

DENALI BOROUGH – ALASKA
ORDINANCE NO 09-14

INTRODUCED BY MAYOR TALERICO

AN ORDINANCE AMENDING THE DENALI BOROUGH CODE OF ORDINANCES,
CHAPTER 4.05 REAL PROPERTY ACQUISITION

BE IT ENACTED by the Assembly of the Denali Borough that,

Section 1. Classification. This ordinance is of a general and permanent nature.

Section 2. Purpose. The purpose of this ordinance is to amend Chapter 4.05.010 B. Acquisition by Borough Municipal Land Entitlement Selections of the Denali Borough Code of Ordinances as follows:

4.05.010

B. Acquisition [by Borough] of Municipal Land Entitlements [Selections]

[1. During the course of selected lands being adjudicated, new selections shall be made in the event selection applications are denied by the Department of Natural Resources to fulfill the entitlement certification acreage. Land may be nominated for selection by borough residents filing a written nomination with the borough office during the times established by the mayor.]

1. Selections: The Borough Assembly, the Planning Commission, the Mayor or any Borough resident may nominate lands for inclusion into the municipal land entitlement (MLE) selections.

[2. The mayor or his/her designee shall prepare a written report for each nominated parcel that evaluates the parcel and makes a recommendation to the assembly as to whether the parcel should become a borough municipal entitlement selection.]

2. Public Hearing and Review: The borough mayor and/or his/her designee shall review and prepare a report on those parcels nominated for selection as MLE's. The planning commission shall review the parcels and reports and compile a list of MLE selections for consideration. This list will be presented at a public hearing in front of the planning commission.

3. Selection by Planning Commission: The planning commission shall prepare a final list of parcels based on the reports and public comment and pass a resolution recommending the borough assembly adopt these parcels as the borough's MLE selections.

4. MLE Adoption: After review of the reports and public comments and the resolution and comments of the planning commission, the borough assembly will make any changes it feels
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needed. After reviewing public comments the borough assembly shall adopt, change or reject the MLE list.

[3. Upon the approval of the assembly, the mayor or his/her designee shall file for the new selections. [Ord. 98-07 § 3; Code 1989 § 23-1.]

5. Submittal: Upon adoption by the assembly, the borough mayor and/or his/her designee shall submit the MLE list to the State of Alaska, Department of Natural Resources for adjudication.

Section 3. Effective Date. This ordinance becomes effective upon adoption by the Denali Borough Assembly and signature of the Denali Borough Mayor.

DATE INTRODUCED: OCTOBER 14, 2009
FIRST READING: OCTOBER 14, 2009
PUBLIC HEARING: NOVEMBER 11, 2009

PASSED and APPROVED by the Denali Borough Assembly this 11TH day of NOVEMBER, 2009


MAYOR DAVID M. TALERICO

ATTEST: 
GAIL PIEKNIK, BOROUGH CLERK

Ayes: PASSED UNANIMOUSLY
Absent: LAUSEN and HOLMES

