

CLERK'S OFFICE

APPROVED

Date: 10-15-02

Submitted by: Chair of the Assembly at the
Request of the Mayor
Prepared by: Heritage Land Bank
For reading: September 10, 2002

Anchorage, Alaska
AO 2002- 136

AN ORDINANCE OF THE MUNICIPALITY OF ANCHORAGE AMENDING ANCHORAGE
MUNICIPAL CODE SECTION 25.40.030 TO ALLOW FOR A FOURTEEN-DAY MINIMUM
PUBLIC NOTICING REQUIREMENT FOR ALL HERITAGE LAND BANK ACTIVITIES
REQUIRING PUBLIC NOTICE.

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code section 25.40.030 is hereby amended to read as
follows: *(the remainder of the section is not affected and therefore is not set out.)*

25.40.030 Public Notice Procedures.

C A proposed action shall be noticed by a sign conspicuously placed upon the
land proposed for action. The sign shall generally identify the proposed
action and include the information specified in section 25.40.030(F). the sign
shall be easily visible to the public and be placed upon the land no less than
24 14 days prior to a public hearing by the Heritage Land Bank Advisory
Commission on the proposed action.

E. All public notices of proposed Heritage Land Bank Advisory Commission
actions, including public hearings regarding proposed actions, shall precede
a hearing before the advisory commission on the proposed action by at least
24 14 days.

(AO No. 95-198(S-3), § 2, 12-15-95)

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

PASSED AND APPROVED by the Anchorage Assembly this 15th day of
October, 2002.

ATTEST:


Municipal Clerk


Chair

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MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects - General Government

AO Number: 2002- 136

Sponsor:

Preparing Agency:

Others Impacted:

Title: **Revision to HLB Ordinance, AMC 25.40.030.C & E**

HLB

Heritage Land Bank

CHANGES IN EXPENDITURES AND REVENUES: (Thousands of Dollars)

	FY02	FY03	FY04	FY05	FY06
Operating Expenditures					
1000 Personal Services					
2000 Supplies					
3000 Other Services					
4000 Debt Service					
5000 Capital Outlay					
TOTAL DIRECT COSTS:	0	0	0	0	0

6000 IGCs

FUNCTION COST:

REVENUES:

CAPITAL

POSITIONS:

PUBLIC SECTOR ECONOMIC EFFECTS:

None

None

Prepared by: **George J. Cannelos**

Telephone: **343-4337**

Validated by OMB _____

Approved by _____
(Director, Preparing Agency)

Date: August 6, 2002



MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 796 -2002

FROM: Mayor

MEETING DATE: September 10, 2002

SUBJECT: ASSEMBLY ORDINANCE 2002- 136, AMENDING AMC 25.40.030 TO CHANGE THE PUBLIC NOTICE REQUIREMENTS FOR HERITAGE LAND BANK ADVISORY COMMISSION ACTIONS FROM TWENTY-ONE TO FOURTEEN DAYS

Purpose

The purpose of this request, recommended for Assembly approval by the HLB Advisory Commission on July 17, 2002, is to reduce the amount of lead time required for public noticing of the commission's monthly meeting agendas.

Background

The HLB Advisory Commission (HLBAC) has regular meetings dates of the second Wednesday of the month. AMC 25.40.030, Subsections C and E, currently requires a 21-day minimum public notice requirement for its public meetings and hearings on all land exchanges, easements, sales and leases. Most municipal boards and commissions require "reasonable notice" of their regular meetings, unless, like the HLBAC, it is otherwise stipulated (AMC 1.25.015.A and B). Such stipulations vary widely, from seven to thirty-five days, and sometimes vary based upon the nature of the action.

Advertising of public meetings is contracted by MOA with the Alaska Journal of Commerce, a weekly publication. It is noted, per AMC 3.10.005, "the primary method for providing published public notice," as it publishes the Municipal Page that advertises public meetings and hearings for municipal commissions and committees.

The Heritage Land Bank has found that the current code requiring HLB to publish notices of public hearings at least 21 days before in the Alaska Journal of Commerce, requires in addition to the 21 days, compensation for the additional days added to the lead time for the once-a-week publication (on Saturdays), as well as a four-day lead time for the advertising deadline, which is on Tuesdays. As a result, this often places HLB's deadline for providing the next agenda to the Mayor's office 29 days before the meeting. As many of HLBAC's meetings are four weeks (28 days) apart, this often requires that the following month's meeting agenda must be submitted for the advertising deadline the day before the current month's meeting. This has lead to several scheduling conflicts, confusion for the public and occasional backlogs in efficiently conducting HLB business.

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2 Page 2,

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4 AM 796-- 2002

5 HLB Public Notice Code Revision
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9 **Recommendation**

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11 The Heritage Land Bank requests the Anchorage Assembly to amend AMC 25.40.030, Subsections C
12 and E, to allow for a minimum publishing date of 14 days advance public notice of HLBAC public
13 meetings and hearings.
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15 Appendix: Appendix A Approved HLB Advisory Commission Resolution 2002-07
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18 THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS AMENDMENT TO AMC
19 25.40.030, § C and E.
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22 Concur:

Prepared by:

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26 Harry J. Kieling, Jr.
27 Municipal Manager
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George J. Cannelos
Director, Heritage Land Bank

31 Respectfully submitted:
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34 George P. Wuerch
35 Mayor
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Appendix A

Heritage Land Bank Advisory Commission

Resolution 2002-07

A RESOLUTION AUTHORIZING THE HERITAGE LAND BANK TO REQUEST ASSEMBLY APPROVAL TO AMEND ANCHORAGE MUNICIPAL CODE SECTION 25.40 TO ALLOW FOR A MINIMUM 14-DAY PUBLIC NOTICE REQUIREMENT FOR HERITAGE LAND BANK ADVISORY COMMISSION PUBLIC MEETINGS AND HEARINGS.

WHEREAS, "It is the mission of the Heritage Land Bank to manage uncommitted municipal land ... to benefit the present and future citizens of Anchorage, promote orderly development, and achieve the goals of the comprehensive plan." (AMC 25.40.010); and,

WHEREAS, current Municipal Code 25.40.030 requires a minimum 21-day public notice publication period for all proposed action items on the Heritage Land Bank Advisory Commission agenda; and,

WHEREAS, the current Municipal Code requirement often conflicts with the timing of items and issues being addressed from meeting to meeting by requiring notice for one commission meeting to be advertised prior to holding the current meeting; and,

WHEREAS, the proposed amendment to the Municipal Code will bring the Heritage Land Bank in line with other municipal boards and commissions who are routinely required to publish public notice 14 days prior to holding public hearings,

NOW THEREFORE BE IT RESOLVED, THAT the Heritage Land Bank Advisory Commission recommends that the Anchorage Assembly amend AMC 25.40.030 to read:


"E. All public notices of public notices of proposed Heritage Land Bank advisory commission actions, including public hearings regarding such proposed actions, shall precede a hearing before the advisory commission on the proposed action by 14 [21] days."

Approved on the 17 day of July, 2002 by the Heritage Land Bank Advisory Commission.

Signed:


Chair
Heritage Land Bank Advisory Commission

Attest:


George J. Cannelos, Director
Heritage Land Bank



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A0 2002-136

Workflow History

Workflow Name	Action Date	Action	User	Security Group	Content ID	Revis
HLB_SubWorkflow	8/15/02 1:49 PM	Approve	canelosgj	Public	000143	0
AllOrdinanceWorkflow	8/16/02 10:26 AM	Reject	frascaci	Public	000143	0
AllOrdinanceWorkflow	8/23/02 4:48 PM	Reject	canelosgj	Public	000143	0
HLB_SubWorkflow	8/26/02 10:20 AM	Approve	canelosgj	Public	000143	0
OMB_SubWorkflow	8/28/02 8:42 AM	Approve	rogersta	Public	000143	0
Legal_SubWorkflow	8/28/02 8:59 AM	Approve	wheelerda	Public	000143	0
MuniManager_SubWorkflow	8/30/02 3:58 PM	Approve	campbellce	Public	000143	0
MuniMgrCoord_SubWorkflow	8/30/02 5:20 PM	Approve	bealejl	Public	000143	0

INTRODUCTION

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