

Date: 01/23/2018

Submitted by: Assembly Member Demboski

Prepared by: Assembly Counsel

For reading: January 23, 2018

ANCHORAGE, ALASKA
AO NO. 2018-3(S), As Amended

1 **AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY SUBMITTING**
2 **TO THE QUALIFIED VOTERS OF THE ANCHORAGE FIRE SERVICE AREA**
3 **(AFSA) AND OF THE EAGLE RIVER VALLEY AREA NOT CURRENTLY WITHIN**
4 **A FIRE SERVICE AREA A BALLOT PROPOSITION TO ANNEX THE EAGLE**
5 **RIVER VALLEY AREA TO THE AFSA; AND IF APPROVED THEN AMENDING**
6 **ANCHORAGE MUNICIPAL CODE SECTIONS 27.30.050 AND 27.30.700**
7 **ACCORDINGLY.**

8
9 **WHEREAS**, the Anchorage Fire Service Area (AFSA) provides fire protection services in the
10 Anchorage Bowl and for most of Eagle River;

11
12 **WHEREAS**, in the Eagle River area the current AFSA boundaries are shown on Exhibit A,
13 and generally includes developed areas of Eagle River south of the North Eagle River Access
14 Road bridge over the Glenn Highway including parcels in areas on both sides of Hiland Road,
15 and the areas in the Eagle River Valley to the east up to mile 5.84 of Eagle River Road;

16
17 **WHEREAS**, eastward from the AFSA Boundary in the Eagle River Valley there are over 500
18 parcels of real property that are not in any fire service area, and currently if the Anchorage
19 Fire Department is called out and responds to a private property the owner would be billed
20 for such response under Anchorage Municipal Code chapter 23.55, "Fire Protection Service
21 Outside Service Areas";

22
23 **WHEREAS**, the cost of services of the Anchorage Fire Department in areas outside of the
24 AFSA is \$500 for the first hour, and then \$100 per hour for each fire apparatus used in
25 suppressing the fire, which can easily total thousands of dollars for a single fire suppression
26 response;

27
28 **WHEREAS**, the cost to a property owner for the AFSA mill levy will vary with approved annual
29 budgets, and in the past, for each \$100,000 of assessed value for real property, has been
30 \$238 in 2017, and averaged \$229 over the past five years; and

31
32 **WHEREAS**, it is in the public interest to provide for fire protection in the proposed Eagle River
33 Valley area to be added to the AFSA, and to provide the residents in that area the opportunity
34 to determine by a majority vote whether to maintain the status quo with out of service area
35 billing or to join the AFSA and tax themselves for fire protection services; now therefore

36
37 **THE ANCHORAGE ASSEMBLY ORDAINS:**

38
39 **Section 1.** Pursuant to Anchorage Municipal Charter § 9.01(a), a ballot proposition in
40 substantially the same form as appears in Section 2 shall be placed on the ballot and
41 submitted to the qualified voters of the Municipality residing in the Anchorage Fire Service
42 Area and in the area to be annexed as described in Section 3 and substantially as depicted
43 on Exhibit A at the regular municipal election on April 3, 2018.

44
45 **Section 2.** The proposition shall be presented in substantially the following form:
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PROPOSITION NO. ___

ANNEXATION OF THE EAGLE RIVER VALLEY AREA TO THE ANCHORAGE FIRE SERVICE AREA.

This proposition expands the boundaries of the Anchorage Fire Service Area (AFSA) to include the parcels and areas in the **northeast area** Eagle River Valley that are currently not in a fire service area. The Eagle River Valley **northeast** area to be annexed is substantially as depicted in Exhibit A attached to Anchorage Ordinance No. **2018[7]-3(S), As Amended**[____], and described in Section 3 of that ordinance. The proposed boundaries of the area to be annexed will include all privately owned parcels of land in the Eagle River Valley from the eastern boundary of the current AFSA, which intersects Eagle River Road at mile 5.84, to the John Barclay Homestead parcels to the southeast past the end of Eagle River Road and Cumulus Road and between, **on the southwest side, the southwestern banks of the channels of Eagle River from a point of even latitude with the parcels at the end of Cumulus Road downstream to the point Eagle River crosses the eastern boundary of the current AFSA, and on the northeast side of the valley,** the ridges of [~~Harp Mountain and Hurdygurdy Mountain on the southwest side of the valley and~~] Mount Magnificent and Pecking Mountain[~~on the northeast side~~]. If this proposition is approved by the voters, beginning with the 2019 tax year the taxable real and personal property in the annexed Eagle River Valley **northeast** area would be levied and taxed with the AFSA mill rate annually, and **no increase in taxes is expected for properties within the current AFSA as a result of this expansion**[~~the property owners of taxable real and personal property within the current AFSA may see a small decrease in taxes due to the additional parcels sharing the AFSA tax burden in the expanded service area~~].

The annexation of the Eagle River Valley **northeast** area to the AFSA will become effective only if both the voters in the area to be annexed, and the voters in the existing AFSA, separately approve this proposition by a majority of the qualified voters voting on the question in this election.

Shall the Eagle River Valley **northeast** area be annexed to the Anchorage Fire Service Area effective January 1, 2019?

YES NO

Section 3. Exhibit A is recognized to depict the Eagle River Valley area proposed to be added to the Anchorage Fire Service Area, an area legally described as in Exhibit B, both attached hereto.

Section 4. Anchorage Municipal Code section 27.30.050 is hereby amended to read as follows:

27.30.050. Anchorage Fire Service Area.

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A. There is established, pursuant to section 9.01 of the Charter, a service area within the municipality to be the Anchorage Fire Service Area (AFSA) of the municipality, as outlined on the map located in section 27.30.700. The Anchorage Fire Service Area consists of the areas formerly known as Service Area 13 of the Greater Anchorage Area Borough, the City of Anchorage, the Eagle River Service Area, the Glenn Heights Area, [AND] the Bear Valley Fire Service Area, and the Eagle River Valley northeast area, but not including any portion of the Powder Reserve Tract A.

B. Fire protection shall be provided in the Anchorage Fire Service Area.

(AO No. 48-75; AO No. 83-29; AO No. 83-147, 1-1-84; AO No. 86-100, 1-1-87; AO No. 86-127; AO No. 89-57; AO No. 95-33, § 3, 2-14-95; AO No. 98-97, § 3, 5-4-99)

Section 5. Anchorage Municipal Code section 27.30.700 is hereby amended by adding the map of the area annexed to the Anchorage Fire Service Area depicted in Exhibit A.

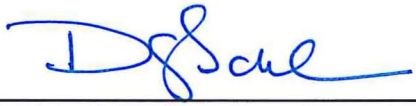
Section 6. Sections 1, 2, and 3 of this ordinance shall become effective immediately upon passage and approval by the Assembly. The proposition contained in section 2 of this ordinance and sections 4 and 5 shall become effective upon certification of the April 3, 2018 regular Municipal election if, but only if, the proposition is passed by a majority of the qualified voters voting on the question contained therein, as tallied separately in the AFSA and the Eagle River Valley area to be annexed.

PASSED AND APPROVED by the Anchorage Assembly this 23rd day of January, 2018.



Chair

ATTEST:



Municipal Clerk



MUNICIPALITY OF ANCHORAGE

Assembly Memorandum

No. AM 59-2018

Meeting Date: January 23, 2018

1 **From:** ASSEMBLY MEMBER DEMBOSKI

2
3 **Subject:** AO 2018-3(S) – AN ORDINANCE OF THE ANCHORAGE
4 MUNICIPAL ASSEMBLY SUBMITTING TO THE QUALIFIED
5 VOTERS OF THE ANCHORAGE FIRE SERVICE AREA (AFSA)
6 AND OF THE EAGLE RIVER VALLEY AREA NOT CURRENTLY
7 WITHIN A FIRE SERVICE AREA A BALLOT PROPOSITION TO
8 ANNEX THE EAGLE RIVER VALLEY AREA TO THE AFSA; AND
9 IF APPROVED THEN AMENDING ANCHORAGE MUNICIPAL
10 CODE SECTIONS 27.30.050 AND 27.30.700 ACCORDINGLY.
11

12 The S-version of this ordinance replaces language in the ballot proposition that
13 may have been misleading with a phrase that is more fair and accurate. The
14 Anchorage Fire Department will not be decreasing its level of fire protection
15 services within the current Anchorage Fire Service Area (AFSA), so even if the
16 Eagle River Valley area is annexed to the AFSA it would not affect the budget
17 needs of AFD within the AFSA. It is more accurate to state the expansion of AFSA
18 is not expected to increase taxes in the current AFSA as a result of that expansion.
19 It is possible current AFSA property owners may have taxes increased or
20 decreased for other reasons. The new phrase “no increase in taxes is expected
21 for properties within the current AFSA as a result of this expansion” is added on
22 page 2, line 28 in the S-version. The AFD reviewed and had no objection to this
23 change.
24

25 Prepared by: Assembly Counsel
26 Respectfully submitted: Amy Demboski, Assembly Member
27 District 2—Eagle River/Chugiak

Exhibit A, as amended

Proposed Anchorage Fire Service Area Expansion

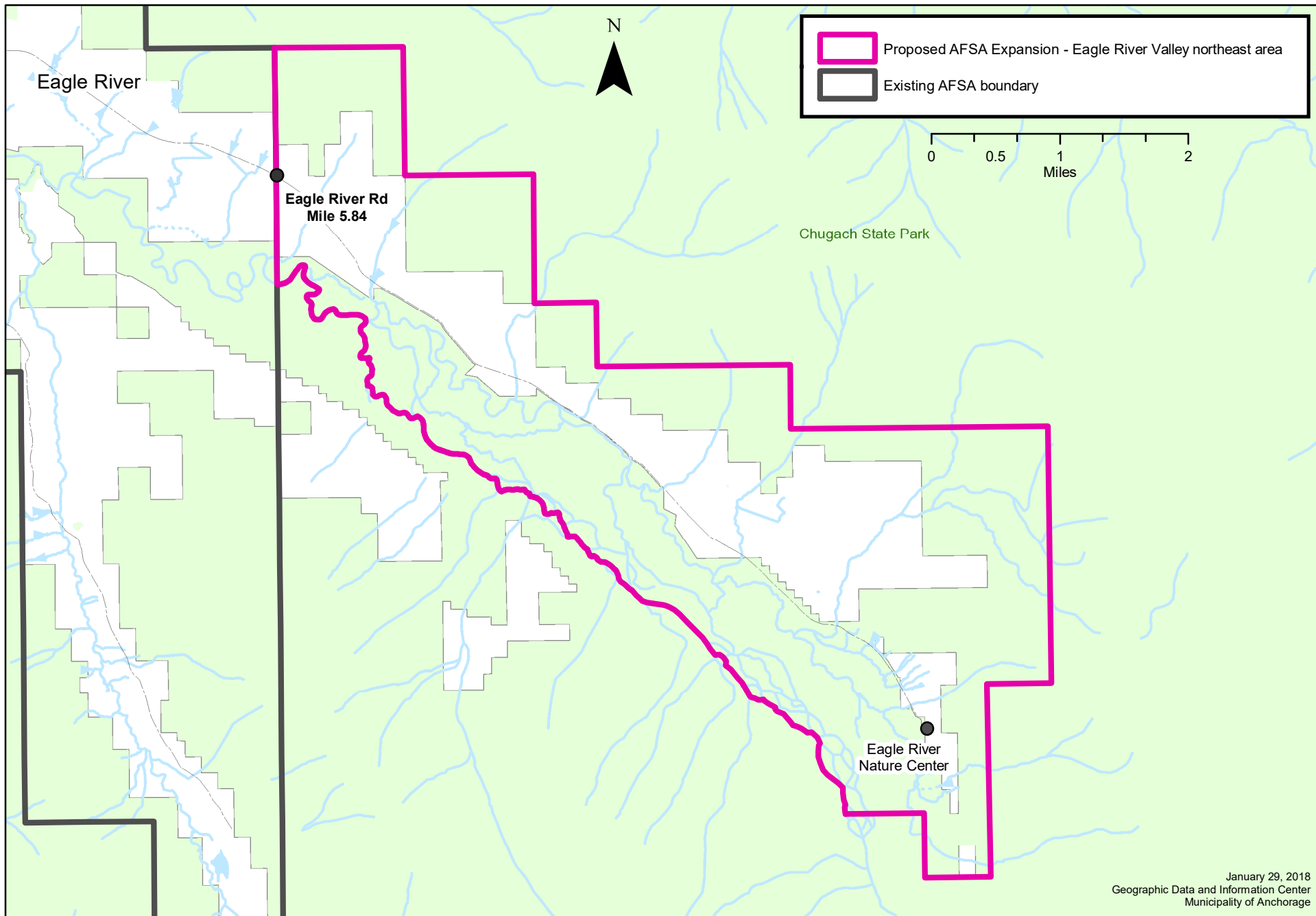


EXHIBIT B, AS AMENDED

All the land lying within the following described parcels:

1. The following sections and aliquot parts located in Township 14 North, Range 1 West, Seward Meridian:

Section 14

Section 23, excluding all land south and west of the southwestern banks of the channels of Eagle River.

Section 24

Section 25, excluding all land south and west of the southwestern banks of the channels of Eagle River.

Section 26, excluding all land south and west of the southwestern banks of the channels of Eagle River.

Section 36, excluding all land south and west of the southwestern banks of the channels of Eagle River.

2. [*deleted by amendment*]

3. The following sections and aliquot parts located in Township 14 North, Range 1 East, Seward Meridian:

S ½ Section 29

W ½ N ½ Section 30

S ½ Section 30

Section 31, excluding all land south and west of the southwestern banks of the channels of Eagle River.

Section 32

Section 33

Section 34

4. The following sections and aliquot parts located in Township 13 North, Range 1 East, Seward Meridian:

Section 3

Section 4

Section 5, excluding all land south and west of the southwestern banks of the channels of Eagle River.

Section 6, excluding all land south and west of the southwestern banks of the channels of Eagle River.

Section 9, excluding all land south and west of the southwestern banks of the channels of Eagle River.

W ½ Section 10

W ½ N ½ Section 15

The description above setting forth all the land included within the boundaries of the proposed area of the Eagle River Valley to be annexed to the Anchorage Fire Service Area includes, without warranting the completeness of this list, the following named homesteads, subdivisions, and parcels of land:

North Section		
Magnificent Mountain Slopes	Overlook Estates	L V Genderen Homestead
Donald C Schroeder	Lafton Wells Homestead	Bear Ridge
Alpine Laurel Estates	John W Barbee Homestead	Sierra Vista
Hulse	Ralph A Ekland Homestead	Tracts 1, 2, 3, & 4
Valley View Estates	Eklund	Pyrenees Estates
Sandhill	North Slope – Eklund	Robert T Thomas Homestead
Groll	Kirk	Eagle Vista
Robert Vernon Lowe Homestead	North Slope	Partner Parcels
Loye	Williams	James Sudut Homestead
Denaly	Virginia Rode	T P Rumsey Homestead
Mc Intyre	List	Janet Davis
Hideaway	Municipality of Anchorage	Falling Water
Carmel J Mc Intyre Homestead	C H Wamsley Homestead	Leahy
H and H	Teri	McAloon
Majestic Valley Estates	Juniper	Gateway to the Park
Bob Wells	Mary L McCumber Homestead	John G Reaneywolfe Homestead
Thomson	Juniper Valley Heights	Eagle Mountain
Riverpark View	Snowshoe Estate	John Barclay Homestead
Charlice	Harvey N Rullen Jr. Homestead	Ajasmí
Raymond R Roop Homestead	Duhill	Barclay City