

Submitted by: Assembly Chair  
LaFrance and Assembly  
Member Sulte  
Prepared by: Assembly Counsel's Office  
For reading: December 20, 2022

**ANCHORAGE, ALASKA**  
**AO No. 2022-119**

1 **AN ORDINANCE OF THE ANCHORAGE ASSEMBLY SUBMITTING TO THE**  
2 **QUALIFIED VOTERS RESIDING WITHIN THE PROPOSED ANCHORAGE**  
3 **BOWL CHUGACH STATE PARK ACCESS SERVICE AREA (ABCSPASA) AT**  
4 **THE REGULAR MUNICIPAL ELECTION ON APRIL 4, 2023 A BALLOT**  
5 **PROPOSITION TO CREATE THE ABCSPASA, AND TO AMEND SECTIONS OF**  
6 **THE ANCHORAGE MUNICIPAL CODE TO CONFORM TO THE RESULTS OF**  
7 **THE ELECTION.**  
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10 **WHEREAS**, Chugach State Park is located almost entirely within the Municipality of  
11 Anchorage;

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13 **WHEREAS**, it has been reported that visits to Chugach State Park increased by  
14 approximately 50 percent between 2019 and 2022, and that as many as 1.5 million  
15 people visit the park annually;

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17 **WHEREAS**, increasing use of Chugach State Park, by visitors and residents located  
18 across the municipality, has a concentrated effect on roads and neighborhoods  
19 located near the few existing access points;

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21 **WHEREAS**, it is beyond the means of many local road service areas to undertake  
22 projects to address the wear and tear on neighborhood roads and other issues  
23 caused by increasing Chugach State Park use;

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25 **WHEREAS**, Chugach State Park access issues are especially pronounced in the  
26 Anchorage Bowl;

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28 **WHEREAS**, these concerns are not new and in 2010 the Hillside District Plan  
29 prioritized addressing these issues with Chugach State Park Access Policy 14-C,  
30 which proposed creating a new funding and management program targeted at  
31 improved Chugach State Park access with trailhead and parking facilities;

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33 **WHEREAS**, Anchorage Municipal Charter section 9.01(a) provides that “[a] service  
34 area may be created, altered, or abolished only with the approval of a majority of  
35 those voting on the question within the area affected”;

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37 **WHEREAS**, approval of the service area described in this ordinance would not  
38 affect or limit the powers or responsibilities of any limited road service area, or rural  
39 road service area;

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1 **WHEREAS**, if approved by voters, the creation of a Chugach State Park Access  
2 service area for the Anchorage Bowl would allow the Municipality to later submit to  
3 Anchorage Bowl voters ballot propositions with the question of whether to bond for  
4 the capital improvements expense and to budget for maintenance and operations  
5 of projects that support access to Chugach State Park and ameliorate the  
6 neighborhood effects of access by park users; now, therefore,

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8 **THE ANCHORAGE ASSEMBLY ORDAINS:**

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10 **Section 1.** Pursuant to Anchorage Municipal Charter § 9.01(a), a ballot proposition  
11 in substantially the following form shall be submitted to the qualified voters of the  
12 Municipality currently residing within the proposed-to-be-created Anchorage Bowl  
13 Chugach State Park Access Service Area, with boundaries described in section 2,  
14 below:

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16 **PROPOSITION NO. \_\_**  
17 **Creation of the Anchorage Bowl Chugach State Park Access Service Area**

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19 This proposition creates the Anchorage Bowl Chugach State Park  
20 Access Service Area (ABCSPASA), to include all areas of the  
21 Municipality north of McHugh Creek, but: excluding Fire Island,  
22 excluding areas currently contained within the Eagle River-Chugiak  
23 Parks and Recreation and Girdwood Valley Service Areas, and  
24 excluding areas of the Municipality within Tax District 15 (which  
25 contains Rainbow, Indian, Bird Creek and Portage). Creation of the  
26 service area would allow the municipality to submit to voters bond  
27 propositions for projects that support access to portions of Chugach  
28 State Park that are located in the service area and ameliorate the  
29 neighborhood effects of access by park users. The service area  
30 would not levy taxes upon approval of this proposition; taxes may  
31 only be levied if voters subsequently approve a bond proposition that  
32 authorizes levying and spending for a particular project or projects  
33 and an annual tax levy for the maintenance and operations of the  
34 approved improvements constructed. Voters in Eagle River,  
35 Chugiak, Birchwood, Girdwood and Turnagain Arm would not be  
36 taxed for any voter-approved bonds for this service area.

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38 Shall the Anchorage Bowl Chugach State Park Access Service Area  
39 be created as described above? (AO 2022-\_\_)

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41  
42 **Section 2.** Anchorage Municipal Code chapter 27.30 is hereby amended to add a  
43 new section 27.30.085 to read as follows:

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45 **27.30.085 Anchorage Bowl Chugach State Park Access Service Area.**  
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- A. There is established, pursuant to section 9.01 of the Charter, a service area within the municipality to be the Anchorage Bowl Chugach State Park Access Service Area (ABCSPASA) of the municipality, as outlined on the map located in section 27.30.700. The Anchorage Bowl Chugach State Park Access Service Area shall consist of all areas of the municipality north of McHugh Creek, excluding Fire Island; areas currently contained within the Eagle River-Chugiak Parks and Recreation and Girdwood Valley Service Areas; and areas of the municipality located south of a boundary line described as running: from the mouth of McHugh Creek following the mainstem of McHugh Creek upstream to its origin at McHugh Lake, then following the high water mark of McHugh Lake around its western and northern shore continuing to the easternmost point of McHugh Lake, then easterly to the eastern boundary of Township 11 North, Range 2 West, Seward Meridian, Alaska, then northerly to the northern boundary of Township 11 North, Range 2 West, Seward Meridian, Alaska, then easterly to the eastward boundary of the municipality.
- B. The Anchorage Bowl Chugach State Park Access Service Area shall provide capital improvements that support access to Chugach State Park and ameliorate the neighborhood effects of access by park users, and the maintenance thereof. Taxes may only be levied as authorized by the voters.
- C. When a proposed project for the Anchorage Bowl Chugach State Park Access Service Area would be located, in whole or in part, within the boundary of a limited road service area or a rural road service area, the municipality shall provide notice of the proposed project and consult with the board of supervisors for the limited road service area or rural road service area, prior to undertaking the project. The powers and responsibilities of limited road service areas and rural road service areas shall not be affected or limited by the Anchorage Bowl Chugach State Park Access Service Area. Anchorage Bowl Chugach State Park Access Service Area projects may, however, involve cooperative agreements, if voluntarily entered into by all parties, with a limited road service area or a rural road service area, or the State of Alaska.

**Section 3.** Anchorage Municipal Code section 27.30.700 is hereby amended to read as follows (*the remainder of the section is not affected and therefore not set out*):

**27.30.700 Service Area Maps.**

This section contains the following maps.

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27.30.080 Anchorage Parks and Recreation Service Area

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27.30.085 Anchorage Bowl Chugach State Park Access Service Area

27.30.090 Eagle River-Chugiak Park And Recreational Facilities Service Area

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ANCHORAGE BOWL CHUGACH STATE PARK ACCESS SERVICE AREA (27.30.085)

*[Insert Map Attached as Exhibit A]*

\* \* \* \* \*

**Section 4.** Section 1 of this ordinance shall be effective immediately upon passage and approval by the Assembly. The proposition contained in section 1, and sections 2 and 3 of this ordinance shall be effective upon certification of the election if, but only if, said proposition is approved by a majority of the voters voting on the question.

PASSED AND APPROVED by the Anchorage Assembly this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
Municipal Clerk