

ANCHORAGE, ALASKA
AO No. 2021-_____

1 **AN ORDINANCE OF THE ANCHORAGE ASSEMBLY AMENDING ANCHORAGE**
2 **MUNICIPAL CODE SECTION ...**

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4 **WHEREAS**, the Stormwater Utility Commission was formed on September 24, 2019
5 by the Assembly's passage and approval of AO 2019-113(S);
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7 **WHEREAS**, the Stormwater Utility Commission ramped up as the Mayor proposed
8 appointees to the ten seats, and held its initial meeting
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10 **WHEREAS**, The Commission has diligently reviewed its mission and purpose,
11 composition, and evaluated actual and potential challenges to fulfill its Code
12 mandates; and
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14 **WHEREAS**, the Commission sent a letter to the Assembly recommending changes
15 to the formation ordinance and Code provisions governing its composition and
16 activities; now, therefore,
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18 **THE ANCHORAGE ASSEMBLY ORDAINS:**
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20 **Section 1.** Anchorage Municipal Code section 4.70.070 is hereby amended to
21 read as follows:
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23 **4.70.070 - Stormwater utility commission.**
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- 25 A. There is established a stormwater utility commission consisting of
26 **nine [NO LESS THAN TEN]** members. Commission members shall
27 include **or represent the following areas:**
- 28 1. **A [ONE MEMBER SHALL BE A]** member in good standing of
29 the Alaska Bar with experience in utility matters;
 - 30 2. **A [ONE MEMBER SHALL BE A]** registered professional
31 engineer in Alaska **[WITH EXPERIENCE IN UTILITY**
32 **MATTERS];**
 - 33 3. **A hydrologist [ONE MEMBER SHALL BE A]** or other field
34 related to stormwater management;
 - 35 4. **A [ONE MEMBER SHALL BE A]** representative of a
36 commercial or industrial customer in the Anchorage Roads
37 and Drainage Service Area (ARDSA);
 - 38 5. **A [ONE] member of [EACH FROM]** a road service area
39 board in **one [EACH]** of the following areas:
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41 a. Anchorage Hillside as defined in the Hillside District
42 Plan that is outside of the Anchorage Roads and
43 Drainage Service Area (ARDSA), **or [PLUS]**

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- b. the Section 6/Campbell Airstrip Limited Road Service Area;[.]
- 6. **Two [THREE]** members who are residents of the ARDSA; and
- 7. Two members **[SHALL BE]** chosen at large.

B. In addition to the general responsibilities set forth in section 4.70.010D., the commission shall:

- 1. Conduct a public hearing(**s**), report, and make recommendations to the mayor and assembly regarding the utility's:
 - a. Application for a certificate of public convenience and necessity and subsequent modifications,
 - b. Proposed stormwater utility service area boundary,
 - c. Scope of services and service level,
 - d. Rate structure,
 - e. Stormwater management master plan, and
 - f. Capital improvement plan;
- 2. Conduct public hearings when deemed appropriate on any other matters pertaining to formation and establishment of the new stormwater utility and provide a report and recommendations to the mayor and assembly;
- 3. Review and make recommendations regarding drainage management practices, services, rates, and regulations; and
- 4. When appropriate, recommend the assembly retain consultant services or procure studies or surveys.

C. The manager of the Watershed Management Section of the Project Management and Engineering Department, or designated staff of the section, shall be the executive secretary and technical advisor to the commission and provide administrative support.

D. The manager of the Watershed Management Section of the Project Management and Engineering Department, or designee to provide administrative support, shall notify Community Councils of openings on the commission and request recommendations for candidates.

E. The sunset provisions in section 4.05.150 shall not apply to this commission.

(AO No. 2019-113(S) , § 2, 9-24-19)

Section 2. This ordinance shall be effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2021.

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Chair _____

ATTEST:

Municipal Clerk

DRAFT