CLERK'S OFFICE AMENDED AND APPROVED Date: July 22, 2003

Submitted by:

Chair of the Assembly at the Request of the Mayor

Planning Department

Prepared by: For reading:

May 13,2003

Anchorage, Alaska AO 2003-75

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 2.40 RELATED TO COMMUNITY COUNCIL REDISTRICTING; INCLUDING LENGTHENING THE INTERVAL OF PERIODIC COMPREHENSIVE REVIEW OF COMMUNITY COUNCIL BOUNDARIES; PROVIDING WIDER NOTICE AND GREATER OPPORTUNITY TO PARTICIPATE IN PUBLIC HEARING REVIEW; ADDING DESCRIPTIONS AND MAPS OF RECOGNIZED COMMUNITY COUNCIL DISTRICTS, AND AMENDING A NUMBER OF COUNCIL DISTRICT **BOUNDARIES** BETTER REFLECT TO **PRESENT** NEIGHBORHOODS, AS RECOMMENDED BYTHE **COMMUNITY** COUNCIL REDISTRICTING REPORT AND RECOMMENDATIONS, DATED DECEMBER 9, 2002

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THE ANCHORAGE ASSEMBLY ORDAINS:

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Section 1. Anchorage Municipal Code subsection 2.40.030B. is hereby amended to read as follows:

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2.40.030 Definition and recognition of community councils.

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A. Community councils defined. [No changes.]

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Recognition of community councils. Upon request of one or more voluntary В. associations and after public notice and hearing, the assembly may recognize by ordinance [RESOLUTION] any one voluntary association as the community council for a given district. To qualify for and maintain recognition, an association must establish that it:

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1. Meets the definition of a community council as set forth in subsection A of this section.

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2. Has a policy and practice of open membership which encourages participation of persons from all segments of the community.

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3. Does not charge dues, or require other financial contribution as a condition of membership or participation, in excess of \$5.00 per member per year; however, such organization may receive contributions of no more than \$250.00 per member per year from members to meet the costs of its operations.

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4. Is, in the opinion of the assembly, representative of the residents in the district.

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5. 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.

(GAAB 5.75.020; AO No. 88-85, § 1, 7-19-88)

Section 2. Anchorage Municipal Code section 2.40.040 is hereby amended to read as follows:

2.40.040 Establishment.

- A. Standards. [No changes.]
- B. Procedures for changes in districts. Review and amendment of community council district boundaries shall adhere to the standards for defining district boundaries set forth in subsection A. above, and follow a public process. Reviews shall occur periodically to ensure that community council district boundaries adjust through decades of neighborhood growth and change, and continue to reflect and represent actual neighborhoods, as follows:
 - 1. <u>Initiation and Timing of Boundary Reviews.</u> Review of community council district boundaries and the number of districts shall occur upon Assembly or Planning and Zoning Commission initiative or at the request of the Mayor or one or more community councils; however, a comprehensive review of district boundaries and the number of districts shall occur at least once every ten (10) years, following the release of decennial U.S. Census results and after Assembly redistricting is acted upon and any court appeals are disposed of.
 - 2. Public Review Process. For any review of one or more district boundaries, the Planning Department shall obtain public input and the participation of community councils on possible changes to community council district boundaries, and shall submit to the Planning and Zoning Commission and Assembly a report and recommendations on district boundaries. The Planning and Zoning Commission shall review the report, and after conducting a public hearing, forward its recommendation to the Assembly. Upon receipt of the recommendation, the Assembly shall conduct a public hearing and by ordinance may adjust community council district boundaries. The Assembly and the Planning and Zoning Commission shall each solicit and consider the recommendations of community councils concerning changes in community council district boundaries.

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[CHANGES IN DISTRICTS. REVIEW OF DISTRICT BOUNDARIES AND THE [C.]NUMBER OF DISTRICTS SHALL BE UNDERTAKEN AT LEAST ONCE EVERY TWO YEARS OR SOONER UPON ASSEMBLY OR PLANNING AND ZONING COMMISSION INITIATIVE OR AT THE REQUEST OF THE MAYOR OR ONE OR MORE COMMUNITY COUNCILS. THE DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT SHALL AT LEAST ONCE EVERY TWO YEARS SUBMIT TO THE PLANNING AND ZONING COMMISSION AND ASSEMBLY A REPORT AND RECOMMENDATIONS ON DISTRICT BOUNDARIES.]

(GAAB 5.75.030)

Anchorage Municipal Code subsection 2.40.060A. is hereby amended to read as Section 3. follows:

Municipal responsibilities to community councils. 2.40.060

A. Submission of proposals for review by community council. Except where action must be taken on an emergency basis, the mayor shall be responsible for giving to community councils an opportunity to participate in the formulation of, and to review and comment upon, all land use, social and economic proposals which in the opinion of the mayor, the assembly, or the agency head involved, will have a significant impact on all or a substantial portion of district residents, provided that such procedures do not delay or preempt existing procedures with regard to the processing and hearing of applications for rezoning, special exceptions, variances and building permits. Such opportunity for participation shall be afforded community councils in the initial stages of planning as well as in subsequent stages of proposal development. Where municipal ordinance or resolution requires the giving of mailed notice to adjacent or nearby residents or property owners with respect to a proposed rezoning or land use change, the planning department [OF COMMUNITY PLANNING AND DEVELOPMENT] shall send a copy of the same notice to the chairman of any community council [WITHIN THE BOUNDARIES OF WHICH DISTRICT SUCH RESIDENTS OR PROPERTIES ARE LOCATED] whose boundaries contain land described in Tables 1 and 2 of this subsection, or to such other officer designated by the council for receiving such notice.

<u>Table 2.40.060A.-1: Community Council Notice Requirements</u> <u>For Land Use Changes Proposed on Public Lands and Facilities</u>

D. Lit. Touristics	Minimum
Land Use Proposals on Public Lands and Facilities (proposals for which 21.15.005A, requires notice)	Notice Radius
 A1. Regional (Areawide) Public Lands and Facilities. The following regional (areawide) public facilities are geographically expansive, adjoin multiple council districts, and impact a wide area, and are exclusive of eouncil districts: 1. Merrill Field Airport; 2. Ted Stevens Anchorage International Airport; 3. Far North/Bicentennial Park, with BLM and Tudor Road public facilities; 4. Chugach State Park; and, 5. Anchorage Coastal Wildlife Refuge. A2. The following kinds of public lands and facilities are geographically within a council district and have regional (areawide) impacts: 1. Public airports and airstrips; 2. Regional and Urban parks as designated in the Parks, Greenbelts and Recreational Facilities Plan; 3. Public schools and universities with areawide attendance. 	Community councils that have boundaries within 1,000 feet of the subject public land or facility shall receive notice which includes the proposal application. Community councils more than 1,000 feet from the subject public land or facility shall receive notice. Such community councils may request the proposal application.
B. Other Municipal and State Lands and Facilities.	The Planning Department shall provide notice to community councils within 1,000 feet of the subject public lands or facility.
C. Branch Municipal Facilities that Serve Specific Delineated Areas. These are branch municipal facilities that serve an established delineated sub-area of the Municipality. Examples: Public Schools: school attendance areas Fire Stations: emergency response areas	The Planning Department shall provide notice to community councils within 1,000 feet of the subject facility, AND to community councils within the facility's delineated district of service.

<u>Table 2.40.060A.-2: Community Council Notice Requirements</u> for Land Use Proposals on Private Property

Land Use Proposal on Private Property	<u>Minimum</u> <u>Notice Radius</u>
A. Zoning map amendments, conditional uses, public hearing site plan reviews, subdivisions cases that require public hearings, and other land use and development proposals that require notification and a public hearing.	The planning department shall notify community councils within 1,000 feet of the subject site.
B. Variances, non-public hearing platting cases, easement vacations, or non-public hearing site plan reviews.	The planning department shall notify community councils within 500 1000 feet of the subject site if notice is required by 21.15.005.
C. Land use proposals that are potentially major projects or controversial uses, and it is the opinion of the planning department director that community councils beyond the minimum notification distance are likely to be impacted.	The planning director shall notify community councils beyond the minimum notification distance regarding proposals which, in the opinion of the director, are likely to have a significant impact on residents of community councils beyond the minimum notice distance.

B. Response to community councils. [No changes.]

Section 4. A new section 2.40.090 of the Anchorage Municipal Code is enacted to read as follows:

2.40.090. Community Council Maps.

- A. Purpose. The community council maps of this chapter have the following purposes:
 - 1. Provide residents of the Municipality with a clear and accurate set of descriptions for all community council districts and their boundaries, together in one accessible document, and in a consistent format;
 - 2. Ensure that residents can easily read, understand, and define their community council district boundaries;
 - 3. Document future changes to community council district boundaries in this section.

- B. *Map Interpretations*. The community council maps in this chapter shall be interpreted as follows:
 - 1. A community council district boundary line on the map that follows a street, highway or railroad or the meanderings of a river or creek on the map shall be interpreted as following the centerline of the street, highway, railroad, river, or creek.
 - 2. A community council district boundary line on the map that follows a property line or section line on the map shall be interpreted as falling on that property or section line as it existed on the 22nd day of July, 2003.
 - 3. A community council district boundary line on the map that follows the boundary of a public land or facility that is shaded on the map shall be interpreted as falling on the boundary of that public land or facility.
 - 4. Where a community council district boundary line on the map does not follow a road, stream, property boundary, or section line, and instead follows some other prominent physical feature such as a ridgeline between watershed valleys, the community council district boundary shall be interpreted as falling on the feature that is labeled alongside the boundary line.
 - 5. The boundary of a community council that abuts, adjoins or is adjacent to either Turnagain Arm or Knik Arm of Cook Inlet extends seaward to mean low or lower water.
- C. Specific Community Council Maps adopted.
 - 1. The Community Council District Maps prepared by the Department of Planning, dated June 17, 2003, embodying the recommendations of the Federation of Community Councils' Boundary Review Committee, dated June 4, 2003, for Map Nos. 1-12, modifying the maps prepared by the Department of Planning to implement the recommendations of the Anchorage Planning & Zoning Commission, December 9, 2002, adopted by the Assembly on July, 22, 2003:
 - a. Map 1 Northern Chugiak-Eagle River
 - b. Map 2 Central Chugiak-Eagle River
 - c. Map 3 Northeast Anchorage Bowl
 - d. Map 4 East-central Anchorage Bowl
 - e. Map 5 Northwest Anchorage Bowl
 - Map 5a Northwest Anchorage Bowl: Bootleggers Cove Vicinity
 - Map 5b Northwest Anchorage Bowl East Downtown Vicinity
 - f. Map 6 Midtown Anchorage

 Map 6a Midtown Anchorage: Spenard Lake Vicinity

Map 6b - Midtown Anchorage: West Fireweed Lane Vicinity

- g. Map 7 Sand Lake and Taku/Campbell
- h. Map 8 -Southwest Anchorage Bowl
- I. Map 9 Hillside Anchorage
 Map 9a Hillside Anchorage Section 36 / Bear Valley
 Elementary Vicinity
- j. Map 10 Turnagain Arm
- k. Map 11 Chugiak-Eagle River
- l. Map 12 Anchorage Bowl
- 2. The Planning Department shall maintain, for inspection by the public, maps showing the community council district boundaries.

Section 5. There shall be a transitional period of adjustment to the amended community council district boundaries and public hearing notification distances established in this ordinance. Administration of notice to community councils shall adhere to the following transitional measures:

- a. The Planning Department shall use the amended community council district boundaries to notify community councils, and community councils shall review and make recommendations under their amended boundaries, regarding land use proposals that are submitted after September 5, 2003.
- b. This ordinance establishes new minimum distances for notifying community councils in section 2.40.060 that conflict with existing minimum notification distances in section 21.15.005. The *Title 21 Land Use Code Rewrite Project* is expected to address notification distances for land use proposals within the context of a comprehensive modernization of land use review procedures. The updated Title 21 is expected to address the discrepancy between the existing Title 21 and the new chapter 2.40 notice distances. Until the updated Title 21 is adopted, the new 2.40.060 requirements of this ordinance shall apply where they conflict with 21.15.005.
- c. This ordinance establishes a notification requirement that, for land use proposals affecting a branch public facility, the Planning Department shall provide notice to community councils within the subject branch facility's delineated / mapped area of service. This requirement shall take effect only after the Municipality has established maps delineating areas of service for each type of branch facility, and has adopted procedures and responsibilities for updating maps of each type of service area.

Section 6. This ordinance shall be known as the Community Council Redistricting Ordinance of 2003.

<u>Section 7.</u> This ordinance shall be effective immediately upon passage and approval by the Assembly.

	AO 2003-75 Community Council Redistricting Page 9 of 9	
1 2 3 4 5	PASSED AND APPROVED by the Anchorage Assembly this	day of
6 7 8 9	Chair	2_
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14 15 16 17 18	Balche 5 Dwenster Municipal Clerk	

MUNICIPALITY OF ANCHORAGE

Summary of Economic Effects -- General Government

AO Number: 2003-75

Title: An Ordinance Amending Anchorage Municipal Code Chapter 2.40 Related to Community Council Redistricting; Including Lengthening the Interval of Periodic Comprehensive Review of Community Council Boundaries; Providing Wider Notice and Greater Opportunity to Participate in Public Hearing Review; Adding Descriptions and Maps of Recognized Community Council Districts, and Amending a Number of Council District Boundaries to Better Reflect Present Day Neighborhoods, as Recommended by the Community Council Redistricting Report and Recommendations, Dated December 9, 2002. (Planning & Zoning Case No. 2002-038)

Date:

Sponsor:

Approved by:

Preparing Agency Others Impacted Planning Department

Others impacted								'	
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Approval of this ordinance should ha	ave no significant econo	mic impact	on the p	orivate se	ector.	_			
Prepared by: Tor	m Davis, Planning Depart	ment		Tele	ohone:	3	43-7916	/343-792	21
Validated by OMB:	forfare				Date:		15/	۵ <u>3</u>	
Approved by:	Mm R M. Director, Preparing Agen	cv)			Date:	4-30	-03		
Concurred by:	Director, Impacted/Agen	in			Date:	<u>4-30</u>	-03		



MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 370-2003

Meeting Date: <u>May 13, 2003</u>	
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From:

Mayor

Subject:

AO 2003-75 Community Council Redistricting

The Anchorage Municipal Charter, at the founding of the Municipality in 1975, established Community Councils—granting official recognition and representation to neighborhood associations in government and local affairs. Community Councils are intended to represent actual neighborhoods in the city, so that people have an identifiable part of the city to belong and relate to, and to organize as a community.

The Planning Department is responsible for recommending adjustments to Community Council district boundaries and the number of districts every two years. Since the establishment of Community Councils 27 years ago, through decades of growth and change, several councils have been added and minor boundary revisions have been made, but a comprehensive review has not taken place. Most existing boundaries reflect the Anchorage of a quarter century ago.

In early 2001, in response to several individual boundary change requests, the municipal Administration raised the possibility of a comprehensive review of Community Council districts. In June of that year, the Federation of Community Councils organized a Boundary Review Committee (BRC) which conducted an extensive process to review and propose revisions to Community Council districts that culminated in the April 2002 report, *A Review of Community Council Boundaries & Proposed Boundary Modifications*. The April 2002 report has been a key resource for subsequent Planning Department public review draft recommendations.

During this period, the Assembly adopted a Resolution (AR 2001-296), to ensure a public involvement process in the review of Community Council boundaries. To fulfill the process, the Planning Department followed the April 2002 BRC report with the August 2002 release of its public review draft *Community Council Boundaries – Report and Recommendations*, to provide boundary options for community discussion. The review process culminated with a September 27 addendum to the report to address public comments to that date.

The Planning & Zoning Commission (PZC) then held advertised public hearings on October 7 and 14, an advertised work session on October 29, and an advertised regular meeting on November 18, 2002 for further deliberations and action. On December 9, the PZC adopted Resolution 2002-090, recommending the boundary and policy amendments that appear in Attachment 1, Community Council Boundaries – Report and Recommendations, bound in a green cover.

The Community Council Boundaries – Report and Recommendations (Attachment 1) applies a set of neighborhood planning principles as a consistent rationale for resolving 38 boundary study areas throughout the Municipality. The principles elaborate on municipal code criteria for defining community council districts, as a set of specific, objective, and interdependent criteria for resolving boundary issues. The report recommends boundary changes for 27 Community Councils.

The PZC report also addresses policy concerns related to boundaries, including: (a) intervals between periodic reviews of boundaries, (b) notification regarding land use proposals to adjacent, affected Councils, and (c) publicly accessible descriptions of all Community Council boundaries.

The draft ordinance codifies the PZC boundary and policy amendments. The ordinance includes codified maps of the Community Council boundaries, to serve as future reference for the public. Companion to the draft ordinance is a draft Assembly Resolution. The resolution addresses two new Community Councils recommended by the Planning & Zoning Commission.

The recommendations of this project reflect that Anchorage is a city of neighborhoods, each having its own identity, character and unique appeal. Its purpose is to help update Community Council district boundaries to reflect Anchorage's neighborhoods of the present day. Community Council Redistricting may be considered as a prelude to neighborhood planning. The Municipality recognizes Community Councils as a primary means for citizen participation in the development of neighborhoods. The Anchorage 2020 – Anchorage Bowl Comprehensive Plan emphasizes growth that preserves the unique appeal of neighborhoods, by way of Neighborhood and District Planning. Strong, identifiable Community Councils where neighborhood boundaries make sense on the street, and where the residents share common interests and relate to their neighborhood, are more likely to have a long-term commitment to neighborhood planning.

The municipal Administration concurs with the findings and action of the Planning & Zoning Commission and recommends adoption of the draft Community Council Redistricting ordinance.

Reviewed by:

Harry J. Kieling Jr.

Municipal Manager

Reviewed by:

Michael J. Scott, Executive Director Office of Planning, Development, and Public Works

Reviewed by:

Prepared by:

George Wuerch

Mayor

Susan R. Fison, Director Planning Department

1	Attachments:	1. Community Council Redistricting – Report and Recommendations
2		2. Maps 1-9 of Recommended Community Council District Boundaries
3		3. Maps of Existing Community Council District Boundaries
4		4. Planning & Zoning Commission Resolution 2002-090
5		5. Community Council Redistricting – PZC Summary of Recommendations
6		6. Minutes of Planning & Zoning Commission Meetings
7		7. Packets from Planning & Zoning Commission Meetings
8		8. Federation Boundary Review Committee (BRC) Report (April 2002)

Municipality of Anchorage MUNICIPAL CLERKS OFFICE Agenda Document Control Sheet

AD 2003-75

SUBJECT OF AGENDA DOCUMENT		DATE PREPARED			
An Ordinance Amending Anchorage Municipal Code Chapter 2.40 Sommunity Council Redistricting; Including Lengthening the Interva	of Periodic	April 29, 2003 INDICATE DOCUMENTS ATTACHED			
Comprehensive Review of Community Council Boundaries; Providing Notice and Greater Opportunity to Participate in Public Hearing Rev	na Wider	ľ	⊠ AO □ AR ⊠ AM □ AIM		
Descriptions and Maps of Recognized Community Council Districts	and	<u>'</u>			
Amending a Number of Council District Boundaries to Better Reflect Day Neighborhoods, as Recommended by the Community Council	t Present				
Report and Recommendations, Dated December 9, 2002.	Redistricting				
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passed 7/22/03

Following are two floor amendments to be proposed for the community council redistricting maps dated July 22, 2003.

Floor Amendment 1 Fairview - South Addition: Cordova Neighborhood

Language. Modify the maps dated July 22, 2003 so that the boundary between Fairview and South Addition, beginning at the intersection of 9th Avenue and Cordova Street, proceeds south on Cordova Street to 14th Avenue, then proceeds west on the northern property line of Central Lutheran Church to "A" Street, then south on "A" Street to 15th Avenue, then west on 15th Avenue to "C" Street, then south on "C" Street to Chester Creek.

Purpose. The amendment shifts a boundary line one block southward from 13th Avenue to the property line of Central Lutheran Church, so that all of the residential Cordova Neighborhood petition area transfers from Fairview to South Addition. Only Central Lutheran Church desires to remain in Fairview.

Maps Affected. The amended boundary appears on Maps 5 and 5b of Downtown, as well as on Map 12 of the entire Anchorage Bowl.

Floor Amendment 2 Downtown - South Addition: Bootleggers Cove Vicinity

Language. Modify the maps dated July 22, 2003 to restore the existing boundary between South Addition and Downtown, except that the public boat launch pier at Ship Creek shall be wholly within Downtown, as shown in orange on the "Boundary Amendment Recommendation" map provided by Allan Tesche, dated July 2003.

The boundary between South Addition and Downtown will be as follows: Beginning at the intersection of 9th Avenue and "L" Street, proceed north on "L" Street to its intersection with 3rd Avenue, then continue north on the centerline of "L" Street extended to the public boat launch pier at Ship Creek, then proceed northwesterly along the southern edge of the boat launch pier to the waters of the Cook Inlet.

Purpose. The amendment ensures that the Bootleggers Cove residential neighborhood will remain in South Addition. Bootleggers Cove residents attend South Addition meetings, identify with South Addition Community Council, and share concerns and issues with the residential neighborhoods of South Addition. The Downtown boat launch pier, which receives access through Downtown and Ship Creek basin, is physically connected to Downtown, and shall transfer to Downtown.

Maps Affected. The amended boundary appears on Maps 5 and 5a of Downtown, as well as on Map 12 of the entire Anchorage Bowl.





















































