

CLERK'S OFFICE

APPROVED

1-31-12

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

Prepared by: Dept. of Law

For reading: January 17, 2012

**ANCHORAGE, ALASKA**  
**AO No. 2012-6**

**AN ORDINANCE AUTHORIZING THE IMMEDIATE FORFEITURE OF OLD  
VEHICLE RETURN BONDS NOT INCLUDED IN AO 2010-76.**

**WHEREAS**, in October 2010 the Assembly passed and approved AO No. 2010-76, allowing for the prospective, automatic forfeiture of vehicle return bonds posted under Anchorage Municipal Code (AMC) chapter 9.28, which allowed the Municipality to avoid the expense and time of filing individual lawsuits in order to forfeit each bond;

**WHEREAS**, the ordinance also provided for the automatic forfeiture of bonds filed prior to December 31, 2009, with certain due process safeguards;

**WHEREAS**, by design, the ordinance did not provide for the automatic forfeiture of bonds posted between January 1, 2010 and December 10, 2010, to allow for the passage of time for these bonds and the possibility of challenges to the automatic forfeiture of older bonds; and

**WHEREAS**, there have been no challenges to the automatic forfeiture provisions and there remains a number of bonds posted during the time period of January-December 2010 that are now ready and eligible for forfeiture but would require the Municipality to file a lawsuit through the civil court process and incur filing fees and costs; now, therefore,

**THE ANCHORAGE ASSEMBLY ORDAINS:**


**Section 1.** Notwithstanding other provisions in AMC chapter 9.28, return bonds filed between January 1, 2010 and December 10, 2010 shall be subject to immediate forfeiture without court order upon 30 days written notice to the last known address of the person or entity posting the bond. Persons aggrieved under this section may file an appeal under AMC chapter 3.60 within one year of forfeiture.

**Section 2.** This ordinance shall be effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 31<sup>st</sup> day of January, 2012.

  
Chair of the Assembly

ATTEST:



Municipal Clerk

**MUNICIPALITY OF ANCHORAGE**  
**Summary of Economic Effects -- General Government**

AO Number: 2012-6

Title: **AN ORDINANCE AUTHORIZING THE IMMEDIATE FORFEITURE OF OLD  
VEHICLE RETURN BONDS NOT INCLUDED IN AO 2010-76**

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

<b>CHANGES IN EXPENDITURES AND REVENUES:</b>		<b>(In Thousands of Dollars)</b>			
	<b>FY12</b>	<b>FY13</b>	<b>FY14</b>	<b>FY15</b>	<b>FY16</b>
<b>Operating Expenditures</b>					
1000 Personal Services	(\$1)				
2000 Non-Labor	(\$1)				
3900 Contributions					
4000 Debt Service					
<b>TOTAL DIRECT COSTS:</b>	<b>\$ (2)</b>		<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
<b>FUNCTION COST:</b>	<b>\$ (2)</b>		<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>REVENUES:</b>	<b>\$3</b>				
<b>CAPITAL:</b>					
<b>POSITIONS: FT/PT and Temp</b>					

**PUBLIC SECTOR ECONOMIC EFFECTS:**

The bonds affected total approximately \$3,000 in value which would be collected, but with this ordinance are collected at reduced operating costs.

**PRIVATE SECTOR ECONOMIC EFFECTS:**

None.

Prepared by: Dept of Law

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