AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS RESIDING IN A PORTION OF UPPER O’MALLEY LIMITED ROAD SERVICE AREA (LRSA), NAMELY LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-74-000-06), AND TO THE UPPER O’MALLEY LRSA AT THE REGULAR MUNICIPAL ELECTION ON APRIL 4, 2006, A BALLOT PROPOSITION TO AMEND THE UPPER O’MALLEY LRSA BOUNDARIES BY REMOVING LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-74-000-06) FROM THE UPPER O’MALLEY LRSA AND AMENDING THE UPPER O’MALLEY LRSA BOUNDARIES IN ANCHORAGE MUNICIPAL CODE SECTION 27.30.700, EFFECTIVE RETROACTIVELY AS OF JANUARY 1, 2006.

WHEREAS, a petition was received to amend the Upper O’Malley LRSA boundaries by removing a portion of Upper O’Malley LRSA, namely Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06) from the Upper O’Malley LRSA; and

WHEREAS, AS 29.35.450(c) requires a separate majority vote in the area to be removed from the Upper O’Malley LRSA and a separate majority vote in the Upper O’Malley LRSA; now therefore,

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Pursuant to Anchorage Municipal Charter 9.01(a), a ballot proposition in substantially the following form shall be submitted to the qualified voters residing in the area to be removed from the Upper O’Malley LRSA, namely, Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06) and to the qualified voters residing in the Upper O’Malley LRSA at the regular Municipal election April 4, 2006:

Proposition

APPROVING REMOVAL OF LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1,

Shall the Upper O’Malley LRSA boundaries be altered by removing a portion of the Upper O’Malley LRSA, namely Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06) from the Upper O’Malley LRSA and accordingly amend the Upper O’Malley LRSA boundaries in Anchorage Municipal Code Section 27.30.700, effective retroactively as of January 1, 2006?

Yes [ ] No [ ]

There are no roads within the Upper O’Malley LRSA affected by this Proposition.

The existing mill rate in the Upper O’Malley LRSA is 2.00 mills. Property owners within the area to be removed will incur a decrease in property taxes beginning with the tax year 2006.

Section 2. Anchorage Municipal Code section 27.30.700 is hereby amended by removing a portion of the Upper O’Malley LRSA, namely Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06) from the Upper O’Malley LRSA, effective retroactively as of January 1, 2006.

Section 3. Section 2 of this ordinance shall become effective January 1, 2006 if, and only if, said proposition is passed by a majority of qualified voters residing in the area to be removed, namely, Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06) and separately passed by a majority of the qualified voters residing in the Upper O’Malley LRSA. All other sections of this ordinance shall become effective upon passage and approval by the Anchorage Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 24th day of January, 2006.

Anna M. Faircloth
Chair

ATTEST:

Barbara S. Menden
Municipal Clerk
AO 2005-184

Summary of Economic Effects - General Government

Title: AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS RESIDING IN A PORTION OF UPPER O’MALLEY LIMITED ROAD SERVICE AREA (LRSA), NAMELY LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-74-000-06), AND TO THE UPPER O’MALLEY LRSA AT THE REGULAR MUNICIPAL ELECTION ON APRIL 4, 2006, A BALLOT PROPOSITION TO AMEND THE UPPER O’MALLEY LRSA BOUNDARIES BY REMOVING LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-74-000-06) FROM THE UPPER O’MALLEY LRSA AND AMENDING THE UPPER O’MALLEY LRSA BOUNDARIES IN ANCHORAGE MUNICIPAL CODE SECTION 27.30.700, EFFECTIVE RETROACTIVELY AS OF JANUARY 1, 2006.

Sponsor: Mayor
Preparing Agency: Maintenance and Operations Department
Others Impacted: N/A

Mill Levy Changes: Reduction in Expenditures and Revenues based on the Upper O’Malley LRSA maximum 2.00 mills. Assumed general annual assessed valuation increase of 4% per annum based on 3 year assessment history.

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Operating Expenditures:
1000 Personal Services
2000 Supplies (1,690) (1,760) (1,830) (1,970) (1,990)
3000 Contribution to Others - - - - -
4000 Debt Service - - - - -
5000 Capital Outlay - - - - -
Total Direct Costs: (1,690) (1,760) (1,830) (1,970) (1,990)

Add: 6000 Charge from Others - - - - -
Less: 7000 Charge to Others - - - - -
Function Cost: (1,690) (1,760) (1,830) (1,970) (1,990)

Revenues:
(1,690) (1,760) (1,830) (1,970) (1,990)

Capital: None None None None None

Positions: None None None None None

PUBLIC SECTOR ECONOMIC EFFECTS:
No substantial public sector economic effects anticipated. Public sector estimated economic negative effects based on the maximum 2.00 mill levy are less than ($1,990) in year 2006 or any of the next four years. (Estimated 2006 Assessed Valuation of the proposed removed parcels is $845,000 x Service Area maximum mill levies of 2.00 mills = $1,690 for Tax Year 2006).

PRIVATE SECTOR ECONOMIC EFFECTS:
No substantial private sector economic effects anticipated. Private sector estimated economic negative effects are less than ($1,990) in year 2006 or any of the next four years. If approved, private property owners of the proposed removed parcels will pay less property tax in the amount of $200 per $100,000 assessed value annually for the Upper O’Malley LRSA annual road maintenance service costs.

Prepared by: Gerald A. Pineau, Senior Admin. Officer, Resource Management Division
Recommended by: Alan J. Czajkowski, Director, Maintenance & Operations Dept.

Attached: Proposed De-Annex Parcels Map
Upper O’Malley LRSA Map
MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM

AM 881-2005

Meeting Date: December 13, 2005

FROM: MAYOR

SUBJECT: AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS RESIDING IN A PORTION OF UPPER O’MALLEY LIMITED ROAD SERVICE AREA (LRSA), NAMELY LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-74-000-06), AND TO THE UPPER O’MALLEY LRSA AT THE REGULAR MUNICIPAL ELECTION ON APRIL 4, 2006, A BALLOT PROPOSITION TO AMEND THE UPPER O’MALLEY LRSA BOUNDARIES BY REMOVING LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-74-000-06) FROM THE UPPER O’MALLEY LRSA AND AMENDING THE UPPER O’MALLEY LRSA BOUNDARIES IN ANCHORAGE MUNICIPAL CODE SECTION 27.30.700, EFFECTIVE RETROACTIVELY AS OF JANUARY 1, 2006.

The ordinance alters the Upper O’Malley LRSA by removing Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel 015-092-35-000-06); Lot 3, Hillside Heights Subdivision (Tax Parcel 015-092-76-000-06); and Lot 1, Hillside Heights Subdivision (Tax Parcel 015-092-74-000-06) from the Upper O’Malley LRSA and amending the Upper O’Malley LRSA boundaries in Anchorage Municipal Code section 27.30.700, effective retroactively as of January 1, 2006.

The alteration proposal meets the requirements of the Municipal Charter and Code, State Statutes, and Assembly legislative policies. The following conditions are special circumstances relating to the three lots proposed to be removed, providing the basis upon which the parcels should be removed. The removal of the three parcels from the Upper O’Malley LRSA is practical and makes sense because the parcels only physical ingress and egress is from Hillside Drive, a State of Alaska owned and maintained road. Hillside Drive is not within the boundaries of the Upper O’Malley LRSA. There are no current or near future plans for the Municipality of Anchorage to become owner of Hillside Drive with road maintenance responsibilities. In addition, a ballot proposition to add the east side of Hillside Drive, along these three parcels, to the Upper O’Malley LRSA is required if the Municipality of Anchorage decided to include road maintenance services for these parcels by Upper O’Malley LRSA. The ingress and egress to the properties to be removed are not through any hillside service area. The loss of the annual tax revenues has an insignificant fiscal impact on the Upper O’Malley LRSA financial integrity. The three parcels do not, and have not, received any road maintenance services from the Upper O’Malley LRSA and, thus, have not been a service burden on Upper O’Malley LRSA.

In order for the alteration to be effective, AS 29.35.450(c) requires a separate majority vote in the Upper O’Malley LRSA and a separate majority vote of the area proposed to be removed from the Upper O’Malley LRSA.
The Upper O’Malley LRSA Board of Supervisors concurs and endorses the removal of the three parcels from the Upper O’Malley LRSA, effective retroactively as of January 1, 2006. Based on the above special circumstances, the Maintenance and Operations Department recommends the proposed amendment to the Upper O’Malley LRSA boundaries.

THE ADMINISTRATION RECOMMENDS, AT THE REQUEST OF CERTAIN RESIDENTS WITHIN THE PROPOSED AREA TO BE REMOVED FROM THE UPPER O’MALLEY LRSA, AN ORDINANCE FOR A BALLOT PROPOSITION AMENDING THE UPPER O’MALLEY LRSA BOUNDARIES BY REMOVING LOT 1A, BLOCK 1, PANORAMA TERRACE SUBDIVISION (TAX PARCEL 015-092-35-000-06); LOT 3, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-76-000-06); AND LOT 1, HILLSIDE HEIGHTS SUBDIVISION (TAX PARCEL 015-092-74-000-06) FROM THE UPPER O’MALLEY LIMITED ROAD SERVICE AREA (LRSA) AND AMENDING THE UPPER O’MALLEY LRSA BOUNDARIES IN ANCHORAGE MUNICIPAL CODE SECTION 27.30.700, EFFECTIVE RETROACTIVELY AS OF JANUARY 1, 2006.

Prepared by: Gerald A. Pineau, Sr. Adm. Officer, Resource Management Division
Recommended by: Alan J. Czajkowski, Director, Maintenance and Operations Department
Fiscal concurrence: Jeffrey E. Sinz, Chief Fiscal Officer
Concur: Denis C. LeBlanc, Municipal Manager
Respectfully submitted: Mark Begich, Mayor
Upper O'Malley Limited Road Service Area

Petition to De-Annex the following lots from Upper O'Malley LRSA

Lot 1A, Block 1, Panorama Terrace Subdivision (Tax Parcel #015-092-36-000-06)
Lot 3, Hillside Heights Subdivision (Tax Parcel #015-092-76-000-06)
Lot 1, Hillside Heights Subdivision (Tax Parcel #015-092-74-000-06)
Upper O'Malley
Limited Road Service Area
**Content Information**

- **Content ID:** 003442
- **Type:** Ordinance - AO
- **Title:** Ordinance Removing Three Parcels from Upper O'Malley LRSA, Retroactive as of January 1, 2006, Ballot Proposition for April 4, 2006 General Elections
- **Author:** pineaug
- **Initiating Dept:** StreetMaint
- **Date Prepared:** 10/24/05 12:19 PM
- **Director Name:** Alan J. Czajkowski
- **Assembly Meeting Date MM/DD/YY:** 12/13/05
- **Public Hearing Date MM/DD/YY:** 1/10/06

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