

Submitted by: Assembly Member Kendall

Prepared by: Department of Law

For reading: May 19, 1998

CLERK'S OFFICE

APPROVED

Date: 6-2-98

ANCHORAGE, ALASKA

AO NO. 98- 97

1 AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE ANCHORAGE FIRE
2 SERVICE AREA A BALLOT PROPOSITION TO DE-ANNEX TRACT A, POWDER RESERVE,
3 GENERALLY LOCATED WEST OF NEW GLENN HIGHWAY AND NORTH AND SOUTH OF THE
4 NORTH ACCESS ROAD FROM THE ANCHORAGE FIRE SERVICE AREA, AND SUBMITTING TO THE
5 QUALIFIED VOTERS OF THE CHUGIAK FIRE SERVICE AREA A BALLOT PROPOSITION TO
6 ANNEX TRACT A, POWDER RESERVE, GENERALLY LOCATED WEST OF NEW GLENN
7 HIGHWAY AND NORTH AND SOUTH OF THE NORTH ACCESS ROAD TO THE CHUGIAK FIRE
8 SERVICE AREA.
9

10
11 WHEREAS, the development of the area known as the Powder Reserve is imminent and the
12 proposed development is to be nearly 2,000 residences and supporting commercial development in an urban
13 setting; and
14

15 WHEREAS, the Powder Reserve area is divided between the Chugiak Fire Service Area and
16 Anchorage Fire Service Area; and
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18 WHEREAS, there is no mechanism for providing fire protection in the Powder Reserve except
19 through a service area; and
20

21 WHEREAS, no qualified voter resides within the proposed service area, but all persons owning
22 property therein have given their written consent to annexing this area in accordance with Charter Section
23 9.01(a); and
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25 WHEREAS, de-annexation of the portion of the Powder Reserve by the voters residing in the
26 Anchorage Fire Service Area in conjunction with annexation of the Powder Reserve by the voters residing
27 in the Chugiak Fire Service Area to the Chugiak Fire Service Area provides a manageable and fair
28 mechanism to accomplish incorporating the area into the Chugiak Fire Service Area; and
29

30 WHEREAS, it is in the public interest to provide for fire protection in the proposed Powder Reserve
31 Fire Service Area by one service area; now therefore
32

33 THE ANCHORAGE ASSEMBLY ORDAINS
34

35 Section 1. A ballot proposition containing substantially the following language shall be submitted to the
36 qualified voters of the Municipality residing in the Anchorage Fire Service Area at the regular Municipal
37 election on April 20, 1999 :

Proposition

**APPROVING DE-ANNEXATION OF
A PORTION OF THE POWDER RESERVE
FROM THE ANCHORAGE FIRE SERVICE AREA.**

Shall the de-annexation (removal) of the portion of the area known as Tract A, Powder Reserve from the Anchorage Fire Service Area effective January 1, 2000 be approved?

Yes []

No []

Pursuant to Anchorage Ordinance No. 98-____, the de-annexation (removal) of the portion of Tract A, Powder Reserve from the Anchorage Fire Service Area will become effective only if its annexation (addition) to the Chugiak Fire Service Area is approved by a majority of the qualified voters of the Chugiak Fire Service Area voting in this election.

Section 2. A ballot proposition containing substantially the following language shall be submitted to the qualified voters of the Municipality residing in the Chugiak Fire Service Area at the regular Municipal election on April 20, 1999:

Proposition

**APPROVING ANNEXATION OF
A PORTION OF THE POWDER RESERVE
TO THE CHUGIAK FIRE SERVICE AREA**

Shall the annexation (addition) of a portion of the area known as Tract A, Powder Reserve to the Chugiak Fire Service Area effective January 1, 2000 be approved?

Yes []

No []

Pursuant to Anchorage Ordinance No. 98-____, the annexation (addition) of a portion of Tract A, Powder Reserve to the Chugiak Fire Service Area will become effective only if its de-annexation (removal) from the Anchorage Fire Service Area is approved by a majority of the qualified voters of the Anchorage Fire Service Area voting in this election.

Section 3. Anchorage Municipal Code section 27.30.050 is hereby amended to read as follows

27.30.050 Anchorage Fire Service Area.

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, and the Eagle River Service Area but not including any portion of the Powder Reserve Tract A.

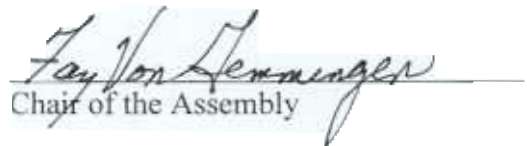
B. Fire protection shall be provided in the Anchorage Fire Service Area.

(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; _____)

Section 4. Anchorage Municipal Code section 27.30.700 is hereby amended by adding to the map of the Chugiak Fire Service Area and deleting from the map of the Anchorage Fire Service Area, the property described in Exhibit A. hereto and depicted in Exhibit B. hereto.

Section 5. Sections 1, 2, and 5 of this ordinance shall become effective immediately upon passage and approval by the Assembly. The propositions contained in sections 1 and 2 of this ordinance and section 3 and 4 shall become effective upon certification of the April 20, 1999 regular Municipal election if, but only if, both propositions are passed by a majority of the qualified voters voting on the question contained therein.

PASSED AND APPROVED by the Anchorage Assembly this 2nd day of June, 1998


Chair of the Assembly

ATTEST:


Municipal Clerk

EXHIBIT A

A parcel of land commonly known as Tract A, Powder Reserve, more particularly described as follows:

Parcel 1

Lot 2 and the southwest quarter of the northeast quarter of Section 2, Township 14 North, Range 2 West of the Seward Meridian, Alaska

Parcel 2

Tract 40, Township 15 North, Range 2 West of the Seward Meridian, Alaska
Containing approximately 530 acres more or less.