

NOT INTRODUCED 11-3-09

ANCHORAGE, ALASKA
AO NO. 2009-127

1 **AN OMNIBUS ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE AND**
2 **ANCHORAGE MUNICIPAL CODE OF REGULATIONS SECTIONS TO AUTHORIZE**
3 **ELECTRONIC ONLINE (WORLD WIDE WEB) PUBLICATION IN LIEU OF**
4 **NEWSPAPER PUBLICATION OF NOTICES, INCLUDING NOTICES OF CERTAIN**
5 **ORDINANCES, HEARINGS, PROPOSED REGULATIONS, MEETINGS AND**
6 **MEETING AGENDAS, REPORTS, POSITION VACANCIES, INVITATIONS FOR**
7 **BIDS, REQUESTS FOR PROPOSALS, AND ALL OTHER MUNICIPAL**
8 **COMMUNICATIONS TO THE GENERAL PUBLIC AND SPECIFIC INDIVIDUALS,**
9 **TO THE FULLEST EXTENT ALLOWED BY FEDERAL AND STATE LAW.**

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11
12 WHEREAS, advertising costs municipal taxpayers over \$500,000 a year, based on
13 2008 numbers, and taxpayers would see substantial cost savings to the Municipality if
14 the Municipality used web-based publication instead of newspaper publication, to the
15 extent practical and allowed by law;

16
17 WHEREAS, nationwide newspaper circulation has been declining and access to web-
18 based information sources has been increasing, making web-based information more
19 wide spread than ever before and a significant tool for communicating important
20 information;

21
22 WHEREAS, the decline in newspaper circulation has been most recently quantified
23 as a 7% drop in circulation for major newspapers as compared to 2008 and the
24 increase in internet news usage as a 10.5% change in the first quarter of 2009 over
25 2008's first quarter, according to the Audit Bureau of Circulations, a non-profit
26 circulation auditing organization, as reported in the New York Times, April 27, 2009;

27
28 WHEREAS, the most recent edition of Alaska Media Directory (Summer 2009)
29 indicates Anchorage Daily News state-wide circulation is approximately 52,000 on
30 Monday through Thursday and Saturday, 58,000 on Friday, and 60,000 on Sunday;
31 Alaska Journal of Commerce circulation is 7,000, Alaska Star circulation is 5,300, and
32 Anchorage Press circulation is 20,000. The Anchorage Daily News circulation
33 numbers are down from 2007 when it reported approximately 71,700 for Monday
34 through Thursday and Saturday, 81,900 for Friday and 89,400 for Sunday editions.
35 Alaska Journal of Commerce circulation is unchanged, Alaska Star is unchanged,
36 and Anchorage Press was not listed in 2007;

37
38 WHEREAS, approximately 87.4% of households in Anchorage have internet access
39 and 13.4% of cell phone users access the internet with their phones, according to the
40 Technology Opinion Survey completed for the Municipality in March of 2007;

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42 WHEREAS, the majority of those surveyed in the above study contact the
43 Municipality by telephone (93.3%) or through the Municipality's website (55%);

electronic publication of notices

1
2 WHEREAS, In September of 2009, 86,252 visitors used the MOA website 216,008
3 times to view 616,973 pages. Purchasing Online had 11,512 files downloaded or
4 viewed, even though there had been no announcement or marketing of the site up to
5 that time; and

6
7 WHEREAS, internet publication provides additional benefits, including searching
8 tools, RSS feeds, and email notifications; now, therefore

9
10 THE ANCHORAGE ASSEMBLY ORDAINS:

11
12 **Section 1.** The Anchorage Municipal Code and Anchorage Municipal Code of
13 Regulations sections identified in the attached Table of Web Publication Codes are
14 hereby amended as indicated in the Table.

15
16 **Section 2.** This ordinance shall become effective immediately upon its passage and
17 approval by the Assembly.

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19
20 PASSED AND APPROVED by the Anchorage Assembly this _____ day of
21 _____, 2009.

22
23
24
25
26 _____
Chair of the Assembly

27 ATTEST:

28
29
30 _____
31 Municipal Clerk
32

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2009-127 Title: AN OMNIBUS ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE AND ANCHORAGE MUNICIPAL CODE OF REGULATIONS SECTIONS TO AUTHORIZE ELECTRONIC ONLINE (WORLD WIDE WEB) PUBLICATION IN LIEU OF NEWSPAPER PUBLICATION OF NOTICES, INCLUDING NOTICES OF CERTAIN ORDINANCES, HEARINGS, PROPOSED REGULATIONS, MEETINGS AND MEETING AGENDAS, REPORTS, POSITION VACANCIES, INVITATIONS FOR BIDS, REQUESTS FOR PROPOSALS, AND ALL OTHER MUNICIPAL COMMUNICATIONS TO THE GENERAL PUBLIC AND SPECIFIC INDIVIDUALS, TO THE FULLEST EXTENT ALLOWED BY FEDERAL AND STATE LAW.

Sponsor: MAYOR
 Preparing Agency: Department of Law
 Others Impacted: All

CHANGES IN EXPENDITURES AND REVENUES:		(In Thousands of Dollars)			
	2010	2011	2012	2013	2014
Operating Expenditures					
1000 Personal Services					
2000 Non-Labor	(20)	(50)	(50)	(50)	(50)
3900 Contributions					
4000 Debt Service					
TOTAL DIRECT COSTS:	\$ (20)	\$ (50)	\$ (50)	\$ (50)	\$ (50)
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
FUNCTION COST:	\$ (20)	\$ (50)	\$ (50)	\$ (50)	\$ (50)
REVENUES:					
CAPITAL:					
POSITIONS: FT/PT and Temp					

PUBLIC SECTOR ECONOMIC EFFECTS:

Revenues for Alaska Journal of Commerce and Anchorage Daily News will be reduced by the amount of savings to MOA.

Internal costs to develop the on-line system will be absorbed by current staff and current technology.

PRIVATE SECTOR ECONOMIC EFFECTS:

Revenues for Alaska Journal of Commerce, Anchorage Daily News and similar publications will be reduced by the amount of savings to MOA.

Prepared by: Dennis A. Wheeler

Telephone: 343-4545

MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 692-2009

Meeting Date: November 3, 2009

From: MAYOR

Subject: AN OMNIBUS ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE AND ANCHORAGE MUNICIPAL CODE OF REGULATIONS SECTIONS TO AUTHORIZE ELECTRONIC ONLINE (WORLD WIDE WEB) PUBLICATION IN LIEU OF NEWSPAPER PUBLICATION OF NOTICES, INCLUDING NOTICES OF CERTAIN ORDINANCES, HEARINGS, PROPOSED REGULATIONS, MEETINGS AND MEETING AGENDAS, REPORTS, POSITION VACANCIES, INVITATIONS FOR BIDS, REQUESTS FOR PROPOSALS, AND ALL OTHER MUNICIPAL COMMUNICATIONS TO THE GENERAL PUBLIC AND SPECIFIC INDIVIDUALS, TO THE FULLEST EXTENT ALLOWED BY FEDERAL AND STATE LAW.

It is an important obligation of the Municipality to give its citizens reasonable notice of upcoming municipal meetings and business. It is also important to provide easy access to information about municipal activities. Currently, the Municipality relies almost exclusively on newspapers for providing notice. Yet, newspaper penetration to Anchorage households appears to be declining. However, over 85% of households now have internet access. Replacing the legal requirement to publish in a newspaper with the requirement that all notices be placed on the municipal website will provide more notice to more citizens.

All notices will be accessible through one location on the municipal web site and will remain up on the website for the entire duration of the notice period. The public will be able to access the information as needed and will be able to use search tools and downloads. Notices will be archived and retrievable.

An additional benefit is the cost savings to the Municipality. The most significant savings could begin in the last quarter of 2010 when the current newspaper contract ends. The savings could be as much as \$125,000 in 2010 and \$250,000 in 2011, with additional savings in the outlying years. The Clerk's Office alone expects an annual savings of over \$45,000 after notices are migrated from print media and posted exclusively on the website. The summary of economic effects provides a conservative estimate of the net cost savings, because some departments may continue notices by newspaper advertising in addition to web posting for an unpredictable length of time.

THE ADMINISTRATION RECOMMENDS APPROVAL OF AN OMNIBUS ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE AND ANCHORAGE MUNICIPAL CODE OF REGULATIONS SECTIONS TO AUTHORIZE ELECTRONIC ONLINE (WORLD WIDE WEB) PUBLICATION IN LIEU OF

NEWSPAPER PUBLICATION OF NOTICES, INCLUDING NOTICES OF CERTAIN ORDINANCES, HEARINGS, PROPOSED REGULATIONS, MEETINGS AND MEETING AGENDAS, REPORTS, POSITION VACANCIES, INVITATIONS FOR BIDS, REQUESTS FOR PROPOSALS, AND ALL OTHER MUNICIPAL COMMUNICATIONS TO THE GENERAL PUBLIC AND SPECIFIC INDIVIDUALS, TO THE FULLEST EXTENT ALLOWED BY FEDERAL AND STATE LAW.

Prepared by: Barbara Gruenstein, Municipal Clerk and
Larry Baker, Senior Policy Advisor
Approved by: Dennis A. Wheeler, Municipal Attorney
Concur: George J. Vakalis, Municipal Manager
Respectfully submitted: Daniel A. Sullivan, Mayor

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
1.05.020	Defines "publish" in the absence of a more specific definition	In the construction of this Code, and of all ordinances, the following rules shall be observed, unless the context clearly indicates otherwise: . . . <u>Publish</u> means to cause to be posted on a municipal website designated for public notices [PRINTED AT LEAST ONCE IN AT LEAST ONE NEWSPAPER OF GENERAL CIRCULATION WITHIN THE MUNICIPALITY] the matter required by law to be published. Unless otherwise provided in this code, posting shall be maintained for 7 consecutive days. The assembly may [SHALL] provide for additional modes of dissemination. In the event of unforeseen technical difficulties which render website publication temporarily unavailable and substantially ineffective for its intended purpose, publication may be accomplished by publication in a newspaper of general circulation for at least one day within the specified period, but does not waive the requirement to restore the website posting as soon as practicable. Notwithstanding the foregoing, website posting does not constitute effective publication unless accomplished by 5 p.m. on the first day posting is required.
1.25.015I	Publish advertisement for meetings of municipal bodies	The municipal clerk shall publish [ADVERTISE EACH WEEK IN A NEWSPAPER OF GENERAL CIRCULATION TO PUBLICIZE] meetings of municipal bodies. The published material [ADVERTISEMENT] shall include [LIST] a telephone number for recorded announcement of meetings, the location of posted announcement of meetings, the telephone number and address of the clerk's office, and, to the extent time permits, a listing of all meetings of municipal bodies scheduled for the week following the publication [ADVERTISEMENT].
2.30.030C	Publish notice of special assembly meetings	The municipal clerk shall enter the date, time, place and purpose of meetings on the assembly calendar in the public access computer system. [WHENEVER POSSIBLE,] the municipal clerk may [SHALL] also publish in a newspaper of general circulation notice of special meetings.
2.30.030L	Publish agenda of regular assembly meetings	The agenda for the regular assembly meetings shall be public information and shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION] not less than 36 hours prior to any regular assembly meeting.
2.30.110A	Publish notice of re-zoning ordinances	Rezoning ordinances. Following the introduction, upon approval of three assembly members of a rezoning ordinance, the municipal clerk shall publish a notice containing the text of the ordinance or an informative summary of its contents, the date, time and place for public hearing on the ordinance, and the date, time and place where copies of the ordinance are available. The public hearing shall be held at least 14 days after publication of the notice [IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE MUNICIPALITY].
2.30.110B	Publish notice of ordinances forming service areas or special assessment districts	Ordinances forming service areas or special assessment districts. Notice of ordinances forming service areas or special assessment districts shall be published [AT LEAST ONCE A WEEK] for two consecutive weeks prior to the date of the public hearing and shall contain the information required in subsection A of this section.
2.30.120F.4	Publish notice of public hearings regarding liquor license applications	Notice of public hearing required under this section shall be published at least seven days in advance [IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE MUNICIPALITY].

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
2.40.030B.5	Community councils must publish notice of meetings in order to be recognized	has held at least two meetings in the district which resulted in a determination to seek recognition as a community council. Such meetings must have been subsequent to public notice through [NEWSPAPER] publication, school distribution and other means adequate to inform most, if not all, district residents of the meeting; and
2.70.020.2.a	Publish notice of vacancy, invitation to apply for appointment & deadline for application submissions for vacant Assembly seats	After the assembly decides to appoint, the municipal clerk shall immediately publish notice of the vacancy and invite any qualified person to submit an application for appointment prior to the stated deadline. The notice of vacancy, invitation to apply for appointment and the deadline for submission of applications, shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION NOT LESS THAN THREE TIMES DURING] for the first ten days after the assembly decides to appoint.
3.40.043	Publish proposed regulations made by administrative officers	All rules and regulations made by any administrative officer subject to approval by the assembly under the provisions of this Code shall be published, either by a reference to the proposed regulation or body of regulations, and [IN ONE PUBLICATION IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY OR] by posting a copy thereof for ten days following their approval by the assembly on the assembly bulletin board in the municipal clerk's office lobby in city hall.
6.20.100	Publish public advertising regarding bond issues	All public advertising or publications necessary under this chapter shall be in a daily newspaper of general circulation published in the municipality and shall be done by contract in accordance with this Code.
6.40.050	Publish annually the state of municipal funds	The mayor annually shall cause to be published [IN A LOCAL NEWSPAPER] the status of each municipal fund, indicating total revenues and total expenditures for the year and the current status of the fund balance of each fund. Such publication will coincide with the annual independent audit of the municipality and will be certified by the chief fiscal officer.
7.20.020B	Publish invitation for bids	Public notice of the invitation for bids shall be published [AT LEAST ONCE IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY] at least 14 days before the last day on which bids will be accepted. Such notice shall also be posted at the municipality's purchasing office. The contents of the notice shall be sufficient to inform interested readers of the general nature of the supplies, services or construction being procured and the procedure for submitting a bid. The purchasing officer shall mail or otherwise deliver notices to a sufficient number of prospective bidders from a current bidders' mailing list maintained in the purchasing office to afford equitable opportunity for competition. The failure of any person to receive notice under this subsection shall not affect the validity of any award or contract.
7.25.020B	Publish notice of APD disposable property	The purchasing officer shall publish and update at least [IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE MUNICIPALITY FOR FOUR NON-CONSECUTIVE DAYS] each calendar month [THE LOCATIONS, INCLUDING ANY WEBSITE ADDRESSES, WHERE THE PUBLIC CAN FIND] the current listing(s) of disposable property as provided for in subsection A.

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
15 20 0405	Publish letters to unknown owners of abandoned vehicles	Adequate notice of impoundment and procedures for redemption of a vehicle shall be given to registered owners of vehicles and other persons known to have a legal interest in them. Adequate notice shall consist of a certified letter or personal service, when the persons involved are known, or publication for 10 days [AT LEAST ONCE IN A NEWSPAPER OF GENERAL CIRCULATION] if such persons are not known. The notice shall contain: 1. A description of the vehicle and any property therein; 2. The date, time and place of removal; 3. An indication of the place of impoundment; 4. An itemized statement of amounts due the municipality for towing and storage and stating that such fees must be paid prior to redemption of the vehicle; and 5. A statement that unless the right to possession is established to the satisfaction of the director and the vehicle reclaimed within 20 days from the date of mailing or publication of the notice, or unless arrangements are made for the storage of the vehicle within that time, the vehicle and its contents may be sold at public auction or, in the director's discretion, if the vehicle is determined by the director to be inoperable or worth less than \$200.00, disposed of by crushing or other means of destruction.
15 20 040C	May publish notice of auction for unclaimed vehicles	If a vehicle impounded pursuant to the provisions of this section is not redeemed within the 20-day period set forth in subsection B of this section, the director may publish [IN A NEWSPAPER OF GENERAL CIRCULATION] notice of public auction. The notice shall contain a description of the vehicle, the name of the owner, if known, and a provision stating that the vehicles described will be sold to the highest responsible bidder, and a certificate of sale will be issued for vehicles sold. Such auction may be held ten days or more following the date of publication [ADVERTISEMENT]. Impounded vehicles may also be crushed or otherwise destroyed as provided in subsection B of this section without further notice at the expiration of the 20-day redemption period. If a vehicle is destroyed, the director shall notify the state department of public safety as provided by AS 28.10.440.
15 30 110C	Publish notice of public hearings re air contaminant areas	Public hearing. The director may hold a public hearing concerning any application for a permit to operate if the director determines that public testimony is necessary before approval or rejection of an application for a permit to operate and if the director provides public notice of such hearing not less than 30 days prior to the hearing [IN A NEWSPAPER OF GENERAL CIRCULATION]. In such cases the director shall approve or reject the application within five days after conclusion of the public hearing.
19 20 090	Publish notice of public hearing re special assessment district	Notice by publication and mail shall be given of any public hearing required in Sections 19.20.020 through 19.20.080. Notice of the public hearing shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY AT LEAST ONCE A WEEK] for two consecutive weeks prior to the time fixed for the hearing. The administration shall, at least 15 days prior to the hearing, send by first-class mail to each owner of property to be assessed, at his last known address, a written notice. The notice to be published shall include a summary of the improvement or service, the designation of the properties to be assessed in the special assessment district, the purpose of the public hearing, and the time and place fixed for the public hearing. The notice by mail shall include a summary of the service, the designation of the addressee's property to be assessed, the purpose of the public hearing, the amount of estimated or actual assessment or maximum millage rate against the property and the time and place fixed for the public hearing. Each notice shall generally inform the property owner of the manner and method of protesting or objecting to the action to be taken at the public hearing.

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
19 80 040B	Publish notice of hearing re sewer assessment	Notice shall be mailed to each owner of property placed on an assessment roll under subsection A of this section. The notice shall state the amount of the assessment to be levied under this chapter, the time and place of an informational meeting on the assessment, and the time and place of a public hearing where the person receiving the notice may appear and show any error or inequality in the assessment. Notice of the public hearing also shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY].
19 90 040B	Publish notice of hearing re water assessment	Notice shall be mailed to each owner of property placed on an assessment roll under subsection A of this section. The notice shall state the amount of the assessment to be levied under this chapter, the time and place of an informational meeting on the assessment, and the time and place of a public hearing where the person receiving the notice may appear and show any error or inequality in the assessment. Notice of the public hearing [ALSO] shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY].
21 10 010B	Publish notice of comment period for board & commission appointees	Public Comment on Board and Commission Member Appointment. When transmitting to the Assembly for confirmation the name of appointees to Planning and Zoning Commission, the Platting Board, the Urban Design Commission and the Zoning Board of Examiners and Appeals, the Mayor shall cause a notice of a 10 day comment period inviting public comment on the qualifications of such appointees to be published [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall advise that comments shall be in writing and filed with the Municipal Clerk. Upon receipt, the Municipal Clerk shall forward comments received to the Mayor and the Assembly. The Assembly shall not take action on any appointment to the named boards or commissions until after the close of the public comment periods.
21 10 030C	Publish notice of comment period for board of adjustment appointees	When transmitting to the Assembly for confirmation the name of appointees to the board of adjustment, the Mayor shall cause a notice of a ten-day comment period inviting public comment on the qualifications of such appointees to be published [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall advise that comments shall be in writing and filed with the Municipal Clerk. Upon receipt, the Municipal Clerk shall forward comments received to the Mayor and the Assembly. The Assembly shall not take action on any appointment to the board of adjustment until after the close of the public comment period.
21 15 005D	Publish notice by publication for special use permits	D. The municipality shall provide notice by publication [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]
21 15 125D 1	Publish notice of application for plats	At least 21 days before acting on a preliminary plat application under this section, the platting officer shall publish notice of the application [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall state the names of the applicants and the legal description of the land subject to the application, and shall include a map of the vicinity of that land.

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
21.30.070	Publish notice of consideration of appeal to Board of Adjustment	Following the time set for the receipt of written argument from the appellant, the appellee and the municipal staff under this part, the municipal clerk shall prepare and distribute to the members of the board of adjustment an appeal packet containing only the notice of appeal, the appeal record and any briefs filed in accordance with Section 21.30.060. Following distribution of the packets, a date shall be set for consideration of the appeal. Notice of consideration on the appeal shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION] and shall be served by mail on the appellant and those appellees who have submitted briefs. Appeal packets shall be made available to the public upon demand with costs payable by the public as provided in AMCR 3.90.002.
21.30.150B	Publish notice of zoning board appeal hearing	Notice of the appeal hearing shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION] at least 14 days prior to the hearing, and, in addition, the appellant shall be sent a notice by mail at least 14 days prior to the hearing.
21.45.235G.2	Publish notice of church site plan application	Procedure for approval. At least 30 days before acting on a church site plan application under this section, the director of community planning and development shall publish notice of the application [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall state the names of the applicants and the legal description of the land subject to the application. Such notice, including a map of the vicinity, shall also be provided to any officially recognized community council whose boundary encompasses the church site and to owners of property within 500 feet of the proposed site. The director of community planning and development shall take action on the site plan within 40 days of the site plan application submission date.
21.45.255B	Publish notice of bed & breakfast site plan application	At least 30 days before the applicant operates a bed and breakfast under this section, the director of community planning and development shall publish notice of the application [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall state the names of the applicants and the legal description of the land subject to the application. Such notice, including a map of the vicinity, shall also be provided to any officially recognized community council whose boundary encompasses the bed and breakfast site and to the owners of property within 500 feet of the proposed site. The director of community planning and development shall take action on the site plan within 40 days after the site plan application submission date.

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
21.45.285A.14 f	Publish notice of application for tower site	Public participation process. At least 35 days before acting on a tower site plan application under this section, the administrative official shall publish notice of the application [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall state the name(s) of the applicant(s), a clear and concise description of the project, the street address, if any, and the legal description of the land subject to the application. The notice, including a map of the vicinity, shall also be provided to any officially recognized community council whose boundary encompasses the tower site and to owners of property within 500 feet of the proposed site. The applicant shall reimburse the municipality for the expense of advertising and mailing such notice. The applicant shall also post the property with a notice as provided for elsewhere in this title. Following notice of the site plan, the community council has 35 days from the date of the letter to respond. The administrative official shall take action on the site plan within 50 days of the site plan application submission. Upon action, the applicant will mail to all addressees on the original notice list
21.45.310B.1 b	Publish notice of child care center site plan application	Procedure for approval. At least 30 days before acting on a child care center site plan application under this section, the director of the planning department shall publish notice of the application [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall state the names of the applicants and the legal description of the land subject to the application. Such notice, including a map of the vicinity, shall also be provided to any officially recognized community council whose boundary encompasses the center site and to owners of property within 500 feet of the proposed site. The director of community planning and development shall take action on the site plan within 40 days of the site plan application submission date.
21.55.020E	Publish notice of nonconforming lot registration	The planning department shall publish the registration of a non conforming lot including the street address and legal description of the property [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY] within seven days of the requisition.
24.30.080C	Publish notice when permit to use public place is revoked	Conditions, filing of agreement. In addition, such agreement shall contain a provision that the permit is wholly of a temporary nature, that it vests no permanent right whatsoever, that upon 30 days' notice, posted on the premises, or by publication [IN A NEWSPAPER OF THE MUNICIPALITY], or without such notice in case the permitted use shall become dangerous or such structures shall become insecure or unsafe, or shall not be constructed, maintained or used in accordance with the provisions of this title, the permit may be revoked and the structure and obstructions ordered removed. Every such agreement, after it has been received in the municipal clerk's office and numbered, and after the agreement has been recorded, shall be retained in the files and records of the municipal clerk's office.

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
24 35 020C 1	Publish notice of extended road closure for national security reasons	Public notice of at least 15 days before the ninetieth day after the initial action shall be given. Notice shall be given to the relevant community council and be posted on and adjacent to the public place involved and published [IN A NEWSPAPER OF GENERAL CIRCULATION]. The notice shall also advise the public of the time and place set for a public meeting and the availability of relevant public documents which were consulted in making the proposed action.
25 35 030C	Publish notice of comment period for community development authority appointees	When transmitting to the assembly for confirmation the names of appointees to the authority, the mayor shall cause a notice of a ten-day comment period inviting public comment on the qualifications of such appointees to be published [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall advise that comments shall be in writing and filed with the municipal clerk. Upon receipt, the municipal clerk shall forward comments received to the mayor and the assembly. The assembly shall not take action on any appointment to the authority until after the close of the public comment period.
25 40 030B	Publish notice of Heritage Land Bank activities	All Heritage Land Bank activities requiring notice to the public shall be preceded by notice by publication [IN ONE OR MORE NEWSPAPERS OF GENERAL CIRCULATION IN THE MUNICIPALITY WHICH ARE REASONABLY CALCULATED TO REACH THE GREATEST NUMBER OF PERSONS, OR IN COMBINATION WITH OTHER EQUIVALENT METHODS WHICH TOGETHER ARE] calculated to achieve the greatest reasonable notice.
25 50 322	Publish notice of disposal of tidelands	Tidelands and contiguous submerged lands, as well as any materials therefrom under the control of the municipality, shall be sold, granted, leased or otherwise disposed of only through assembly action under the Charter and this Code, and no land or materials in the tidelands shall be sold, granted, leased or otherwise disposed of until the assembly has received a recommendation thereon from the port commission. Before such lands or any interest therein are disposed of, the municipal clerk shall publish at the expense of the applicant a notice [ONCE A WEEK] for three consecutive weeks preceding the time of disposal as stated in the notice. [IN AT LEAST ONE NEWSPAPER OF GENERAL CIRCULATION IN THE VICINITY IN WHICH THE LAND, PROPERTY OR INTEREST THEREIN IS TO BE SOLD, LEASED OR OTHERWISE DISPOSED OF,] provided that the sale, lease or disposal of lands shall be held not less than one week and not more than three weeks following the last day [APPEARANCE] of the published notice. The notice shall set forth the following: A. The name and address of the person requesting the sale, grant, lease or interest therein. B. The locations and descriptions of the lands or interest therein and the improvements thereon. C. The preference or preference right claimed, if any, and the length of time including dates the claimant occupied the land. D. The date, time and place, and the general terms, including the minimum bid, if any, of the sale, lease or other disposal. E. The dates of the [ADVERTISEMENT OR] posting
25 70 050E 9	Publish notice of forfeiture of motor vehicles worth over \$500	Within 20 days after a seizure under this section for purposes of forfeiture, the chief of police or his designee shall, by certified mail, notify any person known to have an interest in a motor vehicle with an appraised value of \$500.00 or more, or who is ascertainable from official registration papers, licenses or other state, federal or municipal numbers on the motor vehicle of the pending forfeiture action. Additionally, the chief of police or his designee shall publish notice of forfeiture action of a motor vehicle valued at \$500.00 or more [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE THIRD JUDICIAL DISTRICT]. The notice shall be published for [ONCE EACH WEEK DURING] four consecutive calendar weeks.

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
26 50 380A	Publish notice of users who violate sewer standards	The utility shall publish annually, [IN THE LARGEST DAILY NEWSPAPER PUBLISHED IN THE ANCHORAGE METROPOLITAN AREA,] a list of the users which, during the previous 12 months, were in significant noncompliance with applicable pretreatment standards and requirements. Users meeting any of the following criteria set forth in 40 CFR 403.8(f)(2)(vii), shall be listed as significantly noncompliant: 1. Chronic violations of wastewater discharge limits, defined here as those in which 66 percent or more of wastewater measurements taken during a six-month period exceed the daily maximum limit or average limit for the same pollutant parameter by any amount; 2. Technical Review Criteria (TRC) violations, defined here as those in which 33 percent or more of all of the measurements for each pollutant parameter taken during a six-month period equals or exceeds the product of the daily maximum limit or the average limit multiplied by the applicable criteria (1.4 for BOD, TSS, Total Oil and Grease, and 1.2 for all other pollutants except pH); 3. Any other violation of a pretreatment effluent limit (daily maximum or longer-term average) that the utility determines has caused 4. Any discharge of pollutants that has caused imminent endangerment to the public or to the environment, or has resulted in the u 5. Failure to meet, within 90 days of the scheduled date, a compliance schedule milestone contained in a wastewater discharge pe 6. Failure to provide, within 30 days after the due date, any required reports, including baseline monitoring reports, reports on comp 7. Failure to accurately report noncompliance; or+C65 8. Any other violation(s) that the utility determines will adversely affect the operation or implementation of the local pretreatment pro
28 20 020	Publish all election-related notices	All notices required by this chapter shall be published [IN ONE OR MORE NEWSPAPERS OF GENERAL CIRCULATION IN THE MUNICIPALITY].
29 10 050C	Publish agenda of school board meetings	The agenda for the regular school board meetings shall be public information and shall be published [IN A NEWSPAPER OF GENERAL CIRCULATION] not less than 32 hours prior to any regular school board meeting.
31 10 020C	Publish notice of comment period for Water & Wastewater Utility board of directors appointees	When transmitting to the assembly for confirmation the name of appointees to the board, the mayor shall cause a notice of a ten-day comment period inviting public comment on the qualifications of such appointees to be published [IN A NEWSPAPER OF GENERAL CIRCULATION IN THE MUNICIPALITY]. The notice shall state that comments must be in writing, and must be filed with the municipal clerk. Upon receipt of such comments, the municipal clerk shall forward the comments to the mayor and the assembly. The assembly shall take no action on confirmation of the appointees until after the close of the public comment period.
AMCR 3 10 001	Purpose of advertising	Various provisions the Anchorage Municipal Code of Ordinances require public notice to be [PUBLISHED IN NEWSPAPERS OF GENERAL CIRCULATION]. The objective of the public notice is to provide the public with concise and informative notice on the matter at the least cost.

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
AMCR 3.10.005	Municipal Page	A. The municipal <u>website</u> [PAGE] shall be used as the primary method for providing published public notice. B. The following shall appear on the municipal <u>website page designated for public notices</u> [PAGE EACH TIME IT IS PUBLISHED]: 1. The municipal name and seal; 2. A map clearly and legibly depicting the boundaries of all community councils with a statement that vicinity maps for public hearings required by Anchorage Municipal Code Title 21, Land Use Regulations, are available from the department of community planning and development or the municipal clerk.
AMCR 3.70.710D	Notice of Employee Relations Board Meetings	Notices required under paragraphs A and C of this section shall be published as defined in AMC 1.05.020 and noticed on the municipal clerk's public notice board at least 24 hours prior to any regular or special meeting. A copy of any such notice shall also be transmitted via telefax to one person specified by each labor organization that represents any group of municipal employees and one person specified by the municipality at least 24 hours prior to any regular and special meeting. Each qualified labor organization and the municipality shall designate the person authorized to receive telefaxed notice under this paragraph by notifying the board in writing of the name and title of the authorized person, together with the telefax number to which such notice shall be transmitted. Telefax equipment or transmission malfunctions shall not affect the validity of notice under this section.
AMCR 4.70.201C	Publish notice of utility advisory commission meetings	Regular meetings of an advisory commission shall be held at a designated place. Notice of the meeting place and agenda shall be given to each member and advertised to the public at least seven days prior to the meeting [IN A NEWSPAPER OF GENERAL CIRCULATION].
AMCR 4.70.404B	Publish notice of public hearings on permanent rate changes before utility advisory commission	For public hearings on permanent rate changes, reasonable notice shall consist of published notice [IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE MUNICIPALITY] no less than 30 days prior to the hearing date and for no less than one [PUBLISHED NOTICE PER] week, and may include a written notice mailed to the municipal utility's customers in the month preceding the public hearing. Published notices involving permanent rate changes under review by an advisory commission shall contain the following information: 1. Identify the subject matter, time, date and location of the public hearing; 2. State that written materials supporting the proposed permanent rate change are available to the public for review; 3. Inform the public of its right to comment on the proposed rate changes in writing as well as at the public hearing; and 4. Inform the public that comments by interested members of the public will be considered by the advisory commission in making its determinations.
AMCR 4.80.201C	Publish notice of regulatory commission meetings	Regular meetings of the regulatory commission shall be held at a designated place. Notice of the meeting place and agenda shall be given to each member and advertised to the public at least seven days prior to the meeting [IN A NEWSPAPER OF GENERAL CIRCULATION].

DRAFT TABLE OF PUBLICATION CODES (Rev. 9-28-2009)

Code Section	Subject	Text
AMCR 4.80.404B	Publish notice of hearings on permanent rate changes	For public hearings on permanent rate changes, reasonable notice shall consist of published notice [IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE MUNICIPALITY] no less than 30 days prior to the hearing date and for no less than one [PUBLISHED NOTICE PER] week, and may include a written notice mailed to the municipal utility's customers in the month preceding the public hearing. Published notices involving permanent rate changes under review by the regulatory commission shall contain the following information: 1. Identify the subject matter, time, date and location of the public hearing; 2. State that written materials and a recording of the advisory commission public hearing regarding the proposed permanent rate change are available to the public for review; 3. Inform the public of its right to comment on the proposed rate changes in writing as well as at the public hearing; and 4. Inform the public that comments by interested members of the public will be considered by the regulatory commission in making its determinations.
AMCR 21.10.201C	Publish notice of regular meetings of planning & zoning commission	Regular meetings of the commission shall be held at a designated place. Notice of the meeting place shall be given to each member and advertised to the public at least seven days prior to the meeting [IN A NEWSPAPER OF GENERAL CIRCULATION].
AMCR 21.11.201C	Publish notice of regular meetings of platting board	Meetings of the board shall be held at a designated place. Notice of the meeting place shall be given to each member and advertised to the public at least seven days prior to the meeting [IN A NEWSPAPER OF GENERAL CIRCULATION].
AMCR 21.11.502	Publish notice of reconsiderations of platting board decisions	Any member of the board on the prevailing side of a decision may request reconsideration of any vote of the board if the notice of reconsideration is filed within 24 hours of the original vote. Saturdays, Sundays and municipal holidays shall not be counted in the time allowed. The notice shall be filed with the secretary, either verbally or in writing, if served after the meeting has adjourned. A motion to reconsider must be seconded. The notice of reconsideration shall be considered as a special order of business at the next regular meeting after [NEWSPAPER] publication.
AMCR 21.12.210D	Publish notice of zoning board of examiners meeting	Meetings of the board shall be held at a designated place. Notice of the meeting place shall be given to each member and advertised to the public at least seven days prior to the meeting [IN A NEWSPAPER OF GENERAL CIRCULATION].
AMCR 21.13.210C	Publish notice of urban design commission meeting	Regular meetings of the commission shall be held at a designated place. Notice of the meeting place shall be given to each member and advertised to the public at least seven days prior to the meeting [IN A NEWSPAPER OF GENERAL CIRCULATION].

(b) An ordinance may be introduced by an assemblyman at a regular or special meeting of the assembly. The mayor may cause an ordinance to be introduced; each such ordinance shall state "By the Chairman of the Assembly at the request of the Mayor." Following introduction and upon approval of three assemblymen, the clerk shall publish a notice containing the text of the ordinance or an informative summary of its contents, the time and place for a public hearing on the ordinance, and the time and place where copies of the ordinance are available. The public hearing shall be held at least seven days after publication of the notice.

10.01b

AS 29.25.020(b)(2)

(8) Convey or lease, or authorize the conveyance or lease, of any interest in lands of the municipality. An ordinance conveying an interest in real property dedicated to public park or recreational purposes is valid only upon approval by a majority of those voting on the question at a regular or special election. The assembly shall publish notice of the election, including a description of the property by proper place name and legal description, and the terms and conditions of the conveyance.

10.02(8)

(h) "Publish" means to cause to be printed at least once in at least one newspaper of general circulation within the municipality, the matter required by law to be published. The assembly shall provide for additional modes of dissemination.

17.13(h)

AS 29.71.800(18)

Statute Text

Statute applies to Home Rule

at least five days before the public hearing a summary of the ordinance shall be published together with a notice of the time and place for the hearing;

No

(18) "published" means appearing at least once in a newspaper of general circulation distributed in the municipality or, if there is no newspaper of general circulation distributed in the municipality, posting in three public places for at least five days;

No?

[illegible]

The municipal clerk shall [ADVERTISE EACH WEEK IN A NEWSPAPER OF GENERAL CIRCULATION TO PUBLICIZE] meetings of municipal bodies. The [ADVERTISEMENT] shall list a telephone number for recorded announcement of meetings, the location of posted announcement of meetings, the telephone number and address of the clerk's office, and, to the extent time permits, a listing of all meetings of municipal bodies scheduled for the week following the advertisement.

State Statute	Statute Text
AS 44.62.310 e) Open Meetings Act	(e) Reasonable public notice shall be given for all meetings required to be open under this section. The notice must include the date, time, and place of the meeting and if, the meeting is by teleconference, the location of any teleconferencing facilities that will be used. Subject to posting notice of a meeting on the Alaska Online Public Notice System as required by AS 44.62.175 (a), the notice may be given using print or broadcast media. The notice shall be posted at the principal office of the public entity or, if the public entity has no principal office, at a place designated by the governmental body. The governmental body shall provide notice in a consistent fashion for all its meetings.

Content ID: 008297**Type:** Ordinance - AO

AN OMNIBUS ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE AND ANCHORAGE MUNICIPAL CODE OF REGULATIONS SECTIONS TO AUTHORIZE ELECTRONIC ONLINE (WORLD WIDE WEB) PUBLICATION IN LIEU OF NEWSPAPER PUBLICATION OF NOTICES, INCLUDING NOTICES OF

Title: CERTAIN ORDINANCES, HEARINGS, PROPOSED REGULATIONS, MEETINGS AND MEETING AGENDAS, REPORTS, POSITION VACANCIES, INVITATIONS FOR BIDS, REQUESTS FOR PROPOSALS, AND ALL OTHER MUNICIPAL COMMUNICATIONS TO THE GENERAL PUBLIC AND SPECIFIC INDIVIDUALS, TO THE FULLEST EXTENT ALLOWED BY FEDERAL AND STATE LAW..

Author: gatesdt

Initiating Dept: Legal

Date Prepared: 10/19/09 1:41 PM

Assembly Meeting 11/3/09

Date:

Public Hearing 12/1/09
Date:

Workflow Name	Action Date	Action	User	Security Group	Content ID
Clerk_Admin_SubWorkflow	10/27/09 11:24 AM	Exit	Joy Maglaqui	Public	008297
MuniManager_SubWorkflow	10/27/09 11:24 AM	Approve	Joy Maglaqui	Public	008297
Finance_SubWorkflow	10/27/09 10:56 AM	Approve	Lucinda Mahoney	Public	008297
OMB_SubWorkflow	10/27/09 10:37 AM	Approve	Bruce Holmes	Public	008297
Legal_SubWorkflow	10/27/09 10:26 AM	Approve	Dean Gates	Public	008297
AllOrdinanceWorkflow	10/27/09 10:26 AM	Checkin	Dean Gates	Public	008297
OMB_SubWorkflow	10/26/09 3:38 PM	Reject	Bruce Holmes	Public	008297
Legal_SubWorkflow	10/20/09 11:09 AM	Approve	Dean Gates	Public	008297
AllOrdinanceWorkflow	10/20/09 11:07 AM	Checkin	Dean Gates	Public	008297
OMB_SubWorkflow	10/20/09 8:38 AM	Reject	Cheryl Frasca	Public	008297
Legal_SubWorkflow	10/19/09 1:53 PM	Approve	Dean Gates	Public	008297
AllOrdinanceWorkflow	10/19/09 1:50 PM	Checkin	Dean Gates	Public	008297