

CLERK'S OFFICE

APPROVED

Date: 2-27-01

Submitted by: Assemblymembers TESCHE,  
Taylor, Tremaine, Abney, Van Etten, Clementson  
Prepared by: Assembly Office  
For reading: FEBRUARY 27, 2001

ANCHORAGE, ALASKA

AR NO. 2001- 65

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY SUPPORTING HOUSE BILL 135,  
"AN ACT RELATING TO MUNICIPAL FEES FOR CERTAIN POLICE PROTECTION SERVICES."

WHEREAS, certain residential properties are the source of repeat disturbances to the peace, calm, and sometimes even the safety of our community - such as "crack house", places of prostitution gambling, or other illegal activities; and

WHEREAS, property owners are not always held sufficiently accountable for continued violations of law committed on their property; and

WHEREAS, repeat police calls to disturbances at nuisance properties are costly to municipalities and

WHEREAS, solutions to local problems are most effective when communities, by ordinance enacted only after a public hearing, control, devise and execute solutions; and

WHEREAS, House Bill 135, which has been introduced in the Alaska State Legislature, grants municipalities the ability to impose a fee on the owner of residential property if police respond to the property an excessive number of times; the fee is granted lien status against the nuisance property; and

WHEREAS, this bill is not a means of simply collecting more money; it makes irresponsible property owners assume the burden imposed on the public for illegal activities on their property; and

WHEREAS, under this bill, the State will not define "excessive" nor mandate a municipality to create such a fee system; it only allows municipalities to create such a system - as another tool for law enforcement - if they choose.

NOW, THEREFORE, the Anchorage Assembly resolves:

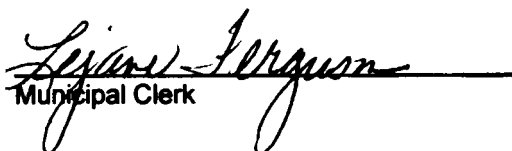
Section 1: That the Assembly supports House Bill 135 and encourages the Alaska State Legislature to pass the bill.

Section 2: That the Municipal Clerk forward copies of this resolution to the State Legislature upon passage and approval.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 27<sup>th</sup> day of February, 2001.

  
Chair

ATTEST:

  
Municipal Clerk

## Bill Text



BILL ID: HB 135

00 HOUSE BILL NO. 135  
01 "An Act relating to municipal fees for certain police protection services."  
02 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:  
03 \* Section 1. AS 29.10.200 is amended by adding a new paragraph to read:  
04 (60) AS 29.35.125 (fees for police protection services).  
05 \* Sec. 2. AS 29.35 is amended by adding a new section to read:  
06 Sec. 29.35.125. Fees for police protection services. (a) A municipality may  
07 by ordinance impose a fee on the owner of residential real property if a member of the  
08 municipal police department goes to the property an excessive number of times during  
09 a calendar year in response to a call for assistance, a complaint, an emergency, or a  
10 potential emergency. The number of responses considered to be excessive and the  
11 amount of the fee shall be set out in the ordinance that establishes the fee.  
12 (b) A fee imposed under this section is a lien on the property to which the  
13 municipal police have been called an excessive number of times. The lien is prior and  
14 paramount to all liens except municipal tax liens and special assessment liens. They  
15 may be enforced as provided in AS 29.45.320 - 29.45.470 for enforcement of property  
01 tax liens.  
02 (c) This section applies to home rule and general law municipalities.

Bill Root:

 Display Bill Root

**BASIS HAS BEEN RE-PROGRAMMED THIS YEAR  
TO REPORT PROBLEMS WITH BASIS INQUIRY**

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**Municipality of Anchorage  
MUNICIPAL CLERK'S OFFICE  
AGENDA DOCUMENT CONTROL SHEET**

*Alc 2001-65*

1	SUBJECT OF AGENDA DOCUMENT		DATE PREPARED <b>2-22-01</b>
	<i>Resolution supporting House Bill 185</i>		INDICATE DOCUMENTS ATTACHED
			<i>AR Attachment</i>
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Fay Von Gemmingen	
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY		HIS/HER PHONE NUMBER 4751
4	COORDINATED WITH AND REVIEWED BY	INITIALS	DATE
	Mayor		
	Heritage Land Bank		
	Merrill Field Airport		
	Municipal Light & Power		
	Port of Anchorage		
	Solid Waste Services		
	Water & Wastewater Utility		
	Municipal Manger		
	Cultural & Recreational Services		
	Employee Relations		
	Finance, Chief Fiscal Officer		
	Fire		
	Health & Human Services		
	Office of Management and Budget		
	Management Information Services		
	Police		
	Planning, Development & Public Works		
	Development Services		
	Facility Management		
	Planning		
	Project Management & Engineering		
	Street Maintenance		
	Traffic		
	Public Transportation Department		
	Purchasing		
	Municipal Attorney		
	Municipal Clerk		
	Other		
5	SPECIAL INSTRUCTIONS/COMMENTS		
	<i>For Action</i>		
	<i>Addendum T.C.</i>		
6	ASSEMBLY MEETING DATE <b>2-27-01</b>	7	PUBLIC HEARING DATE REQUESTED <b>—</b>

M.O.A.  
 2001 FEB 22 PM 3:13  
 CLERKS OFFICE