

Submitted by: ASSEMBLY CHAIR COFFEY  
Prepared by: Assembly Counsel  
For reading: May 22, 2007

CLERK'S OFFICE  
**AMENDED AND APPROVED** ANCHORAGE, ALASKA  
Date: 6-26-07  
AO NO. 2007-79

1 AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING  
2 ANCHORAGE MUNICIPAL CODE SECTION 10.10.020, REVIEW AND  
3 CERTIFICATION OF LICENSE APPLICATIONS AND SECTION 17.15.070, SPECIAL  
4 PURPOSE LICENSING PROCEDURES FOR MULTI-ANIMAL AND COMMERCIAL  
5 FACILITY LICENSES, TO PROVIDE THAT A VALID BUSINESS LICENSE MAY BE  
6 REVOKED AND RENEWAL MAY BE DENIED IF VIOLATION OF LAND USE UNDER  
7 TITLE 21 ENDANGERS PUBLIC HEALTH AND SAFETY; AND AMENDING  
8 SECTION 21.25.020, INVALID LAND USE ENTITLEMENTS, TO CLARIFY  
9 APPLICATION OF PROHIBITIONS AGAINST ISSUANCE OF LAND USE  
10 ENTITLEMENTS UNDER TITLE 21.

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13 THE ANCHORAGE ASSEMBLY ORDAINS:

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15 **Section 1.** Anchorage Municipal Code section 10.10.020 is hereby amended to read  
16 as follows: (*subsections not affected are not set out except for context*)

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18 **10.10.020 Review and certification of license applications;**  
19 **issuance of licenses.**

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21 A. Upon receipt of an application which meets the requirements of Section  
22 10.10.015, the municipal clerk shall:

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24 1. Circulate the application among the following municipal  
25 departments and officials and request that the application be reviewed to  
26 determine whether the proposed activity or business complies with the specific  
27 laws or municipal regulations administered and enforced by such departments  
28 and officials:

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30 d. Building official, if the proposed business or activity will be  
31 operated within premises or a structure to which municipal  
32 ordinances and regulations enforced by the building official,  
33 including building, life safety and zoning ordinances, apply.  
34 Certifications under this subsection shall be based on actual  
35 inspection of the premises or activity described in the license  
36 application. Violation of land use ordinance and regulation  
37 under Title 21 shall not be cause to revoke or deny renewal  
38 of a license under 10.10.030 unless the violation endangers

the public health and safety. If inspection results in a determination that the land use violation endangers the public health and safety, the certification under this subsection shall include the factual basis for the determination. This subsection shall not prevent an enforcement action of land use ordinance and regulation for any violation.

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(AO No. 82-49; AO No. 85-8; AO No. 89-16; AO No. 90-37)

**Section 2.** Anchorage Municipal Code section 17.15.070 is hereby amended to read as follows: (*subsections not affected are not set out*)

**17.15.070 Special purpose licensing procedures for multi-animal and commercial facility licenses.**

A. Application for a special purpose license is made to the animal care and control center. The application shall include:

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[5. NOTIFICATION THAT THE special purpose LICENSE is subject to revocation or denial as set out in this chapter [SHALL ONLY BE ISSUED IF THE APPLICANT IS IN COMPLIANCE, AND REMAINS IN COMPLIANCE, WITH ZONING REQUIREMENTS, HUMANE ANIMAL KEEPING, BUSINESS LICENSE REQUIREMENTS, AND ALL OTHER LAWS UNDER THIS TITLE AS APPLICABLE];]

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(AO No. 2001-158(S-4), § 1, 1-1-03)

**Section 3.** Anchorage Municipal Code section 21.25.020 is hereby amended to read as follows:

**21.25.020 Invalid land use entitlements.**

A. No entitlement may be issued under this title unless all structures and uses of land and structures permitted under the entitlement conform to this title, the regulations promulgated under this title and the terms and conditions of the other entitlements issued under this title that apply to the use or structure. An entitlement issued in violation of this section is void.

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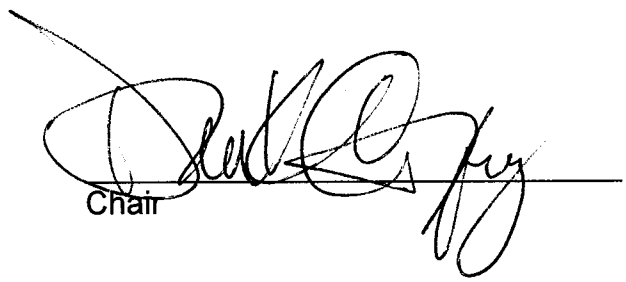
B. The prohibition in 21.25.020A shall not apply to nonconforming characteristics of use under this title. Consideration of characteristics of use in relation to the issuance of an entitlement shall comply with 21.55.100.

(GAAB 21.05.080.C; AO No. 77-355; AO No. 85-23)

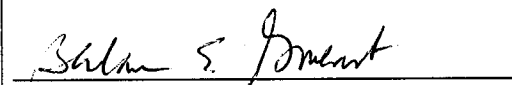
**Section 4.** AMC 21.10.015 notwithstanding, the amendment to AMC 21.25.020 does not require Planning and Zoning Commission review.

**Section 5.** This ordinance shall become effective immediately upon its passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 26<sup>th</sup> day of June, 2007.

  
Chair

ATTEST:

  
Municipal Clerk

Municipality of Anchorage  
MUNICIPAL CLERK'S OFFICE  
**Agenda Document Control Sheet**

AO 2007-79

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

<b>1</b>	SUBJECT OF AGENDA DOCUMENT LAND ENTITLEMENTS	DATE PREPARED 5/16/07
		Indicate Documents Attached <input checked="" type="checkbox"/> AO <input type="checkbox"/> AR <input type="checkbox"/> AM <input type="checkbox"/> AIM
<b>2</b>	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Dan Coffey, Assembly Chair
<b>3</b>	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY Julia Tucker, Assembly Counsel	HIS/HER PHONE NUMBER 343-4419
<b>4</b>	<b>COORDINATED WITH AND REVIEWED BY</b>	<b>INITIALS</b>
	<b>Mayor</b>	
	<b>Municipal Clerk</b>	
	<b>Municipal Attorney</b>	
	<b>Employee Relations</b>	
	<b>Municipal Manager</b>	
	Anchorage Parks & Recreation	
	Fire	
	Health & Human Services	
	Merrill Field Airport	
	Municipal Light & Power	
	Office of Management and Budget	
	Police	
	Port of Anchorage	
	Office of Economic & Community Development	
	Solid Waste Services	
	Public Transportation	
	Anchorage Water & Wastewater Utility	
	<b>Executive Manager</b>	
	Planning Department	
	Chief Fiscal Officer	
	Heritage Land Bank	
	Information Technology Department	
	Project Management & Engineering	
	Purchasing	
	<b>Other</b>	
<b>5</b>	<b>Special Instructions/Comments</b>	
	Consent Agenda - Introduction	
<b>6</b>	ASSEMBLY HEARING DATE REQUESTED 5/22/07	<b>7</b>
		PUBLIC HEARING DATE REQUESTED

2007 MAY 18 AM 9:45  
 CLERK'S OFFICE  
 M.O.A.