

**APPROVED**Date: 5/10/11*Failed 4/26/11*

NOTICE OF RECONSIDERATION WAS  
GIVEN BY MS. DRUMMOND 4-27-11;  
RECONSIDERED 5-10-11

Submitted by: Chair of the Assembly at the  
Request of the Mayor

Prepared by: Anchorage Water and Wastewater  
Utility

For reading: March 29, 2011

**ANCHORAGE, ALASKA****AR No. 2011-82**

**A RESOLUTION OF THE MUNICIPALITY OF ANCHORAGE, ALASKA,  
APPROVING THE 40<sup>th</sup> AVENUE WATER INTERTIE AND PROVIDING FOR  
ASSESSMENT OF BENEFITED PROPERTIES AT TIME OF SERVICE  
CONNECTION.**

**WHEREAS**, Alaska State Statute 42.05.385 and AMC 19.90 mandate that when a water line extension will create, or has the potential of creating, any charge or assessment against the adjacent property, the water line extension may not be constructed unless the legislative body of each municipality through which the extension passes has approved the extension; and

**WHEREAS**, Alaska State Statute 42.05.385.C.3 mandates that a lien or encumbrance may not be levied against the property for the construction of the extension, unless the property owner connects to the extension; and

**WHEREAS**, the Anchorage Water and Wastewater Utility (AWWU) plans to construct an 8-inch water intertie main in 40<sup>th</sup> Avenue, between Dale and Piper Streets. This intertie will provide an alternate water main supply to increase system redundancy and reliability to the U-Med area; and

**WHEREAS**, the extension of the water line will specially benefit and provide water service to fourteen (14) properties previously not benefited, and in doing so will create potential assessments against them; and

**WHEREAS**, at its March 2, 2011 meeting the AWWU Authority Board supported this resolution, now, therefore,

**THE ANCHORAGE ASSEMBLY RESOLVES:**

**Section 1.** It is in the best interest of the community that said water main improvements proceed.

**Section 2.** AWWU shall keep an accurate account of all costs of the water main improvements.

1  
2 **Section 3.** After the water main improvements have been completed and  
3 the costs of the water line approved, the Mayor shall cause the computation  
4 of all applicable assessment charges.  
5

6 **Section 4.** At such time as the property cited in the attached assessment  
7 roll connects to the water main, the respective pro-rata assessment for the  
8 water line shall be levied in accordance with Municipal Codes and the  
9 Anchorage Water Utility Tariff in effect at the time.  
10

11 **Section 5.** A special assessment Collection Charge, as authorized in Rules  
12 Section 8.4 and 13.1 of the Anchorage Water Utility Tariff, in effect at the time  
13 the assessment is levied, will be charged to those properties identified in this  
14 resolution.  
15

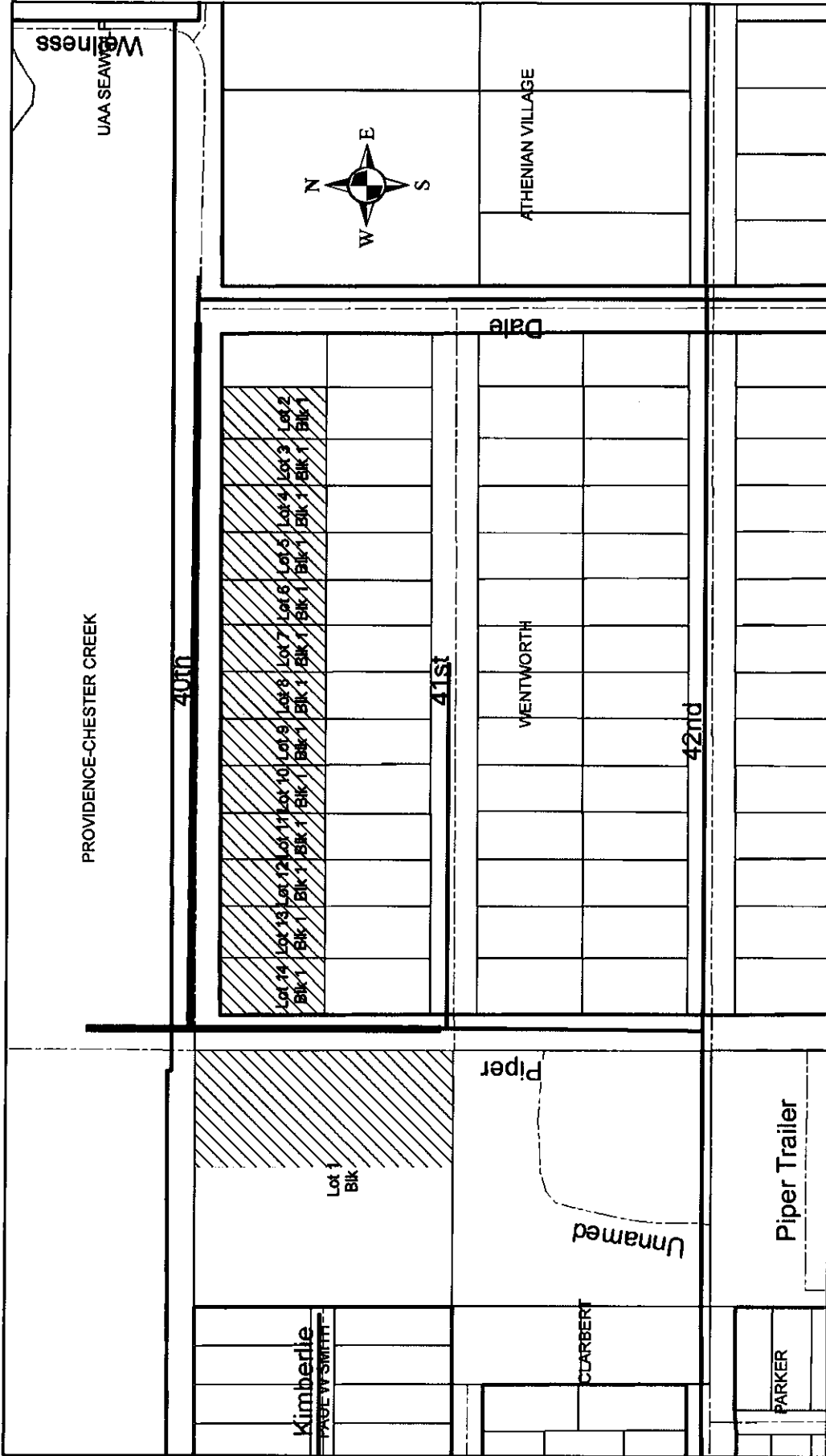
16 **Section 6.** This resolution shall be effective immediately upon passage and  
17 approval by the Assembly.  
18

19 PASSED AND APPROVED by the Anchorage Assembly this 10<sup>th</sup> day of  
20 May, 2011.  
21  
22

23 Debbie Osslander  
24 Chair of the Assembly  
25  
26  
27

28 ATTEST:  
29

30 Brendan S. Jones  
31 Municipal Clerk  
32



# Legend

- Proposed Water Extension
- Assessable Parcel Area
- Existing Water Main
- Parcels Served

## 40th Avenue Water Intertie

Date Created: 2.18.11  
 Created By: bld  
 AMS: 2751

**40TH AVENUE WATER INTERTIE - DALE TO PIPER**  
**Capital Improvement Project - Water**  
**Estimated Assessments to be Levied Upon Connection**  
**AMS 2751**

	Tax Code	Legal Description	Total Area	Assess Area	Estimated Rate per Sq. Ft.	Estimated Mainline Charge	Owner
1	008-023-55-000	WENTWORTH	8,948	8,948	\$1.13	\$10,111.24	DEMPSEY YVETTE L & JACOB A
2	008-023-54-000	WENTWORTH	8,075	8,075	\$1.13	\$9,124.75	HOOPER J 50% & STURDY M
3	008-023-57-000	WENTWORTH	16,152	16,152	\$1.13	\$18,251.76	KUDRIN E A & HINKLEY E
4	008-023-51-000	WENTWORTH	8,077	8,077	\$1.13	\$9,127.01	THOMPSON WILLIAM F & JOYCE F
5	008-023-50-000	WENTWORTH	8,078	8,078	\$1.13	\$9,128.14	SILVA NANCY
6	008-023-49-000	WENTWORTH	8,078	8,078	\$1.13	\$9,128.14	BASSETT ROBERT C
7	008-023-48-000	WENTWORTH	8,080	8,080	\$1.13	\$9,130.40	DICKENS SHIRLEY L
8	008-023-47-000	WENTWORTH	8,085	8,085	\$1.13	\$9,136.05	SOLIN GARY L
9	008-023-46-000	WENTWORTH	8,085	8,085	\$1.13	\$9,136.05	HANSON CHRISTINE L
10	008-023-45-000	WENTWORTH	8,085	8,085	\$1.13	\$9,136.05	RADONICH MARKO & VICTORIA I
11	008-023-44-000	WENTWORTH	8,961	8,961	\$1.13	\$10,125.93	SHELTON JOHN A & DONNA
12	008-023-43-000	WENTWORTH	9,433	9,433	\$1.13	\$10,659.29	SWAIN LINDA S
13	008-031-49-000	T13N R3W SEC 28 LT 1	97,912	76,330	\$1.13	<u>\$86,252.90</u>	LEGACY LLC
						<u>\$208,447.71</u>	

**MUNICIPALITY OF ANCHORAGE**  
**ASSEMBLY MEMORANDUM**

No. AM 185-2011

Meeting Date: March 29, 2011

**From:       MAYOR**

**Subject:    A RESOLUTION OF THE MUNICIPALITY OF ANCHORAGE,  
              ALASKA, APPROVING THE 40<sup>th</sup> AVENUE WATER INTERTIE  
              AND PROVIDING FOR ASSESSMENT OF BENEFITED  
              PROPERTIES AT TIME OF SERVICE CONNECTION**

AMC 19.90 and A.S. 42.05.385 require the Assembly's approval to construct a water main extension where the extension will create any charges or assessments against the adjacent properties. A public hearing is required prior to Assembly action.

The Anchorage Water and Wastewater Utility (AWWU) plans to construct an 8-inch water intertie main in 40<sup>th</sup> Avenue, between Dale and Piper Streets. This intertie will provide an alternate water main supply to increase system redundancy and reliability to the U-Med area. By doing so, water service will be available to fourteen (14) parcels.

Initially, all costs to construct the proposed water main extension shall be borne by AWWU. When these newly benefited and previously un-assessed parcels connect to the water main, AWWU shall recover a pro-rated share of its costs through the Levy Upon Connection assessment procedures as authorized by the current Municipal Codes and Utility Tariff.

The properties benefiting from proposed construction, and subject to future assessments and charges, are identified in the proposed assessment roll, which is made part of the resolution carried by this memorandum. As each previously unassessed property seeks connection, the parcels' pro-rated share of assessable water main costs will be presented to the Assembly for confirmation of levy action in accordance with the rules and regulations of the AWWU Tariff in effect at the time of connection.

Owners of benefited property were notified of the estimated project cost, and their individual property's estimated cost allocation by certified mail. Property

1 owners were invited to meet with AWWU at a time convenient for them for  
2 further information and discussion.

3  
4 The passage of this resolution will not have a fiscal impact on any Municipal  
5 owned parcels.

6  
7 The AWWU Board reviewed and endorsed this resolution at its regular  
8 meeting of March 2, 2011.

9  
10 **THE ADMINISTRATION CONCURS IN THE AWWU BOARD**  
11 **RECOMMENDATION AND RECOMMENDS APPROVAL OF A**  
12 **RESOLUTION OF THE MUNICIPALITY OF ANCHORAGE, ALASKA,**  
13 **APPROVING THE 40<sup>th</sup> AVENUE WATER INTERTIE AND PROVIDING FOR**  
14 **ASSESSMENT OF BENEFITED PROPERTIES AT TIME OF SERVICE**  
15 **CONNECTION.**

16  
17 Prepared by: Anchorage Water and Wastewater Utility  
18 Recommended by: Mark Premo, P.E., General Manager, AWWU  
19 Concur: George J. Vakalis, Municipal Manager  
20 Respectfully submitted: Daniel A. Sullivan, Mayor

Reconsidered 5/10/11

## NOTICE OF RECONSIDERATION

M. U. A

2011 APR 27 PM 4:03

CLEANS OFFICE

I hereby file Notice of Reconsideration on the following:

AR 2011-82, a resolution of the Municipality of Anchorage, Alaska, approving the 40<sup>th</sup> Avenue Water Intertie and providing for assessment of benefited properties at time of service connection, Anchorage Water and Wastewater Utility.

I voted on the prevailing side.

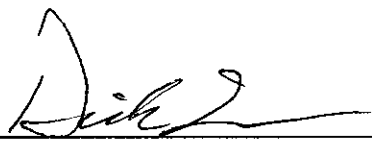
Dated this 27<sup>th</sup> day of April 2011.



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Harriet A. Drummond, Assembly Member

Seconded by: \_\_\_\_\_



**Content ID:** 009968**Type:** AR\_AllOther - All Other Resolutions

**Title:** A RESOLUTION OF THE MUNICIPALITY OF ANCHORAGE, ALASKA,  
APPROVING THE 40<sup>th</sup> AVENUE WATER INTERTIE AND PROVIDING FOR  
ASSESSMENT OF BENEFITED PROPERTIES AT TIME OF SERVICE  
CONNECTION,

**Author:** gibsonam**Initiating  
Dept:** AWWU**Date  
Prepared:** 3/3/11 2:22 PM**Director  
Name:** Mark Premo**Assembly  
Meeting Date:** 3/29/11**Public  
Hearing Date:** 4/12/11

<b>Workflow Name</b>	<b>Action Date</b>	<b>Action</b>	<b>User</b>	<b>Security Group</b>	<b>Content ID</b>
Clerk_Admin_SubWorkflow	3/18/11 10:42 AM	Exit	Joy Maglaqui	Public	009968
MuniManager_SubWorkflow	3/18/11 10:42 AM	Approve	Joy Maglaqui	Public	009968
CFO_SubWorkflow	3/3/11 6:38 PM	Approve	Lucinda Mahoney	Public	009968
AWWU_SubWorkflow	3/3/11 2:58 PM	Approve	Mark Premo	Public	009968
AllOtherARWorkflow	3/3/11 2:23 PM	Checkin	Alyssa Gibson	Public	009968