

Code Ordinance

By: City Clerk and Public Works

Introduced: October 11, 2021

Public Hearing: October 25, 2021

Adopted: October 25, 2021

Yes: Brown, Graham, Harvey, Johnson, Sullivan-Leonard, Velock

No: None

Absent: None

**City of Wasilla
Ordinance Serial No. 21-18**

An Ordinance Of The Wasilla City Council Amending Wasilla Municipal Code (WMC) 5.32.060(B), Within Council Approval, To Expand Ordinance Approval Requirements To Apply To All Disposals Of City-Owned Land And Repealing WMC 5.32.050, Public Notice, To Remove Redundant Publication Requirements.

Section 1. Classification. This ordinance is of a general and permanent nature and shall become part of the Wasilla Municipal Code.

Section 2. Repeal of section. WMC 5.32.050, Public notice, is hereby repealed.

~~A. The public notice procedure set forth by subsections (B) and (C) of this section are not intended to apply to "temporary use permits," as defined and set forth in WMC 5.32.060.~~

~~B. Sale or Lease of Land. Except as otherwise provided, public notice shall be given of any sale or lease of public lands or any interest therein. Notice shall be published once a week for three consecutive weeks preceding the time of sale or lease stated in the notice in at least one newspaper of general circulation in the vicinity in which the land or interest therein is to be sold or leased. In no event shall the sale or lease be held less than nine days nor more than three weeks following the last date of publication. In addition to the newspaper publications a notice of sale or lease shall also be posted in three public places. Such notice shall set forth a description of the land and the interest therein to be sold or leased and the time, place and general terms of the sale or lease and limitations.~~

~~C. Negotiated Sales, Lease and Exchanges. If disposal of land or interest in land is authorized by negotiated sale or lease, or by exchange of lands, public~~

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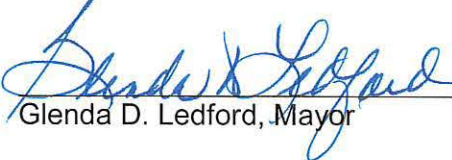
~~notice or the ordinance approving the disposal shall be given in the same manner as for other ordinances and a public hearing shall be held.~~

Section 3. Amendment of Subsection. WMC 5.32.060(B), within Council approval, is hereby amended to read as follows:

B. Except as otherwise provided in this chapter, any disposal of city-owned land or an interest in such land shall be approved by council via ordinance. Notice of disposal of an interest in city-owned land shall be given in accordance with WMC 2.08.020(A)(2) before disposal of that land. The planning commission shall review the proposed sale, lease or exchange of city-owned land and provide recommendations to council before council approves such sale, lease or exchange. Any sale, lease or exchange of city land shall be approved by the council by ordinance after consideration of the recommendations of the planning commission. An ordinance required under this subsection The ordinance shall identify the land parcels being disposed of for sale, lease or exchange, the manner of disposition, and any special terms and conditions thereof. Any other disposition of an interest in city land shall be approved by the city by resolution.

Section 4. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Wasilla City Council on October 25, 2021.


Glenda D. Ledford, Mayor

ATTEST:



Jamie Newman, MMC, City Clerk

[SEAL]





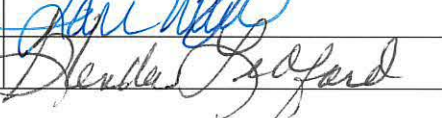
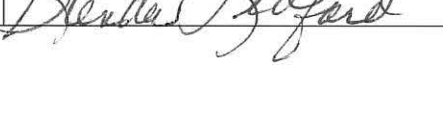
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**City of Wasilla
Legislative Staff Report
Ordinance Serial No. 21-18
(Code Ordinance)**

Amending Wasilla Municipal Code (WMC) 5.32.060(B), Within Council Approval, To Expand Ordinance Approval Requirements To Apply To All Disposals Of City-Owned Land And Repealing WMC 5.32.050, Public Notice, To Remove Redundant Publication Requirements.

Originator: City Clerk and Public Works Director
Date: 9/27/2021

Agenda of: 10/11/2021

Route to:	Department Head	Signature	Date
X	Public Works Director		9/29/21
X	Finance Director		9-29-21
X	Deputy Administrator		9/29/21
X	City Attorney		10-05/21
X	City Clerk		9/29/2021
X	Mayor		9/29/21

Fiscal Impact: yes or no

Attachments: Ordinance Serial No. 21-18(2 pages)

Summary Statement: Recently, several City Council members have expressed an interest in having more comprehensive review and notification procedures before the City of Wasilla administration executes land use agreements with outside organizations. To this end, the Ordinance changes the Wasilla Municipal Code to require all disposals of City-owned land that do not qualify as a “temporary use permit” to be approved via ordinance. In other words, any permit or agreement for the disposal of City land that is for more than six months or does not otherwise qualify as a “temporary use permit” under WMC 5.32.060(A), will now be afforded the heightened notification and hearing procedures required of all ordinances. The Ordinance does not change the procedure for leasing space in city buildings per WMC 5.32.115.

The Ordinance also eliminates redundant publication requirements that are no longer necessary given the publication and hearing requirements that apply to all ordinances per WMC 2.08.020 (ordinance procedure provision). Finally, it is worth noting that the Ordinance preserves the Planning Commission’s review of the sale, exchange or lease of City-owned land and clarifies that this review must occur prior to Council approval of such sale, exchange, or lease.

Proposed Action: Introduce and set the Ordinance for public hearing.