

Boundary Changes

Presented by: Division of Rural Services



Overview of Service Areas



- **What is a Service Area?**
 - **A specific geographic area of the Borough**
 - **A separate taxing jurisdiction**
 - **Provides a governmental service not provided by an areawide or non-areawide basis, such as:**
 - **Fire Protection**
 - **Road Maintenance & Construction**
 - **Street Lights**
 - **Sewage Disposal and Treatment**

Service Area Formation / Annexation



- Establishment of a service area or annexation to a service area may be initiated by the introduction of an ordinance or by the filing of petition with the borough mayor. FNSB Code 14.04.020
- A new service area may not be established if the new service can be provided by an existing service area. AS 29.35.450(b) & FNSB Code 14.08.020(C)

Petition Based Annexation



- Residents (Sponsors) request area to be in a service area by application
- RS prepares a petition packet for the Sponsor
- Sponsor must obtain property owner(s) signatures of at least 51% of the property within the proposed area
- A signature is required, of the owner, if the owner owns more than 25% of the property.
- Signatures are verified by the Clerk's Office
- Elections are required by both the proposed area and the service area

Consent to Annexation



- New subdivisions which have access through an established service area
 - **The Developer is required to consent to annexation**
- No election is required of the annexation area (no residents)
- An election is required of the service area
- Often combined into Borough sponsored annexation

Borough Sponsored Annex



- The Borough may annex subdivisions/ parcels into an existing service area where:
 - **SA maintained roads provide the only access**
 - **Access by SA roads is required by the subdivision plat**
 - **By other regulation, or by ordinance**
- An election is required of the service area
- Commissions may request annexation

Request to Remove Parcels



- Residents may request to be removed from an existing service area by:
 - File an Application with RS
 - Petition packet is prepared by RS
 - Sponsor must obtain property owner(s) signatures of at least 51% of the property within the proposed area
 - A signature is required, of the owner, if the owner owns more than 25% of the property.
 - The Borough Clerk certifies signatures
 - Elections are required for the area requesting removal and the remainder of the service area

Request to Remove Parcels



- The Borough may remove parcels or subdivisions from existing service areas where: (Commission can request)
 - Parcel or subdivision does not rely on SA maintained roads for access
 - Access by a SA road is not required by subdivision plat
 - Other regulation or ordinance
 - This action is completed by passage of an Ordinance only, no election is required

Boundary Change Timeline



- **October thru May 11, 2018**
 - Applications may be submitted to RS for inclusion in the boundary change process
- **May**
 - Petition Packets are prepared for Sponsor by RS
- **June**
 - Petitions are circulated for signatures and returned to RS by deadline (June 29, 2018)

Boundary Change Timeline



- **August**
 - Rural Services prepares Ordinance
 - Rural Services holds a Public Open House for all proposed boundary changes (tentatively: August 1, 2018)
- **September**
 - Ordinance is introduced to the Assembly
- **October**
 - Public Hearing is held on Ordinance

Boundary Change Timeline



- **November**
 - **Election is held, 3rd Tuesday and conducted by the Borough Clerk (November 20, 2018)**
- **December**
 - **Elections results are certified by Assembly**
 - **Boundary changes are effective so that the properties status change is in place at the start of the tax year, January 1st**

Elections



ELECTIONS REQUIRED FOR ANNEXATION OR BOUNDARY CHANGE REQUESTS	REQUIRES VOTE OF NEW AREA	REQUIRES VOTE OF PARENT SERVICE AREA
FORM A NEW SERVICE AREA	YES	
PETITION - JOIN AN EXISTING SERVICE AREA	YES	YES
CONSENT TO ANNEX	No	YES
AS 29.35.450(c) PARCEL OR SUBDIVISION ANNEXATION	No	YES
DISSOLVE A SERVICE AREA		YES
REMOVE A STREET OR SUBDIVISION FROM A SERVICE AREA	YES	YES
AS 29.35.450(c) PARCEL OR SUBDIVISION REMOVAL	No	No

Road Service Areas



- **Shall maintain only those roads within the service areas boundaries which:**
 - **Are public roads either by dedication, public use, grant or other proper designation**
 - **And were constructed to the minimum standards required by FNSBC Title 17**
 - **Or were constructed prior to 1969 & are used by the residents of the SA for year round automotive access**

Road Service Areas



- Are not constructed to FNSBC Title 17 minimum standards but are used by residents of the RSA for year-round automotive access. Maintenance is permitted if:
 - **Commission requests in writing**
 - **Road must otherwise be eligible as determined by PW Department**
- **Private roads cannot be maintained with public funds**

Questions



THANK YOU!! for being
here, and your dedication
to the Service Area

