWY SP45 JUNEAU, ALASKA 99801
Marilyn Williams	<i>Marilyn Williams</i>	PO Box 278 606 Douglas Drive	Box 278 Hoonah, AK 99829
CATHY M. LINDEFF	<i>Cathy M. Linduff</i>	Gen. Del.	Hoonah, AK 99829
Loretta A. Williams	<i>Loretta A. Williams</i>	300 St	Box 335 Hoonah, AK 99829
Leslie Nick Hillman	<i>Leslie N. Hillman</i>	# 16 Sec. St	Box 377 Hoonah, AK 99829
MARLENE A. WHITE	<i>Marlene A. White</i>	Box 201 Douglas Drive - House #17	Hoonah AK 99829
Dorlene A. White	<i>Dorlene A. White</i>	Box 201 Douglas Drive - House #17	Hoonah AK 99829
Frank C. White Jr.	<i>Frank C. White Jr.</i>	Box 201 Douglas Drive House #17	Hoonah AK 99829
JOHN S. SHOTTER JR.	<i>John S. Shotton Jr.</i>	634 Douglas Drive	Box 186 HOONAH AK 99829
Charles O. Bennett	<i>Charles O. Bennett</i>	628 Douglas Drive	Box 255 HOONAH ALASKA 99829
EVERETT J. GLOVER JR.	<i>Everett J. Glover Sr.</i>	624 Douglas Drive	Box 355 HOONAH ALASKA 99829
F. Waice M. Glover	<i>F. Waice M. Glover</i>	624 Douglas Drive	Box 355 HOONAH ALASKA 99829
Dennis H. Gray	<i>Dennis H. Gray</i>	# 11 Sec St	Box 415 Hoonah, Alaska 99829
Jacob White Sr.	<i>Jacob White Sr.</i>	Box 522 Hill St.	Box 322 Hoonah Alaska
Arnold Gerard K. White	<i>Arnold K. White</i>	2nd St	Box 155 Hoonah Alaska, 99829.

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
John Huxham Jr.	John Huxham Jr.	#2 Douglas Drive	Box 203 Hoonah AK
Jacob White Jr.	Jacob White Jr.	Carteene Street	Box 474 Hoonah, Ak.
Joseph J. Whitesell	Joseph J. Whitesell	Carteene Street	Box 474 Hoonah, AK.
Sandra Gonzalez	Sandra Gonzalez	Second Street	Box 284 Hoonah, AK.
James I. Dybdahl	James I. Dybdahl	Cannery Road	Box 247 Hoonah, AK. 99829
Johanna K. Hinchman	Johanna K. Hinchman	Cannery Road	Box 203 Hoonah, AK. 99829
JAMES A. WHITE	James A. White	Second Street	Box 305 Hoonah, AK. 99829
JAMES M. LINDOFF JR.	James M. Lindoff Jr.	Douglas Drive	Box 474 Hoonah, Alaska 99829
Geraldine A. Gray	Geraldine A. Gray	Douglas Drive	PO Box 476 Hoonah Alaska 99829
Frederick G. Lee	Frederick G. Lee	See St	PO Box 213 Hoonah Alaska 99829
George Johnson SR	George Johnson Sr	See St	PO Box 324 Hoonah AK 99829
George Johnson Jr	George Johnson Jr	Marconi St	PO Box 324 Hoonah AK 99829
George W. Ober Jr	George W. Ober Jr	#8 Whitehouse Ave	PO Box 313 Hoonah, AK 99829
MAURKIN E. OBER	Maurkin E. Ober	#8 Whitehouse Ave	PO Box 313 Hoonah, AK 99829
Paul Wright	Paul N. Wright	See St	PO Box 131 " " 99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Eli SHARCIAF	Eli Shorcine	Douglas Drive #4	Box 224 Hoonah Alaska
GARY M. BROWN SR.	Gary M. Brown Sr.	Grant St.	Box 381 Hoonah Alaska
JOHN A. WATF.	John A. Wolfe	611 Douglas Drive	Box 319 Hoonah Alaska
Gertrude Wolf	Gertrude Wolfe	611 Douglas Drive	Box 319 Hoonah Alaska
Fay Howard Jr.	Fay Howard Jr.	Douglas Drive	Box 187 Hoonah, Alaska
Earl & Austin	Earl & Austin	one way street	Box 335 Hoonah, Alaska
Dave T Howard	Dave T Howard	Douglas Drive	Box 187 Hoonah Alaska
Fay Howard Jr.	Fay Howard Jr.	Douglas Drive	Box 187 Hoonah Alaska
JERRY WHITE Sr.	Jerry White Sr.	Douglas Drive	Box 329 Hoonah, Alaska
Phillip Chardeau	Phillip Chardeau	See J	Box 227 Hoonah, Alaska
Wilbur W. James Jr.	Wilbur James Jr.	60 Grant St.	P.O. Box 338 Hoonah, Alaska
Marie E. Howard	Marie E. Howard	Douglas Drive	Box 187 Hoonah Alaska
Daniel R. Shaden	DANIEL R. SHADEN	Grant St.	Box 22 Hoonah, Alaska
Elizabeth A. PRATT	Elizabeth A. Pratt	Douglas Drive	Box 354 Hoonah, Alaska
Rachel C. Madden	Rachel C. Madden	Douglas Drive	Box 233 Hoonah

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Agnes Lindoff	<i>Agnes Lindoff</i>	#11 Front	Box 285 Hoonah Alaska
Kenneth F. Austin	<i>Kenneth F. Austin</i>	Nemlock Drim	Box 342, Hoonah, AK 99829
Daniel P. Brown	<i>Daniel P. Brown</i>	6590 Glacier Hwy #13p	Juneau, Alaska 99801 (709-7023)
EDRICK L. STEVENSON	<i>Edrick L. Stevenson</i>	See ST	263 Hoonah Alaska 99829
Gerald Lindoff	<i>Gerald Lindoff</i>	Douglas Dr.	325 Hoonah, Alaska
Bernice A. Easterly	<i>Bernice A. Easterly</i>	Cannery Row house #4	Box 197 Hoonah ALASKA 99829
Marlene A. Johnson	<i>Marlene A. Johnson</i>	#1 Hill st.	P.O. Box 218 Hoonah, AK. 99829
Jerry St. Clair	<i>Jerry St. Clair</i>	Hill St (over front st #11)	PO 246 Hoonah AK
Calvin St. Clair	<i>Calvin St. Clair</i>	front st #11	246 HAH AK 99829
Dale St. Clair	<i>Dale St. Clair</i>	front st #11	PO 246 HAH AK 99829
Thomas L. Mills	<i>Thomas L. Mills</i>	#6 Ft St.	PO BOX 259 HOONAH AK 99829
James Austin	<i>James Austin</i>	13 Salween Camp Dr.	Hoonah AK 99829
GEORGE MARTINEZ	<i>George Martinez</i>	Hill St	Hoonah Alaska 99829 ^{Box 363}
Lily E. White	<i>Lily E. White</i>		Hoonah Alaska 99829 ^{POB. 323}
Harold Dickson	<i>Harold Dickson</i>	HAROLD DICK Douglas Dr.	HOONAH ALASKA BOX 326

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Paul Smith Sr	Paul Smith Sr	See St.	Hoonah, Alaska. Box 213
HENRY KATASSI Sr	Henry Katassi Sr	#23 200 ST.	Hoonah Alaska Box 315
Jeffrey P Mills	Jeffrey P Mills	216 st	Hoonah Alaska 99829
John A Sharclane	John A Sharclane	#106 Roosevelt St. P.O. Box 122	Hoonah, Alaska, 99829
Charlie G Sharclane	Charlie G Sharclane	#106 Roosevelt St. P.O. Box 122	Hoonah, Alaska 99829
Myrna R. Sharclane	Myrna R. Sharclane	#106 Roosevelt St.	Hoonah, Alaska 99829 - P.O. Box 122
Leroy W Williams	Leroy W Williams	#62 Roosevelt St.	Hoonah, Alaska 99829 P.O. Box 427
Jeraldine R Williams	Jeraldine R Williams	62 Roosevelt St.	Hoonah Alaska 99829 P.O. Box 427
Mary Wilson	Mary Wilson	62 Roosevelt	Hoonah Alaska 99829 Box 282
Leonard Gray	Leonard Gray	Hemlock st	Box 426 Hoonah Alaska 99829
Hubert Brown	Hubert Brown	P.O. Box 396 Grant Street	Hoonah AK.
Lilly Ann James	Lilly Ann James	P/O Box 451a Garfield St.	Hoonah AK 99829
Isaac Koenig	Isaac Koenig		Box 216 Hoonah, Alaska 99829
Jacob Wright	Jacob Wright	See Street	Box 131 Hoonah Alaska 99829
MARTHA B Wright	Martina Wright	2nd St. 48.	Box 151 Hoonah, Alaska 99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Gregory O. Brown	Gregory O. Brown	Garteen St.	P.O. Box 314 Hoonah, AK 99829
William R. Cook Jr.	William R. Cook Jr.	Douglas Drive #13	P.O. Box 233 Hoonah AK 99829
Genevieve Cook	Genevieve Cook	" "	P.O. Box 233 Hoonah, AK 99829
Ida Jean Sheakley	Ida J. Sheakley	Douglas Drive 633	P.O. Box 486 Hoonah AK 99829
Beverly E. Sheakley	Beverly E. Sheakley	Douglas Drive 633	Box 486 Hoonah, AK 99829
KENNETH R. BEAM	Kenneth Beam	Garteen St	Box 271 Hoonah, AK 99829
ROGER W. KOENIG	Roger W. Koening	Douglas Drive "	P.O. Box 351 " " "
Ernest Jack	Ernest Jack	Garteen St	Box 94 Hoonah AK
Mildred Jack	Mildred Jack	Garteen St	Box 94 Hoonah Alaska
Rosie STEVENSON	Rosie Stevenson	See St	Box 92 Hoonah Alaska
Marlene Greenwood	Marlene Greenwood	Garteen St	Box 143 Hoonah, AK 99829
David R. Neal	David R. Neal	Douglas D.	P.O. Box 414 Hoonah, AK 99829
DEAN C. SHARCLANE	Dean C. Sharclane	Kaisivelt St.	P.O. Box 122 99829 Hoonah AK 99829
PATRICK G. MILLS	Patrick G. Mills	#60 2nd Street	P.O. Box 343 Hoonah, AK 99829
Barbara KATASSO	Barbara Katasso	#23 1st Street	Box 35 Hoonah, Alaska 99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Charlie Wright	Charlie Wright	Sec 9	Box 207 Hoonah, Alaska
Mildred Wright	Mildred Wright	Sec 9	PO Box 207 Hoonah Alaska
William Leeger	William Leeger	Sec 9	X Hoonah Alaska
Thomas J. ...	Thomas J. ...	Front St	Box 359 Hoonah Alaska
Christine H. Jack	Christine H. Jack	Douglas Dr.	Box 359 Hoonah Alaska
Archie I. Brown Sr.	Archie I. Brown Sr.	Douglas Dr.	Box 383 Hoonah, Alaska 99829
Howard H. Kvedson	Howard H. Kvedson	City Park	Box 437 Hoonah, Alaska 99829
Jerry White Jr.	Jerry White Jr.	Pratt St.	Box 94 Hoonah, Alaska 99829
Wilbur K. James Sr.	Wilbur K. James Sr.	Grant St.	Box 338 Hoonah Alaska
Ladonna Fay Dydahl	Ladonna Fay Dydahl	Cannery Rd.	P.O. Box 247 Hoonah, Ak 99829
Norman Smith	Norman Smith	Sec St.	P.O. Box 213 Hoonah Ak 99829
Norman Smith	Norman Smith	Sec St.	P.O. Box 213 Hoonah, Alaska 99829
Mike J. Lindatt	Mike J. Lindatt	Douglas Dr.	P.O. Box 325 Hoonah, AK 99829
Jack M. Lee	Jack M. Lee	Grant St.	P.O. Box 261 Hoonah, Alaska 99829
Frank C. Wright Sr.	Frank C. Wright Sr.	Front Street	Gen Del Hoonah Alaska 99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
ANTHONY G. WILKS	Anthony G. Wilks	3rd St. Hoonah #30	P.O. Box 291 Hoonah, Alaska 99829
Elmer Austin Sr.	Elmer Austin Sr.	2nd St. Hoonah #39	Box 312 Hoonah, AK. 99829
Joseph J. ...	Joseph J. St	... P.O. ...
LONNIE L. ...	LONNIE L. ...	Hemlock St	... Hoonah AK
Josephine Lindoff	Josephine Lindoff	Hemlock St	325 HNH AK
Walter Lindoff	Walter Lindoff	Stell 4	302 HNH AK
Juliana C. Jackson	Juliana C. Jackson	Hill St. #49	P.O. Box 113 Hoonah, AK 99829
Joe G. Brown	Joe G. Brown	Hill St. #49	P.O. Box 113 Hoonah AK 99829
Robert A. Gray	Robert A. Gray	Box 317 HNH	P.O. Box 317 Hoonah 99829
Harold G. McKinley Sr.	Harold G. McKinley Sr.	Douglas Dr	P.O. Box 364 - Hoonah, AK. 99829
Cloria McKinley	Cloria McKinley	Douglas Dr	P.O. Box 364 Hoonah, Alaska
Harold G. McKinley Jr.	Harold G. McKinley Jr.	Douglas Dr	P.O. Box 364 Hoonah, AK. 99829
Fay L. Gallagher	Fay L. Gallagher	... Road	P.O. Box 133 Hoonah, AK. 99829
DARRELA AUSTIN	DARRELA AUSTIN	611 W. 7th St, Hoonah, AK	...
Marilyn E. Bean	Marilyn E. Bean	Garfield Road	P.O. Box 226 Hoonah, AK. 99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
GERALD P. GRAYCO	<i>Gerald P. Grayco</i>	Hoonah Alaska	P.O. Box 294
Geri Perrin	<i>Geri Perrin</i>	Janae Hoonah	P.O. Box 951
William J. Lee Jr.	William J. Lee Jr.	Hoonah Alaska	Hoonah Alaska
Doris M. Wright	<i>Doris M. Wright</i>	Hoonah Alaska	Box 341
William J. Lee Jr.	<i>William J. Lee Jr.</i>	See so. Box 213	Hoonah, Alaska

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We the undersigned residents of Hoonah, Alaska request that the Alaska State Legislature, both Senate and House, reject the recommendation of the Local Boundary Commission for the annexation of territory to the City of Hoonah. Namely, we are opposed to the annexation in the present form containing 9.68 square miles, more or less. We are opposed to the requested annexation because it is not in the best interest of either the City of Hoonah or the property owners of the area sought to be annexed.

NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Edalie Sturman	Edalie Sturman	Huma Totem Lodge GarTeen St.	Box 473 Hoonah AK 99829
Lynn DeCelles	Lynn DeCelles	Whitstone Log Camp #1	Box 389 Hoonah AK 99829
THE MARCH Alice	Martha G. Lee	Grant St.	Box 211 Hoonah AK 99829
JACQUELINE S. CROPLEY	Jacqueline S. Conroy	Lee St.	Gen. Del: Hoonah, AK 99829
Bill BOWEN	Bill Bowen	22 SECOND ST.	Box 462, HOONAH 99829
Raja Meltzer	Raja Meltzer	White Alice Site	Box 290 Hoonah AK 99829
John J. Hannon Mervin	C. J. Hannon	Garrett St	Box 463, Hoonah AK 99829
KEITH J. WALKER	Keith Walker	Salmon Loop	Box 423 Hoonah AK 99829
Richard J. Keown	Richard Keown	Douglas Dr.	Box 225 Hoonah AK 99829
Karen S. Mills	Karen S. Mills	#60, Second St.	P.O. Box 343, Hoonah, AK 99829
KATHLEEN J. MILLS	Kathleen J. Mills	SECOND ST.	P.O. Box 265 Hoonah, AK 99829
Frederick J. STEWENS, JR.	Frederick J. Stevens, Jr.	109 Grant St.	General Del.
Wanda J. Culp	Wanda J. Culp	Roosevelt St.	P.O. Box 259, HOONAH AK 99829
ROBERT E. COOK	Kathleen E. Cook	Caney Row	P.O. Box 252, HOONAH AK
WALTER J. PRATT	Walter J. Pratt	#46 2nd St	GENERAL DELIVERY, HOONAH AK

PETITION REQUESTING THAT THE LEGISLATURE REJECT ANNEXATION
OF TERRITORY TO THE CITY OF HOONAH AS PROPOSED BY
THE LOCAL BOUNDARY COMMISSION TO THE SECOND SESSION
OF THE THIRTEENTH LEGISLATURE

We the undersigned residents of Hoonah, Alaska request that the Alaska State Legislature, both Senate and House, reject the recommendation of the Local Boundary Commission for the annexation of territory to the City of Hoonah. Namely, we are opposed to the annexation in the present form containing 9.68 square miles, more or less. We are opposed to the requested annexation because it is not in the best interest of either the City of Hoonah or the property owners of the area sought to be annexed.

NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
REGONIA GONZALEZ	[Signature]	Box 284 Hoonah	
Kathleen E. White	Kathleen E. White	Box 365 Hoonah	same
PAUL M. SMITH, JR.	Paul M. Smith Jr.	P.O. Box 213 Hoonah	
JOHN C. HANLAN	[Signature]	Box 254 HOONAH	
ALBERTA F. HANLAN	[Signature]	Box 254 HOONAH	
ARVID ROUSTINEN	Arvid Roustinen	Gen Del Hoonah	
RICHARD L. MEYER	[Signature]	PO Box 463 Hoonah	Same
WINSTON H. DARKOW	[Signature]	PO Box 320 HOONAH	Same
Barbara A. Darkow	[Signature]	PO Box 320 Hoonah	-
Charlene White	Charlene White	Box 474 Hoonah	SAME
REYNOLD JOHNSON	Reynold Johnson	Box 222 Hoonah	Same
REYNOLD JOHNSON			
Martha Alee	Martha A. Lee	Box 261 Hoonah AK	Grant St.
Carlisle Ann Brown	Carlisle Ann Brown	Box 383 Hoonah	
TEMA WALKER	Tema E. Walker	Box 432 HOONAH	SAME

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
EDWARD STEWART	Edward Stewart	Whitestone Log	Box 389 Hoonah, AK 99829
SHIRLEY STEWART	Shirley Stewart	Whitestone Logging Camp	Box 389 Hoonah, AK 99829
Clarence Dodge	Clarence Dodge	"	" Hoonah AK 99829
Phyllis Dodge	Phyllis Dodge	Whitestone Logging Camp	Box 389 Hoonah, AK 99829
HOWELL DOUGLAS	Douglas Howell	Whitestone Logging Camp	Box 389 Hoonah ak 99829
HOWELL, JACQUELINE	Jacqueline Howell	Whitestone Logging Camp	Box 389 Hoonah ak 99829
PEERY, BEATRICE	Beatrice Peery	Whitestone Logging Camp	Box 389 Hoonah ak 99829
CAROL BEATRICE	CAROL BEATRICE	Whitestone Logging Camp	Box 389 Hoonah ak 99829
GLENNA STAFFORD	Glenne Stafford	Whitestone Camp	Box 472 Hoonah Ak 99829
PEGGY M STAFFORD	Peggy M Stafford	Whitestone Camp	Box 472 Hoonah Ak 99829
GARDNER GARLICK	Gardner Garlick	"	Box 389 " "
DALIA C GARLICK	Dalia Garlick	"	Box 389 " "
BARBARA WITTE	Barbara Witte	"	" " "
JEFFREY MILLER	Jeffrey Miller	Whitestone Camp	Box 389 Hoonah ak 99829
Layne Miller	Layne E Miller	Whitestone Camp	Box 389 Hoonah ak 99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
JAY E. BEATTIE	Jay E. Beattie	Whitestone Log Camp	Box 389 Hoonah AK 99829
LADONNA J. STAFFORD	Ladonna J. Stafford	Whitestone Log Camp	Box 389 Hoonah, AK 99829
LEE W. STAFFORD	Lee W. Stafford	Whitestone Log Camp	Box 389 Hoonah, AK 99829
FRANK R. MOORE	Frank R. Moore	Whitestone Log Camp	Box 389 Hoonah, AK 99829
TOMMY V. MOORE	Tommy V. Moore	Whitestone Log Camp	Box 389 Hoonah, AK 99829
LESLIE O. LITTLE	Leslie O. Little	White Stone Log Camp	Box 389 Hoonah, AK 99829
WILLIAM C ELY	William C Ely	White Stone Log Camp	Box 288 Hoonah, AK 99829
CRAIG TEMANSON	Craig Temanson	Whitestone Log Camp	Box 288 Hoonah, AK 99829
PAMELA A. ELY	Pamela A. Ely	Whitestone Log Camp	Box 288 Hoonah, AK 99829
DAVID JONES	David Jones	White Stone Log Camp	Box 389 Hoonah, AK 99829
NATLY JONES	Natly Jones	White Stone Log Camp	Box 389 - Hoonah Alaska
CONNIE BEATTIE	Connie Beattie	Whitestone Log Camp	Box 389 - Hoonah AK 99829
KATHY CARROLL	Kathy Carroll	Whitestone Log	Box 426 Hoonah AK 99829
JIM CARROLL	Jim Carroll	Whitestone Log	Box 426 Hoonah AK 99829
DIANA COWENS	Diana Cowens	Whitestone Log	Box 389 Hoonah, AK 99829

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Laura L. Meyer	<i>Laura L. Meyer</i>	Front St., Hoonah, AK	P.O. Box 463, Hoonah, AK 99829
^{CONCHITA} Conchita A. WALKER	<i>Conchita A. Walker</i>	Samson Loop Rd., Hoonah, AK	P.O. Box 423 Hoonah AK 99829
Jim Corbett	<i>Jim Corbett</i>	Box 375 Hoonah, AK	Box 375 Hoonah AK 99829
Terry Nikolov	<i>Terry Nikolov</i>	P.O. Box 389 Hoonah, AK	
Jimmy R. Martin		P.O. Box 389 Hoonah	
Steve Nikolov	<i>Steve Nikolov</i>	P.O. Box 389 Hoonah	Same
Megan Garvey MEGAN GARVEY		P.O. Box 405 Hoonah	same
Tim Garvey TIM GARVEY		P.O. Box 405 Hoonah	same
Ruth Martin	<i>RUTH MARTIN</i>	Box 389 Hoonah	99829

PETITION REQUESTING THAT THE LEGISLATURE REJECT ANNEXATION
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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
HARVEY B. MARVIN	Harvey B Marvin	222 7th street	222 7th street 99801
CAROLYN L. MARTIN	Carolyn L. Martin	236 SWITZER VILLAGE	P.O. Box 403, Juneau 99802
David MARVIN Sr.	David Marvin Sr.	Moh. Haven Trailer Court #17	P.O. Box 789 99802
ERNEST Hillman Sr.	Ernest Hillman Sr.	1744 Glacier Ave.	1744 Glacier Ave. Juneau AK 99801
JANICE MARVIN GARNER	Janice Marvin Garner	222 7th street	222 7th street 99801
LeRoy MARVIN	LeRoy Marvin	222 7th street	222 7th street 99801
Wm C. Sheakley	Wm C Sheakley	26 Valley rd Juneau	Box 258, Douglas 99824
John T. Hillman	John T. Hillman	1744 Glacier Ave.	1744 Glacier Ave Juneau, AK 99801
VERONICA M. HILLMAN	Veronica M. Hillman	1744 Glacier Ave	1744 Glacier Ave Juneau, AK 99801
Valerie m. Hillman	Valerie m. Hillman	1744 Glacier Ave	1744 Glacier Ave Juneau, AK 99801
Sophie Frances M.	Sophie F Marvin	Box 789	Box 789 Juneau 99801
Violet J. James	Violet J. James	Lemon Creek Manor #7 P.O. Box 1051	P.O. Box 1051 99802 Juneau, AK
Ralph Knudson Sr.	Ralph Knudson	6590 Glacier Hwy #34	Juneau AK 99801
Ralph Knudson Sr.	Ralph Knudson	6590 Glacier Hwy #34	Juneau, AK 99801
HARRIET J. KNUDSON SR.	Harriet J Knudson Sr.		

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Lillian MARVIN	Lillian Marvin	222 7th Street	222 7th Street 99801
Johanna MARVIN Dandoy	Johanna Marvin Dandoy	230 S. Franklin St	230 S. Franklin St. Apt. 803 99801
Eduvia Dandoy	Eduvia Dandoy	230 S. Franklin St	Juneau 99801 (mailing address same)
Kathleen MilValentine	Kathleen MilValentine	3-6500 S. #126	Juneau Alaska 99801
Victoria A. Watkins	Victoria A. Watkins	323 Hecker way	Juneau Alaska 99801
Martha NASHOANAK	Martha Nashornak	A-4 Cedar Park	A-4 Cedar Park Juneau AK 99801
Charles T. Fawcett & Sa.	Charles T. Fawcett	Side Motel	2-6500 S. L. #125
Roberta Fawcett	Roberta Fawcett		Side Motel
HAZEL A PAUL	Hazel A Paul	230 So. Franklin St Apt #706	230 So. Franklin St Apt #706
Donna M Hernandez	Donna Hernandez	157 S Franklin St.	Mobil IP #4 North Douglas
Alfred McKivley, SR	Alfred McKivley, Sr.	816 Dixon	P.O. Box 173, Juneau, AK 99802
Betty Houston	Betty Houston	1378 Franklin #204	(same) Juneau Alaska 99801
Irene L. Lampe	IRENE L. LAMPE	P.O. Box 1833, JUNU, AK 99802	same
Sirron A Schronover	Sirron A Schronover	1918 Lemmon Rd.	1918 Lemmon Rd Juneau, AK 99801
Lucille Dundas	Lucille Dundas	525 W. 10th Juneau, AK 99801	525 W. 10th Juneau, AK 99801

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Katherine Mills	Katherine Mills	503 West 10th (P.O. Box 318 - Hoonah, Alaska 99829)	Juneau, Alaska 99801 mailing address
Darlene M Church	Darlene Church	3617-93 - Anchorage	Juneau Alaska 99801
Timothy P Lindoff	Timothy P Lindoff	431 Seeward St.	Juneau, Alaska 99801
Ida S. Heathley	Ida S. Heathley	P.O. Box 486	Hoonah AK 99829
Laura Williams	Laura Williams	P.O. Box 472	Juneau Ck 99802
RITA MARVIN	Rita Marvin	8477-34 Thunder Mt	Juneau, AK 99801.
Katherine M. Marvin	Katherine M. Marvin	P.O. Box 789	Cun-D AK 99801
Dorothy Rhodes	Dorothy Rhodes	9 1/2 Glac. Hwy	P.O. Box 1181 Juneau, AK 99802
LILLIAN JESSIE HILLMAN	Lillian Jessie Hillman	1744 Glacier Ave	Juneau AK 99801
Sue Belarde	Sue Belarde	503 W. 10th St	Juneau, Al. 99801 (address same)
EMMA WILLIAMS	Emma Williams	711 W. Willoughby	JUNEAU, AK 99802
MABEL LAWRENCE Mabel Lawrence	Mabel Lawrence	324 Village	JUNEAU, AK 99801
HELEN PETERSON	Helen Peters	230 S. Franklin	JUNEAU AK 99801 (same)
HENRY PETERSON	Henry Peters	230 S. Franklin	JUNEAU AK 99801 (same)
George Mayeds	George Mayeds	4025 Delta Dr.	Juneau AK 99801 "

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NAME - PRINTED	SIGNATURE	RESIDENCE ADDRESS	MAILING ADDRESS
Annabell Revels	Annabell Revels	Marina View Tr. Lot #7	Box 756, Juneau, Ak. 99802
Willis D. Marvin	Willis D. Marvin	41 Mobile Haven	P.O. Box 11265 Juneau AK 99802
Johanna Tuerson	Johanna Tuerson	#3 Cedar Park	90 P.O.B. 1115 Juneau, AK 99802
Zenith Williams	Zenith Williams	228 Village St.	228 Village St Juneau Ak same
Elizabeth McKinley	Elizabeth McKinley	228 Village St	VJND 99801 same
DONNA PERRIN	Donna Perrin	Channel Apt #18	P.O. Box 251 Juneau
Karen Carlson	Karen Carlson Mayada	Kodzo Acres TE #20	P.O. Box 250 Douglas
Nick E Lindoff	Nick E Lindoff	Cedar Park	c/o 220 S. Franklin 99801
Roger Sheakley	Roger Sheakley	1-4 Cedar park JNU ak	same
Robert Fawcett	Robert Fawcett	722 7th Street	same

BILL SHEFFIELD, GOVERNOR

REPLY TO: 225 Cordova. Bldg.
Anchorage, AK 9950

LOCAL BOUNDARY COMMISSION

January 17, 1984

The Honorable Joe L. Hayes
Speaker
Alaska House of Representatives
Pouch V
Juneau, Alaska 99811

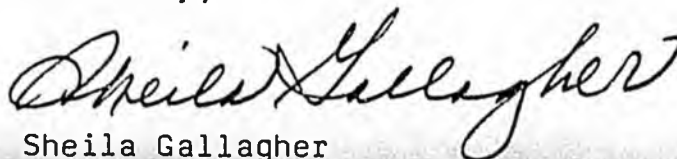
Dear Representative Hayes:

Attached hereto is the REPORT OF CALENDAR YEAR 1983 ACTIVITIES OF THE LOCAL BOUNDARY COMMISSION AND RECOMMENDATIONS TO THE SECOND SESSION OF THE THIRTEENTH LEGISLATURE FOR CERTAIN MUNICIPAL BOUNDARY CHANGES.

The report contains recommendations for changes to the boundaries of five municipalities which, pursuant to Article X, Section 12 of the State Constitution and AS 29.68.010, are to be presented to the Legislature. These recommended boundary changes become effective forty-five days after presentation or at the end of the session, whichever is earlier, unless disapproved by a resolution concurred in by a majority of the members of each house.

The Local Boundary Commission is hoping to meet with the House and Senate Community and Regional Affairs Committees in early February to discuss its report and recommendations.

Sincerely,



Sheila Gallagher
Chairman
Local Boundary Commission

BILL SHEFFIELD, GOVERNOR

REPLY TO:

LOCAL BOUNDARY COMMISSION

March 3rd

REPORT OF CALENDAR YEAR 1983
ACTIVITIES OF THE LOCAL BOUNDARY COMMISSION
AND RECOMMENDATIONS TO THE SECOND SESSION
OF THE THIRTEENTH LEGISLATURE
FOR CERTAIN MUNICIPAL BOUNDARY CHANGES

Submitted by:

Sheila Gallagher

Sheila Gallagher
Chairman

January 17, 1984

INTRODUCTION

This document contains a report of the activities of the State Local Boundary Commission during 1983. More importantly, it contains recommendations to the Second Session of the Thirteenth Legislature for changes to the boundaries of five municipalities, pursuant to Article X, Section 12 of the State Constitution and AS 29.68.010. These recommended boundary changes become effective forty-five days after presentation or at the end of the Session, whichever is earlier, unless disapproved by a resolution concurred in by a majority of the members of each house.

The Local Boundary Commission consists of five members, one from each of the four Judicial Districts of the State, plus one member at large. The Commission members serve without compensation at the pleasure of the Governor. The current members of the Commission are:

SHEILA GALLAGHER, Chairman, serving at large until January 31, 1987;
JOSEPHINE ANDERSON, serving from the First Judicial District until January 31, 1986;
BERT GREIST, serving from the Second Judicial District until January 31, 1984;
Position Vacant, member from the Third Judicial District; and
CHARLES BETTISWORTH, serving from the Fourth Judicial District until January 31, 1985.

Staff support for the Local Boundary Commission is provided by the Department of Community and Regional Affairs, Municipal and Regional Assistance Division.

The Local Boundary Commission was established pursuant to Article X Section 12 of the State Constitution and Section 44.47.565 of the Alaska Statutes for the purposes of considering municipal incorporations, boundary changes and dissolutions.

Municipal incorporations are effected under the provisions of State laws and administrative regulations. It is the responsibility of the Local Boundary Commission to review and act on all petitions for municipal incorporations in accordance with AS 29.18.011-150, 19 AAC 10.010-030, 19 AAC 10.160-180 and 19 AAC 10.325-440. Unlike municipal boundary changes and dissolutions, the Legislature plays no role in municipal incorporations.

MUNICIPAL BOUNDARY CHANGES: Annexations and detachments may be effected by Local Boundary Commission action through either of two general procedures:

- A. Legislative Review - The legislative review boundary change procedure assures an objective examination of the merits of a proposed municipal boundary change. In that the decision on such matters rests with the Local Boundary Commission and the Legislature, this process assures that decisions will be made with the greatest consideration given to the application of regulatory standards concerning such matters.

This process is typically initiated by municipalities in situations where there is a compelling need for the proposed boundary change, but where a majority of the residents in the territory involved in the proposed boundary change oppose it.

Under this process the Local Boundary Commission may accept and review any proposed local government boundary change. Once the Local Boundary Commission has accepted a petition proposing a local government boundary change, the Commission conducts a public hearing in the municipality proposing the boundary change. If, after the public hearing is completed, the proposed boundary change is approved by the Local Boundary Commission, the Commission presents a recommendation for the change to the Legislature during the first 10 days of any regular session. The recommended change becomes effective 45 days after presentation or at the end of the session, whichever is earlier, unless disapproved by a resolution receiving concurrent approval from a majority of the members of each house.

- B. Local Action - Municipal boundary changes subjected to this process gain final approval at the local level. The following discussion examines the three types of local action boundary change procedures:

1. An area adjoining a municipality may be annexed or detached by municipal ordinance without an election, provided all property owners and voters within the area petition the assembly or council. The annexation becomes effective with the consent of a majority of the Local Boundary Commission members.
2. Municipally owned property adjoining the municipality may be annexed by ordinance without voter approval. The annexation becomes effective with the consent of a majority of the Local Boundary Commission members.

3. A proposition for the annexation or detachment of territory may be submitted to the voters residing within the area of the proposed boundary change. To become effective the proposed boundary change must be approved by a majority of such voters. Before the proposition is submitted to the voters, the Local Boundary Commission must approve a petition for the proposed boundary change.

DISSOLUTIONS: Current activities related to the issue of sovereignty of Alaska Native villages has alerted the Commission to the need to prepare for a potentially significant number of rural city governments which might seek dissolution.

In August of 1983, the second class city of Akiachak notified the Department of Community and Regional Affairs that it wanted to consider dissolution of its municipal government. Department staff met with representatives of the City Council and the IRA Council to discuss the dissolution process.

Subsequently, but contrary to the Department's explanation of the dissolution process, the Akiachak City Council resigned and the IRA Council passed a resolution notifying the Department that the IRA Council had become the representative government for the community of Akiachak. The Department notified the IRA Council that the dissolution of the City government has not been accomplished, as the City had not followed the statutory procedures for dissolution. The Department notified the IRA Council that the Department was willing to assist the City with the preparation of a correct dissolution petition. The IRA council indicated that it did not recognize the State's authority in the dissolution process and considered the City government dissolved. To date, there has been no resolution to this issue.

The following explanation reviews the procedures for the dissolution of a municipality. The dissolution of a municipal government, in accordance with Sec. 29.68.500-580, can be effected by Local Boundary Commission action through either of two procedures:

- A. Legislative Review -- The legislative review procedure assures an objective examination of the merits of a proposed dissolution. The decision for a dissolution rests with the Local Boundary Commission and the Legislature, which ensures that decisions will be made with the greatest consideration given to the application of regulatory standards concerning such matters.

This process is typically initiated through a petition by the community where the municipal government has ceased to function or by the Commissioner of the Department of Community and Regional Affairs.

Once the Department has received and approved a petition for the dissolution of a municipal government, the petition is forwarded to the Local Boundary Commission which must then hold a public hearing in the community proposing the dissolution.

In reviewing the dissolution action, the Commission will apply the standards for dissolution of cities.

These standards require that: 1.) the city has ceased, for two or more consecutive years, to exercise any of the municipal powers set forth in AS 29.48.030 - 29.48.035; 2.) the city has failed to conduct two or more consecutive regular elections in the manner provided by law; and 3.) the city no longer meets the standards for incorporation as provided by law and regulation.

If, after the public hearing is completed, the proposed dissolution is approved by the Local Boundary Commission, the Commission presents a recommendation for the action to the Legislature during the first 10 days of any regular session. The recommended dissolution becomes effective 45 days after presentation or at the end of the session, whichever is earlier, unless disapproved by a resolution receiving concurrent approval from a majority of the members of each house.

- B Local Action - A municipal dissolution subjected to this process gains final approval at the local level. The process is initiated by municipal residents filing a dissolution petition. The petition must be signed by at least 25 percent of the number of voters who voted in the last regular municipal election.

Once the Department has received and accepted the petition, it is forward to the Local Boundary Commission. The Commission would then conduct a public hearing in the community proposing the action to determine if the standards for a local action dissolution have been met.

The standards for a local action dissolution require that: 1.) the municipality to be free of debt, or if in debt, that each of its creditors is satisfied with a method of repayment, and 2.) either it no longer meets the minimum standards prescribed for incorporation by AS. 29.18.011, or it ceases to use each and every one of its mandatory powers.

If the Commission finds that the dissolution petition meets the standards it will accept the petition and immediately notify the lieutenant governor. Within 30 days after notification, the lieutenant governor will order an election with the municipality to determine whether the voters desire dissolution.

SUMMARY OF ACTIVITIES OF THE
LOCAL BOUNDARY COMMISSION DURING 1983

During 1983 the Local Boundary Commission dealt with petitions concerning the following proposed municipal incorporations and boundary changes:

- 1) CITY OF HAINES - The Commission approved the petition for the annexation of territory, comprising approximately 8.11 square miles. The proposed annexation is subject to Legislative review of the recommendation submitted on pages 9 through 12 of this document.
- 2) CITY OF KETCHIKAN - The Commission approved the two petitions for annexation of approximately 6.82 acres and 0.3 square miles. The proposed annexations are subject to Legislative review of the recommendations submitted on pages 13 through 17 of this document.
- 3) CITY OF POINT HOPE - The Commission approved the petition for annexation of approximately 3.03 square miles. The proposed annexation is subject to Legislative review of the recommendation submitted on pages through 18 of 21 this document.
- 4) CITY OF HOONAH - The Commission approved the petition for annexation of approximately 9.68 square miles. The proposed annexation is subject to Legislative review of the recommendation submitted on pages 22 through 25 of this document.
- 5) CITY OF KODIAK - The Commission approved the petition for annexation of approximately 10.92 acres. The proposed annexation is subject to Legislative review of the recommendation submitted on pages 26 through 33 of this document.
- 6) CITY OF CHIGNIK - The Commission approved the petition for the incorporation of Chignik as a city of the second class, pursuant to AS. 29.18. The voters subsequently approved the proposed incorporation. The Lieutenant Governor's office certified the election results on May 16, 1983.
- 7) CITY OF SAINT GEORGE - The Commission approved the petition for the incorporation of Saint George as a city of the second class, pursuant to AS. 29.18. The voters subsequently approved the proposed incorporation. The Lieutenant Governor's office certified the election results on September 13, 1983.

- 8) CITY OF FAIRBANKS - The Commission approved the City's local action petition authorized by City Ordinance 4241 to annex 26.86 acres.
- 9) CITY OF FAIRBANKS - The Commission approved the City's local action petition authorized by City Ordinance 4242 to annex 40 acres.
- 10) CITY OF FAIRBANKS - The Commission approved the City's local action petition authorized by City Ordinance 4244 to annex 6,810 square feet.
- 11) CITY OF FAIRBANKS - The Commission approved the City's local action petition authorized by City Ordinance 4265 to annex 26.86 acres.
- 12) CITY OF NORTH POLE - The Commission approved the City's local action petition authorized by City Ordinance 82-20 to annex 37.03 acres.
- 13) CITY OF NORTH POLE - The Commission reviewed the City's local action election petition authorized by City Ordinance 83-10 to annex 116.07 acres. Final action on the petition by the Commission will follow a public hearing to be held in early 1984.
- 14) CITY OF NORTH POLE - The Commission reviewed the City's local action election petition authorized by City Ordinance 83-14 to annex 0.3 square miles. Final action on the petition by the Commission will follow a public hearing to be held in early 1984.
- 15) CITY OF KETCHIKAN - The Commission approved the City's local action petition authorized by City Ordinance 999 for the annexation of 8.95 acres.
- 16) CITY OF KETCHIKAN - The Commission approved the City's local action petition authorized by City Ordinance 1001 for the annexation of 2.37 acres.
- 17) CITY OF KETCHIKAN - The Commission approved the City's local action petition authorized by City Ordinance 1002 for the annexation of 10.79 acres.
- 18) CITY OF KETCHIKAN - The Commission approved the City's local action petition authorized by City Ordinance 1003 for the annexation of 85.16 acres.
- 19) CITY OF KETCHIKAN - The Commission approved the City's local action petition authorized by City Ordinance 1004 for the annexation of 9.67 acres.
- 20) CITY OF PELICAN - The Commission approved the City's local action petition authorized by City Ordinance 1983-7 for the annexation of 11.43 acres.

- 21) CITY OF WASILLA - The Commission approved the City's local action petition authorized by City Ordinance 83-32 for the annexation of 92.77 acres.
- 22) CITY OF KODIAK - The Commission approved the City's local action petition authorized by City Ordinance 656 for the annexation of 12.87 acres.
- 23) CITY OF KODIAK - The Commission approved the City's local action petition authorized by City Ordinance 673 for the annexation of 8.54 acres.
- 24) CITY OF KODIAK - The Commission approved the City's local action petition authorized by City Ordinance 708 for the annexation of 8.8 acres.

The incorporation of the Cities of Chignik and Saint George brought the total number of municipal corporations in the State to 156.

STATE OF ALASKA
LOCAL BOUNDARY COMMISSION

RECOMMENDATION NUMBER FOUR TO THE SECOND
SESSION OF THE THIRTEENTH LEGISLATURE

RECOMMENDATION FOR THE ANNEXATION OF TERRITORY
TO THE CITY OF HOONAH

On September 22, 1983, the Hoonah City Council passed resolution number 83-09-22-01 authorizing the petition for the annexation of twenty-four square miles of territory. The City of Hoonah submitted its petition and supporting documentation to the Department on September 30, 1983.

The petition was determined to be sufficient as to form and content and was accepted by the Department November 2, 1983. The requirement that the petitioner give public notice of the filing of the petition was fulfilled by the posting of such notice in three public places (the City Hall, the U.S. Post Office, and the B.M. Behrends Bank).

Pursuant to proper notice, the Local Boundary Commission held a public hearing on the petition for the proposed annexation on December 18, 1983. The hearing began at 1 p.m. (local time) in the Hoonah City Council Chambers. Local Boundary Commission members present were: Charles Bettisworth and Bert Greist. Answering briefs were submitted by the Sealaska Corporation and Huna Totem Corporation. The City of Hoonah subsequently submitted a reply brief during the hearing.

Pursuant to proper notice, the Local Boundary Commission held a decisional meeting on the petition for the proposed annexation on January 7, 1984. Local Boundary Commission members present were: Sheila Gallagher (Chairman), Charles Bettisworth, Joe Anderson, and Bert Greist.

Upon consideration of the petition to annex twenty-four square miles to the City of Hoonah, the December 12, 1983 report of the Department, the answering briefs submitted by Huna Totem Corporation and Sealaska, the reply brief submitted by the City of Hoonah and the testimony presented at the public hearing, the Local Boundary Commission made the following findings of fact:

1. There are no other municipalities in the immediate area of the City of Hoonah to provide services to the approximately 200 residents of the territory proposed for annexation. As there are no other municipalities in the immediate area of the City of Hoonah, the territory is in need of municipal services which the City can provide more effectively than any other municipality.

Currently, the City of Hoonah is providing municipal services outside of the City. The City of Hoonah airport, the City landfill, and the City maintained recreational trails are all located outside of the City. The City is providing on request, police protection, emergency medical treatment, library, and health clinic services to persons residing outside of the City. With the continued expansion of the timber industry in the Hoonah area, the need for municipal services will continue to expand. It will be necessary for the City to provide for education, planning and zoning, public safety, emergency medical services in that territory proposed for annexation.

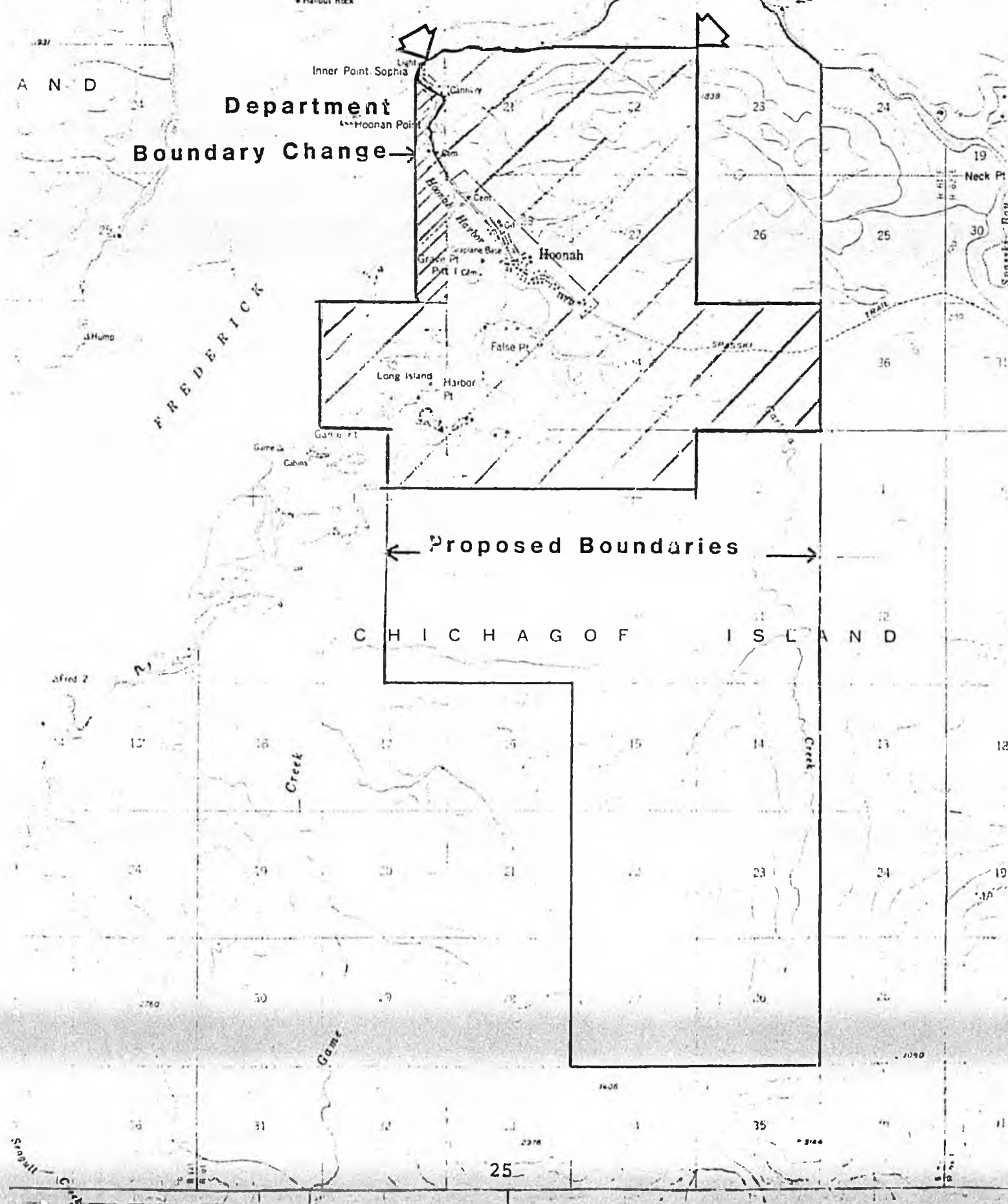
2. Given the current level of timber harvesting and plans for expansion of the timber harvesting activities in the Hoonah area, it is likely that future growth and development will occur within the territory and that annexation of the territory will enable the City to plan for and control that development.
3. Residents of Hoonah residing outside of the municipal boundaries may not participate in the democratic process which guides the municipality's direction and growth. So long as these individuals reside outside of the municipality's boundaries, they are precluded from holding office on the City Council. Further, those residents may not vote on members of the City Council and may not vote on City referenda or initiative.
4. The watershed territory proposed for annexation in the City of Hoonah's petition has been excluded from the Commission's recommendation. The Commission feels that there was not sufficient justification given for the annexation for this territory.

THEREFORE, the Commission hereby recommends to the Second Session of the Thirteen Legislature of the State of Alaska, annexation of territory to the City of Hoonah, resulting in the following legal description for the City of Hoonah:

Beginning at the NE corner of protracted Section 22, T43S, R61E, Copper River meridian (C.R.M.); thence, south to the NE corner of protracted Section 34, T43S, R61E, C.R.M.; thence east to the NE corner of protracted Section 35, T43S, R61E, C.R.M.; thence south to the SE corner of protracted Section 35, T43S, R61E, C.R.M.; thence west to the SE corner of protracted Section 34, T43S, R61E, C.R.M.; thence south to the SE corner of the North 1/2 of protracted Section 3, T44S, R61E, C.R.M.; thence west to the SW corner of the NE 1/4th of protracted Section 5, T44S, R61E, C.R.M.; thence north to the NW corner of the NE 1/4th of protracted Section 5, T44S, R61E, C.R.M.; thence west to the SW corner of protracted Section 32, T43S, R61E, C.R.M.; thence north to the NW corner of protracted Section 32, T43S, R61E, C.R.M.; thence east to the NW corner of the NE 1/4th of the NE 1/4th of

protracted Section 32, T43S, R61E, C.R.M.; thence north to a point that intersects with the line of mean high water off Inner Point Sophia; thence meandering in a generally easterly direction along the mean high tide water line of Icy Strait to a point which intersects with the northern boundary of protracted Section 21, T43S, R61E, C.R.M.; thence east to the NE corner of protracted Section 22, T43S, R61E, C.R.M., the true point of beginning, containing 9.68 square miles, more or less, all in the First Judicial District, State of Alaska.

LBC RECOMMENDED BOUNDARIES



December 20, 1983

RECEIVED

DEC 30 1983

DEPT. OF COMM. & REG. AFFAIRS
DIV. OF MUNICIPAL & REG. ASST.

Local Boundary Commission
C/O Jim Sanders
Department of Community & Regional
Affairs, Local Government Assistance
225 Cordova St., Bldg. B
Anchorage, AK. 99501

Gentlemen:

Since the City has been afforded the opportunity of written rebuttal and since I limited my final remarks at the annexation hearing on 12/18/83 at the request of the acting Chairman of the Local Boundary Commission, the Huna Totem Corporation feels that a brief reply is in order. We will generally follow the order of the City's reply.

It is still our contention that the notice of the annexation was not sufficient to meet the intent of the Alaska Administrative Code even if it can be demonstrated that the City met the letter of the code, which we doubt.

In a workshop on December 9th, and 10th, 1983 the Huna Totem Corporation Board of Directors unanimously directed me as the Corporate Chief Executive Officer to oppose all annexation except the 1130 acres. I was stretching my authority when I recognized there might be some validity to annexing U.S. Survey 2414. The Board is not accustomed to passing resolutions each time they give the Chief Executive Officer a directive.

The Huna Totem Corporation brief was mailed to the address given in the public notice and hand delivered to the petitioner. (See Affidavit)

The fact that a Huna Totem Corporation Board member and an employee of the Corporation are/were councilmen and/or on the Planning & Zoning Commission is immaterial. An individual Board member does not represent the Corporation. Only the Chairman and Chief Executive Officer can commit the Corporation as individuals and then with limitations. Certainly the Board member/City Councilman is not considered as being able to speak for or commit the City in a Corporate Board meeting.

The Coastal Zone Management Plan was cited in testimony at the hearing in several instances as being the document from which many of the "Facts" were drawn. It should be noted that the Coastal Zone Management Plan has not been adopted. Additionally, the Huna Totem Corporation is on record as questioning the accuracy and completeness of the draft Coastal Zone Management Plan. The use of one inaccurate and incomplete document to validate a second document is not acceptable. Neither the City's brief nor the State's report cited the Coastal Zone Management Plan as the authority, therefore, it should come as little surprise that we ignored

HUNA TOTEM CORPORATION

P.O. BOX 290

HOONAH, ALASKA 99829

907-845-3330

the Coastal Zone Management Plan in our original brief.

The petitioner claims we did not comply with 19 AAC 10.550. 19 AAC 10.500 states in part "... the brief ... shall demonstrate that the boundary change meets the applicable standards ..."

One of the difficulties in preparing our answering brief was the fact the petitioner did not address any of the standards. We were left to guess at which standards the petitioner was trying to substantially meet and the basis for their determination. Had each standard been addressed and factual information presented demonstrating the criteria were met then our analysis could have been more thorough. As it stands there was no testimony which indicated that any statement in our original brief was materially incorrect or uncomplete. We still stand behind our statement that the City's brief was incorrect and incomplete as further evidenced by their complete failure to address any of the standards as required by 19 AAC 10.550.

The petitioner uses the State's "Report..." as substantive proof that their brief is accurate. Please refer to our comments on the Coastal Zone Management Plan. One inaccurate document cannot validate another.

Subsistence became an issue at the public hearing. Except for one "Whereas" clause in one of the supporting documents the petitioner had not addressed subsistence as justification for annexation in the actual brief. It might be of interest to point out that Mr. Hill and Mr. Greenwald who testified about subsistence, specifically herring eggs and crab pots, both enjoy family incomes substantially in excess of \$50,000 per year.

In the desire to limit and control development on Corporate lands the petitioner is ignoring the whole legislative intent behind ANCSA which established the native village corporations and gave them land. The lands were given to the corporations for the purpose of development in order to establish an economic base for the residents of the native villages and allow them to rise above the subsistence level if they so desired. If the issue of City boundaries is to be based on subsistence then it would be well to hear from those forced to live the subsistence life. We do not deny that development will impact subsistence fishing and hunting. But it can be demonstrated that the impacts are, in some cases, beneficial as well as the acknowledged negative impacts. As only one example of the benefits is the fact that more areas and streams have easier and better access. As a native village corporation with 100% native shareholders you can be sure that we are aware of the subsistence issue and subsistence is taken into account in all development plans.

Finally, the petitioner in their brief and in the public testimony spoke at length on the need to annex the watersheds in order to control and protect them. You heard testimony from the Hoonah District Ranger, Ms. Joy Berg, who stated that annexation will not effect management and control one way or the other. That sort of shoots a hole in the major argument of the petitioner, doesn't it? The FACT is that Federal statutes and regulations will supersede any control or management measures the City will try to impose and the City will be ignored.

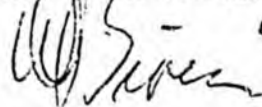
In addition, all other forest lands in state and private ownership are regulated by the Alaska Forest Practices Act which largely follows the federal regulations. Before we do anything with our lands we must demonstrate that we are in compliance with the State's Statutes. Again, State statutes will supersede City Ordinances.

We have pointed out that the petitioner's brief is factually incomplete and incorrect as required by 19 AAC 10.550, that the State's "Report to the Local Boundary Commission..." is inaccurate and incomplete and that public testimony failed to demonstrate any valid reasons for annexation.

We have demonstrated that the actual health, welfare and safety may well be endangered if this annexation is permitted. We therefore request that the Local Boundary Commission limit the City's annexation to the 1130 acres now owned by the City.

Yours truly,

HUNA TOTEM CORPORATION



William C. Bivin
Chief Executive Officer

WB/ld

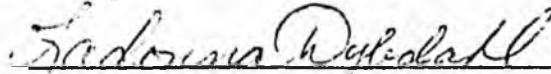
cc: City of Hoonah
Mike Tavoliero - City Manager

Baxter, Douglas & Marks
Jim Douglas - HTC Attorney

Attachment:

AFFIDAVIT

I do hereby certify and swear that on December 15, 1983 at approximately 9:45 a.m. I hand delivered one copy of the Huna Totem Corporation's brief on the City of Hoonah's proposed annexation to the City Clerk and one copy to the City Manager.



Ladonna Dybdahl
Secretary for Huna Totem Corp.

HUNA TOTEM CORPORATION

P.O. BOX 290

HOONAH, ALASKA 99829

907-945-3330

Huna Totem Corporation Brief

Rec'd - 12c
15, 1983
OAS.

My name is William C. Bivin and I am here today representing the Huna Totem Corporation, the village corporation of Hoonah, Alaska. Huna Totem Corporation has 953 shareholders and an estimated 80% of the population of Hoonah are shareholders.

In my following remarks it is important to remember that not only do I represent a corporation but that I also have close to 7 years in City management with my most recent City position being City Manager of Kodiak, Alaska ending June 1982. In my city management experience I have been personally responsible for two extremely controversial annexations and 1 - 3, non-controversial annexations. My battle scars entitle me to speak knowledgeably about annexations in general and this one in particular.

The Huna Totem Corporation wishes to actively support the City's annexation efforts as long as they are reasonable. The Corporation whole heartedly supports annexation of the 1130 acres recently conveyed to the City and would not oppose annexation of the Parcel U.S. Survey 2414 owned by Huna Totem Corporation. This property is immediately adjacent to the City and is presently being subdivided. The Corporation is of the opinion that this annexation meets the standards of 19 AAC 10.065 through 10.080.

With the exception of the above properties the City has not demonstrated that the rest of the properties adequately meet the "Standards for Annexation" as defined in 19 AAC 10.065 - .070. If it is held that the territory is contiguous to the City (which we don't necessarily agree with) and falls within the parameters of 19 AAC 10.070 then the City has failed to meet the following specific standards:

19 AAC 10.070 (a) (1) the contiguous territory is totally surrounded by
the city's boundaries;

The fact that this standard is not met is evident.

(2) the land in the territory is wholly owned by the
city;

The majority of the land is in private, state or federal ownership.

(3) the territory is urban in character;

19 AAC 10.070 (d) states that "in determining whether the territory is urban in character for the purposes of (a) (3) of this section the Commission will ... consider whether the property is platted or held for sale for residential or commercial purposes..." With the exceptions noted it is obvious the vast majority of the lands proposed for annexation are not now subdivided and will never be. With very minor exceptions these lands are totally unsuitable for commercial or residential use. Further, the Huna Totem Corporation has adopted a policy that they will not sell ANCSA lands as it is felt that this is the heritage of the shareholders and natives of this community.

This paragraph goes on to state, that the Commission will consider ... "whether the population density approximates that of the annexing city,..." The population density does not approximate that of the City and there is no possibility of that ever occurring. For the population density to approximate that of the existing city the population would have to be in the 100's of thousands.

In short, there is no justifiable way of arriving at the conclusion that the territory is urban in character.

(4) the territory is in need of municipal services
which the city can provide more efficiently than
another municipality;

What municipal services can the City efficiently provide to the territories in question? Just last Sunday I was the recipient of a house full of raw sewage. While solving the problem it was obvious that the lines had not received any maintenance for a long, long time. The water main near my house is leaking and has been for at least two weeks. In addition the City ran a deficit last year and actually passed a deficit budget this year. This is not meant to be sour

grapes but is simply used to illustrate the following paragraph. Other examples are readily available.

Given a deficit budget, a lack of a long term capital improvements plan, lack of an adopted comprehensive land use plan, a lack of any facilities maintenance programs, one has to question the ability of the City to even provide adequate municipal services within it's existing boundaries and to it's existing population let alone extending any sort of services to territories proposed for annexation.

I am aware that the Boundary Commission has held, in the past, that the inability of a City to provide services was not sufficient reason, by itself, to deny annexation. I am also aware of the use of service districts. However, from an ex-city manager's point of view I can tell you that service districts create additional problems for, and financial demands on, a City Council and it's administration. With the City's demonstrated inability to provide adequate municipal services and it's demonstrated lack of resources to provide such services, where is it going to get the financial and human resources to monitor and administer service (non-service) districts when they can be eliminated by simply not annexing?

The City, in it's brief, has not demonstrated that there is a need for municipal services in the territory nor has the City demonstrated that it has the finances or competence to extend and maintain such services.

- (5) there is a reasonable likelihood that future growth and development will occur within the territory and that annexation of the territory will enable the city to plan for and control that development;

One of the strongest arguments the City has for the annexation of the 1130 acres conveyed to the City and possibly the U.S. Survey 2414 property is that there is a reasonable likelihood that there will be future growth and development.

Indeed, Huna Totem Corporation supports the City in their argument, based on anticipated growth, that the developable lands should be annexed and are needed to alliviate the current shortage for residential property. But annexation of these lands would adequately supply the needs of the current and future residents through the year 2000 and beyond. This argument is valid only for the 1130 acres and U.S. Survey 2414.

The City in it's brief has not adequately demonstrated that there is a reasonable likelihood for growth and development in the other areas. Their factual information is both incomplete and incorrect. For example, they indicate that the Whitestone Logging camp should be included in the annexation because it requires services of the City. But yet it excludes Mount Bether Community stating it is self sufficient and does not rely on City services. This is factually incorrect. Mount Bether owns at least one house in Hoonah and there are several families from Mount Bether Community who reside full or part-time in Hoonah and even have children in school here. During the construction and fishing season Mt. Bether residents habitually work in Hoonah and regularly sell farm produce in the City. The Mount Bether Community probably utilizes the City's services to a greater extent than the logging camp.

Take a look at the map. What conceivable growth and development, which might affect the City, can your imagine in Sections 14, 15, E.½ of 21, 22, 23, 26, E.½ of 27, and 35 of Township 43 South, Range 61 East? Or sections 2, 3, 4 (except NE¼), E.½ 5, E.½ 8, 9, 10, 11, 14, 15, 22, 23, 26, and 27? The answer is "NONE" and because of the physiography of the territory there will be none in the foreseeable future.

- (6) the health, welfare or safety of city residents is endangered by conditions existing or developing in the territory and annexation will enable the city to remove or relieve these conditions;

This might conceivably have been one of the City's strongest arguments but nowhere in the City's brief or supporting documents have they demonstrated that the health, welfare, or safety of City residents is endangered if the territory is not annexed. In fact, annexation may actually jeopardize the health, welfare and safety of the City residents and may actually reduce the City's control of, or ability to control, the annexed properties.

Territory does not have to be annexed, or even owned, to be controlled. The city manager actually has a more effective control of an extra-territorial watershed, especially if it is on state or federal lands. If something occurs in the extra-territorial watershed the city manager can have the responsible agencies, with the authority and resources on site in a matter of minutes to hours. If underlings aren't responsive, the City Manager can have the responsible State Commissioner on the phone in a couple of hours and if that Commissioner is unresponsive the City manager can have the Governor on the phone within 12 hours.

If the City has annexed territory to "Protect" it and passes ordinances to effectuate control then the City is expected to use its resources to establish and administer that control. The City and City manager's effectiveness is limited and it is only after the City has exhausted its resources that it becomes possible to call on outside agencies for help. My point is that it is not necessary to use scarce City resources to control land outside of the City limits which is vital to its health, welfare and safety. Let others who have more adequate resources do it.

There are many cities with watersheds outside of their corporate boundaries. Portland, Oregon immediately comes to mind as does the City of Kodiak, Alaska where I was City Manager. I preferred having the watershed (and garbage dump) outside of the City limits as I felt the City had more effective control and used less City resources to get that control.

While these comments cover all of the watersheds, it must be pointed out that the Agreement conveying the 1130 acres between the City and Huna Totem

Corporation dated Jan. 26, 1982 prohibits logging or any other activities in the watershed immediately behind Hoonah without City authorization. In addition, the water rights on this same area have been quit claim deeded to the City.

It is conceivable that the welfare of the City residents could be materially damaged by this annexation. As a simple example, and more can be given, the City has indicated it wants control over Huna Totem Corporation's log transfer facility. The Planning and Zoning Commission has already recommended that temporary water storage of logs and log ship loading be banned within the City boundaries. It is my understanding that this proposal still exists. If Long Island is annexed and this occurs, 35 stevedoring jobs with a payroll of over \$350,000.00 will be lost; a \$2½ million dollar investment will become worthless and additional employment opportunities will permanently be lost.

Leaving aside the subject of watershed control, the City has not demonstrated that the health, welfare and safety of the residents of the City will be improved by annexation.

- (7) the extension into the territory of city services or facilities is necessary to enable the city to provide adequate service to city residents, and it is impossible or impractical for the city to extend the facilities or services unless the territory is within the city's boundaries;

Again we agree that the City can demonstrate it meets this standard for the 1130 acres and possibly for U.S. Survey 2414.

The City has not demonstrated that it is necessary to extend services into these territories to provide adequate services for City residents. Annexation will place additional demands on financial and human resources which are already demonstrably inadequate.

- (8) residents or property owners within the

territory receive or may be reasonably expected to receive, directly or indirectly, the benefit of city government without commensurate property tax contributions, whether city services are rendered or received inside or outside the territory;

If the City resident was being unduly burdened by property taxes because of service demands originating from property owners and residents in the territory proposed for annexation then it is conceivable that there might be a more legitimate argument. However, there are no property taxes and the City resident is not being burdened. The fact is, with the exception of the enterprise funds, the City's revenues all come from the State and Federal governments.

The City's brief stated that annexation of these territories, "Will help offset the cost of providing certain municipal services,... such as police and fire protection..." The operative words are "help offset". The City has not demonstrated that it has the ability to provide adequate services to its existing population with its existing manpower and equipment. Are they going to stretch that manpower and equipment even thinner to extend services into the annexed territories? As a City resident I can personally state that I object to having the police at Long Island, or up at the White Alice Site leaving me, my daughter and about 800+ other City residents without protection.

This would indicate the need for additional manpower and equipment. I can tell you, again from my city management experience, that the increase in revenue sharing from 250 residents will not be adequate to pay the operating expenses for additional men and equipment.

19 AAC 10.070 (e) stipulates that alternative methods for offsetting the cost of providing services to individuals or property be considered. The City's brief does not address this issue and I suggest there are methods of offsetting the costs of services which the City has failed to adequately consider.

- (9) the annexation is otherwise necessary to accomplish a valid public purpose.

We have read and re-read the City's brief and have attempted to what valid public purpose annexation might accomplish. Section V, "Rationale For The Boundaries Proposed" of the City's brief states it has three purposes for annexation:

1. "First, the area offers developable land for residential purposes..."

In so far as this is applied to the 1130 acres and possibly to U.S. Survey 2414, we agree and support the City. However, to assume that any of the rest of the territory is developable for residential purposes is patently ludicrous.

2. "Third, the City has a justifiable desire to include the recently conveyed 1300 (sic) acres in its jurisdiction." We agree.

3. "Second, Since the proposed area is contiguous with existing City boundaries, the City Council feels that proper control over development of the area is best placed on the City's Management."

The operative word appears to be "Control". Control for what purpose? The City has failed to demonstrate that it has the requisite financial or human resources to adequately provide services to the existing community. A deficit budget and one man professional staff is going to take on the additional burden of "controlling development"? Ludicrous!

It has been my experience that cities greatest propensities are to obstruct and obfuscate. It is a rare city that can initiate. Unfortunately, the City's entire brief clearly indicates the intent to obstruct.

The City has stated they wanted to control development. This can only be read to mean logging, as logging is the only "development" which will occur on most of the land to be annexed. One then has to assume that all of our logging plans, roadbuilding plans, etc. would have to be submitted to the City for review and approval. The City staff, City Council and it's committees and com-

missions does not have the staff, resources or expertise to adequately evaluate this type of plans. The City could only obstruct and delay and drive up costs. One must then ask who benefits? Certainly not the City and its inadequate resources; not the resident of the City who is going to be faced with fewer job opportunities and higher City administrative costs, not the Huna Totem Corporation, or it's shareholders, who will be faced with greater costs.

Section V of the City's brief speaks to certain specific parcels of land proposed for annexation and we wish to comment on each parcel.

(1) Gartina Creek Drainage. The City has not demonstrated that it has the financial and human resources or the technical expertise to effectuate control over the watershed. Because much of the watershed is on federal land the U.S. Forest Service can be forced to develop, implement and administer an appropriate watershed management plan. They have the expertise and resources which are totally lacking in the City. Use the City's scarce resources to insure the U.S. Forest Service does it's job.

(2) Hoonah Airport. The Huna Totem Corporation sees no vaild reason for annexation of the airport. Speaking from a City manager's stand point, with experience in two cities with airports in the City limits, I can assure you that an airport in the City limits is not necessarily beneficial. The only justification is if the land immediately adjacent to the runways is private ownership, can be commercially developed, and taxed. There is little likelihood for that happening. Again, why use scarce city resources on an area better served by others?

(3) Whitestone Logging. We have made several comments previously and will not repeat them here. The Huna Totem Corporation supports Whitestone Logging in whatever they wish to do.

We would like to note that the brief is factually incorrect in this section. The camp does not have to be annexed to be in the Hoonah School District. School district boundaries do not have to coincide with municipal boundaries.

(4) Long Island. Why does the fact that Long Island is a Log Transfer Facility

make it appropriate for city control? At last count there are 8 state and federal regulatory agencies with jurisdiction over Long Island and surrounding waters. These agencies have the resources and expertise to exercise control. The City has neither.

Conversations with members of the City's Planning and Zoning Commission indicate that in their annexation discussions the impression was given that whatever was satisfactory to the regulatory agencies would be acceptable to the City. If this is so, why annex? Why add a layer of bureaucracy without the resources, expertise or competence to control? What benefit will accrue to the City resident, remembering that 80% of the residents are corporate shareholders?

The only benefit to the City resident we can identify would be through taxation. Because of the City's inability to put their financial affairs in order, it is felt that the City is looking to the Huna Totem Corporation to bail them out. Besides taxation there are a whole series of financial mechanisms which the City could use to increase their revenues at the expense of the Huna Totem Corporation without benefitting the Corporation. In the short run revenues might increase but in the long run the welfare of the City residents will be harmed.

Many residents of Hoonah feel the Corporation should get out of logging and will do whatever they can to stop logging. Surprisingly, the Huna Totem Corporation has a goal of being out of logging within five years with the smallest possible depletion of the timber resource. However, because of existing financial commitments some logging will be required for a period of time. The City can do nothing to reduce the time or volume of timber logged. However, it can and will materially increase both the time Huna Totem Corporation remains in the logging business and the volume of timber logged if this annexation takes place. The very fact that the City is incapable of recognizing the existence of this situation is evidence of their lack of competence to exercise any

meaningful control over Long Island or other timber lands.

(5) Excursion Inlet Packing. Huna Totem Corporation will support Excursion Inlet Packing in the decision they make.

General Comments:

The Huna Totem Corporation doubts that the City has complied with the regulations governing annexation. It is certain that the City's brief and supporting documentation is factually incorrect. The City claims, in Resolution 83-09-22-01, that public hearings were held on the proposed annexation and cites Sept. 22, 1983 as the specific example. "Exhibit F" simply indicates a public meeting between the City Council and the Planning and Zoning Commission. It is doubtful that this was a public annexation hearing or that it complies with statutory requirements regarding annexations.

Even if the Commission finds that the City was procedurally correct we still question the process... It is the Huna Totem Corporation's position that the City did not adequately allow for public input into the process. As stated earlier, I have been involved in two very controversial annexations. In order to insure adequate public input several public hearings were held. In addition to the hearings, however, I personally contacted every landowner affected with copies of maps and the final annexation proposal. Informal meetings were held at the convenience of interested parties. I understand now that it comes as a surprise that Huna Totem Corporation opposes annexing the world, but up until after the Sept. 22 meeting we understood that the City's annexation proposal just included the 1130 acres, which we have never opposed.

The City has the responsibility of informing the public and insuring the public input. The City has been derelict and grossly negligent in carrying out it's obligations.

Summary:

1. Huna Totem Corporation supports the annexation of the 1130 acres of recently conveyed, City owned land. The City has demonstrated

that this territory meets the standards for annexation.

2. The City's brief presents information which is factually incorrect and incomplete regarding all territories except
 1. above. Specifically this includes information regarding:
 - (a) The Mount Bether Community;
 - (b) The Whitestone Logging Camp;
 - (c) Public hearings;
 - (d) The ability of the City to prudently manage and protect the territories to be annexed.
 - (e) The ability of the City to extend and maintain municipal services to the area proposed for annexation;
 - (f) Benefits to existing City residents and residents of the territories to be annexed.

In conclusion, this is a poorly thought out annexation which has a very real potential of materially endangering the health, welfare and safety of the residents of Hoonah and territories to be annexed. This proposal is an irresponsible misuse of public funds which are demonstrably inadequate to meet existing needs. We have demonstrated that the territory in question does not meet the standards for annexation and that the information presented in the brief is factually incorrect and incomplete.

It is suggested that the City withdraw its annexation petition, reduce it's scope and return when it can demonstrate that it can even provide adequate services for the existing population.

Huna Totem Corporation Brief In Opposition

After the Huna Totem Corporation brief was written a copy was received of the "Report to the Local Boundary Commission on the Proposed Annexation of 23.91 Square Miles to the City of Hoonah," written by the Department of Community and Regional Affairs. The material contained is so erroneous and misleading that a rebuttal is called for. In several places the document purports to detail Huna Totem Corporation plans as substantive justification for finding that a standard is met. To the best of my knowledge the Corporation was not contacted regarding its plans and takes exception to the Department of Community and Regional Affairs attributing such statements to the Corporation without verification.

Specific examples of fallacious information is:

1. Page 4, Standard (4), paragraph 3 and 5. The Corporation has a goal of being out of the logging business within 5 years. The 1983 and 1984 logging seasons have and will be the peak production years. The 1984 logging season will be the last season on the East side of Port Frederick Sound. The growth has occurred and no additional growth is anticipated or needed. The "Report" is inaccurate in growth projections and Huna Totem Corporation's "anticipated market".
2. Page 5, Standard (5) all. The Report is factually inaccurate and misleading in its entire treatment of standard (5).

151.5 Million board feet and 91.6 miles of road will not be harvested and built by 1986 in the Hoonah area. These figures are close to 3 times as much as planned or anticipated.

The statement is made, "It is anticipate(d) that several more logging camps and logging facilities will be constructed in the territory to be annexed." This statement is totally erroneous, factually inaccurate and grossly misleading.

The log transfer and storage facility was designed for a 15 year life span and not 50-100 years. Stretch the usable period to 300 years and the report would really show an impressive volume. This paragraph is inaccurate and

misleading.

3. Page 6, Standard (6) all. The Report finds that there are no conditions endangering City residents and that have adequate protection. But then, goes on to find the standard has been met. Incredible - just incredible. The spurious thinking responsible for this finding has to be one of the classic examples of bureaucratic ineptitude. The writer of this report just received my nomination for "State Bureaucrat of The Year".

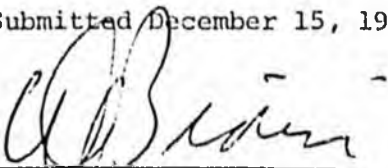
4. Page 6, Standard (7). This statement is inaccurate, incomplete and misleading.

5. Page 7, Standard (9). I feel that there are a number of residents outside of the City who would not find this to be a "valid public purpose".

The "Report to the Local Boundary Commission ..." is spurious, specious and fallacious. It has been written so as to consciously mislead the Commissioners and general public. It has been written without any attempt to validate the statements or to include material which would give a balance appraisal of the situation. As such the writer of this document is grossly negligent in carrying out his duties and responsibilities to the State, the City and to the public.

This Report should be thrown out in its entirety and the Department of Community and Regional Affairs requested to prepare a balanced unbiased report.

Submitted December 15, 1983 at 9:45 a.m.



William C. Bivin
Huna Totem Corporation
Chief Executive Officer