

Submitted by: Chair of the Assembly
at the Request of the Mayor
Prepared by: Department of Law
For Reading: February 1, 2005

CLERK'S OFFICE

APPROVED

Date: 2/15/05 ANCHORAGE, ALASKA

AR NO. 2005- 15

**A RESOLUTION AMENDING ANCHORAGE MUNICIPAL CODE OF REGULATIONS
SECTIONS 21.10.304, 21.11.304 AND 21.13.340 TO CONFORM TO ANCHORAGE
MUNICIPAL CODE TIMELINES FOR APPEALS AND ALLEGATIONS OF NEW
EVIDENCE OR CHANGED CIRCUMSTANCES.**

THE ANCHORAGE ASSEMBLY RESOLVES:

Section 1. Anchorage Municipal Code of Regulations section 21.10.304 (Planning & Zoning Commission) is hereby amended to read as follows (*the remainder of the section is not affected, and therefore not set out*):

21.10.304 Decision.

*** *** ***

E. Within twenty (20) [FIFTEEN (15)] days of the [OF] approval of the final appealable decision pursuant to subsection D. above, an applicant or other interested person must file with the municipal clerk either:

*** *** ***

(AR No. 82-258; AR No. 86-39; AR 2004-215(S) as amended, 12-7-04, §2)

Section 2. Anchorage Municipal Code of Regulations section 21.11.304 (Platting Board) is hereby amended to read as follows (*the remainder of the section is not affected, and therefore not set out*):

21.11.304 Decision.

*** *** ***

E. Within twenty (20) [TEN (10)] days of the [OF] approval of the final appealable decision pursuant to subsection D. above, an applicant or other interested person must file with the municipal clerk either:

*** *** ***

(AR No. 81-6; AR No. 83-126; AR No. 84-227; AR 2004-215(S) as amended, 12-7-04, §5)

Section 3. Anchorage Municipal Code of Regulations section 21.13.340 (Urban Design Commission) is hereby amended to read as follows (*the remainder of the section is not affected, and therefore not set out*):

21.13.340 **Decision.**

*** *** ***

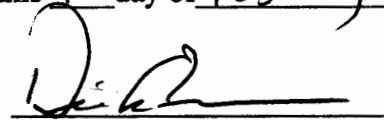
E. Within twenty (20) [TEN (10)] days of the approval of the final appealable decision pursuant to subsection D. above, an applicant or other interested person must file with the municipal clerk either:

*** *** ***

(AR No. 2003-342, § 1, 1-6-04; AR 2004-215(S) as amended, 12-7-04, §10)

Section 4. This resolution shall take effect immediately upon passage and approval by the Anchorage Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 15th day of February, 2005.


Chair of the Assembly

ATTEST:


Municipal Clerk

MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 63-2005

Meeting Date: February 1, 2005

1 **From:** MAYOR

2
3 **Subject:** AN ORDINANCE AND A RESOLUTION CORRECTING AN
4 INCONSISTENCY IN THE NUMBER OF DAYS FOR APPEAL OF CERTAIN
5 FINAL MUNICIPALITY BOARD AND COMMISSION DECISIONS,
6 INADVERTENTLY APPROVED IN AO 2004-126S (AS AMENDED) AND
7 AR 2004-215S (AS AMENDED).
8

9 The Assembly intended to approve a twenty (20) day period for appeal of the final decisions of certain
10 municipal board and commission decisions. Several related provisions also included references to the
11 number of days for appeal of a final decision, but were not amended to reflect the twenty day period.
12 The ordinance and resolution accompanying this memorandum correct the number of days for appeal,
13 eliminating inconsistency and ambiguity in the original ordinance and resolution.
14

15 THE ADMINISTRATION RECOMMENDS APPROVAL OF THE ORDINANCE AND
16 RESOLUTION CORRECTING THE INCONSISTENCY IN THE NUMBER OF DAYS FOR
17 APPEAL OF CERTAIN FINAL MUNICIPALITY BOARD AND COMMISSION DECISIONS.
18

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20 Prepared by: Rhonda Fehlen Westover, Deputy Municipal Attorney
21 Approved by: Frederick H. Boness, Municipal Attorney
22 Concur: Denis C. LeBlanc, Municipal Manager
23 Respectfully submitted: Mark Begich, Mayor
24
25

Content Information**Content ID :** 002527

A RESOLUTION AMENDING ANCHORAGE MUNICIPAL CODE OF REGULATIONS SECTIONS 21.10.304, 21.11.304 AND 21.13.340 TO

Title: CONFORM TO ANCHORAGE MUNICIPAL CODE *TIMELINES FOR APPEALS AND ALLEGATIONS OF NEW EVIDENCE OR CHANGED CIRCUMSTANCES***Author:** fehlenrl**Initiating Dept:** Legal**Date Prepared:** 1/18/05 2:37 PM**Director Name:** Frederick H. Boness**Assembly****Meeting Date** 2/1/05**MM/DD/YY:****Public Hearing****Date** 2/15/05**MM/DD/YY:**

2005 JAN 24 PM 1:29
 21.10.304, 21.11.304, 21.13.340
 CONFORM TO ANCHORAGE MUNICIPAL CODE
 TIMELINES FOR APPEALS AND ALLEGATIONS OF NEW EVIDENCE OR CHANGED CIRCUMSTANCES

Workflow History

<u>Workflow Name</u>	<u>Action Date</u>	<u>Action</u>	<u>User</u>	<u>Security Group</u>	<u>Content ID</u>
AllOrdinanceWorkflow	1/18/05 2:45 PM	Checkin	fehlenrl	Public	002527
Legal_SubWorkflow	1/18/05 2:46 PM	Approve	fehlenrl	Public	002527
AllOrdinanceWorkflow	1/19/05 2:43 PM	Reject	lohrra	Public	002527
AllOrdinanceWorkflow	1/20/05 4:51 PM	Checkin	fehlenrl	Public	002527
AllOrdinanceWorkflow	1/21/05 12:36 PM	Checkin	fehlenrl	Public	002527
OMB_SubWorkflow	1/21/05 1:19 PM	Approve	lohrra	Public	002527
MuniManager_SubWorkflow	1/23/05 11:54 AM	Approve	leblancdc	Public	002527
MuniMgrCoord_SubWorkflow	1/24/05 12:17 PM	Approve	abbottmk	Public	002527