



# LAWS OF ALASKA

1971

**Source**

HCSSB 117 am H (FCC)

**Chapter No.**

73

## AN ACT

Relating to eminent domain powers of fourth class cities.

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

\* Section 1. AS 29.25 is amended by adding a new section to read:

Sec. 29.25.335. EMINENT DOMAIN. The council may exercise the powers of eminent domain and declaration of taking in the performance of an authorized city power or function, in accordance with AS 09.55.250 - 09.55.460. Before exercising the power, the council shall request or petition the Local Affairs Agency for permission to exercise the power. The council may not exercise the power of eminent domain or declaration of taking without the formal approval of the Local Affairs Agency. The exercise of the power of eminent domain or declaration of taking shall be by ordinance which shall be submitted to the qualified voters at the next regularly scheduled general election or special election called for that purpose. A majority of the qualified voters voting on the question is required for approval of the ordinance.