

CLERK'S OFFICE

APPROVED

Date:.....1-8-08.....

Submitted by: Chair of the Assembly at
the Request of the Mayor
Prepared by: Municipal Clerk
Reviewed by: Assembly Counsel
For Reading: December 11, 2007

ANCHORAGE, ALASKA
AO NO. 2007-167

1 AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS RESIDING IN THE
2 UPPER O'MALLEY LIMITED ROAD SERVICE AREA AT THE REGULAR
3 MUNICIPAL ELECTION APRIL 1, 2008, A BALLOT PROPOSITION APPROVING
4 THE CONTINUATION OF THE LIMITED ROAD SERVICE AREA UNTIL
5 ALTERED OR ABOLISHED BY MAJORITY VOTE OF THOSE VOTING WITHIN
6 THE AFFECTED AREA, AND AMENDING ANCHORAGE MUNICIPAL CODE
7 SECTION 27.30.210 ACCORDINGLY.

8
9 WHEREAS the Upper O'Malley Limited Road Service Area was created by
10 Anchorage Ordinance 79-234; and

11
12 WHEREAS, a showing of interest by persons residing in the limited road service
13 area (LRSA) to continue the LRSA beyond December 31, 2009, has been made to
14 the Municipality; and

15
16 WHEREAS, at every regular election subsequent to its formation and prior to the
17 next termination date, a majority of the qualified voters residing in this LRSA have
18 answered in the affirmative to a ballot proposition to continue its existence for three
19 more years; and

20
21 WHEREAS, conducting an election to avoid terminating a limited road service area
22 every three years is costly and should be made unnecessary when there is no
23 grassroots citizen initiative to alter or abolish the limited road service area; now,
24 therefore,

25
26 THE ANCHORAGE ASSEMBLY ORDAINS:

27
28 **Section 1.** A ballot proposition in substantially the following form shall be
29 submitted to the qualified voters residing in the Upper O'Malley Limited Road
30 Service Area at the regular Municipal election on April 1, 2008:

31
32 Proposition _____

33
34 CONTINUATION OF THE
35 UPPER O'MALLEY LIMITED ROAD SERVICE AREA

36
37 Shall the existence of the Upper O'Malley Limited Road Service Area
38 be continued until altered or abolished by an affirmative vote of the
39 majority of qualified voters in the area affected?
40

[] YES

[] NO

Section 2. Anchorage Municipal Code section 27.30.210 is amended to read as follows:

27.30.210 Upper O'Malley Limited Road Service Area.

A. There is established a limited road service area within the municipality known as the Upper O'Malley Limited Road Service Area (UOLRSA) as depicted on the map located in Section 27.30.700.

B. The Upper O'Malley Limited Road Service Area shall provide limited road maintenance within the service area and shall continue in existence until altered or abolished [COMMENCING ON JANUARY 1, 1980, AND CEASING ON DECEMBER 31, 2009, UNLESS EXTENDED] by an affirmative vote in the area affected at an election held prior to alteration or abolishment of the service area [THE REGULAR ELECTION OF APRIL 2009]. The mill rate shall not exceed 2.00 mills in any calendar year.

(AO No. 79-234; AO No. 81-122; AO No. 82-95; AO No. 85-117, 1-1-86; AO No. 85-126; AO No. 85-138; AO No. 86-194, 1-1-87; AO No. 88-84, 1-1-89; AO No. 91-59; AO No. 93-47; AO No. 93-49; AO No. 94-14, § 3, 5-3-94; AO No. 97-5, § 4, 4-29-97; AO No. 2000-5, § 3, 1-25-00; AO No. 2003-23, § 2, 4-15-03; AO No. 2006-29, § 2, 4-18-06)

Section 3. Except Section 2, this ordinance shall become effective upon passage and approval. Section 2 and the proposition contained in Section 1 shall become effective upon certification of the regular election on the proposition called for by this ordinance, but only if the proposition is approved by a majority of the qualified voters voting on the proposition.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 8th day of January, 2008.

Debbie Ossander
vice Chair of the Assembly

ATTEST:

Salma S. Bonstein
Municipal Clerk