

CODE ORDINANCE

Sponsored by: Borough Manager
Introduced: 07/16/24
Public Hearing: 08/06/24
Adopted: 08/06/24

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 24-067**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ADOPTING MSB 5.25.150 WILLOW-CASWELL FIRE SERVICE AREA TO CONSOLIDATE THE WILLOW FIRE SERVICE AREA AND THE CASWELL FIRE SERVICE AREA AND SUBMITTING THE QUESTION TO THE QUALIFIED VOTERS AT THE NOVEMBER 5, 2024, REGULAR BOROUGH ELECTION.

WHEREAS, the intent, rationale, and supporting information for this ordinance is found in Information Memorandum No. 24-126 and Resolution Serial No. 24-068.

BE IT ENACTED:

Section 1. Classification. Sections 2 and 3 of this ordinance are of a general and permanent nature and shall become a part of the Borough Code. All other sections are noncode.

Section 2. Repeal of Code.

MSB 5.25.059 and MSB 5.25.144 are repealed in their entirety.

Section 3. Adoption of Code.

MSB 5.25.150 is adopted to read as follows:

5.25.150 Willow-Caswell Fire Service Area

(A) Establishment. There is established the Willow-Caswell Fire Service Area No. 140 more particularly described as:

Township 18 North, Range 4 West, Seward Meridian, Alaska

Sections 1, 2, 3, and 4 All
Sections 9, 10, 11, 12,
13, 14, 15, and 16 All
Township 19 North, Range 2 West, Seward Meridian, Alaska
Section 3 Lot 1, USS 5547
Sections 4, 5, and 6 All
Section 8 Parcel 1 - forty-acre exemption #2007-107 EXM
Recorded as 2007-019901-0
Township 19 North, Range 3 West, Seward Meridian, Alaska
Sections 1, 2, 3, 4, 5, and 6 All
Township 19 North, Range 4 West, Seward Meridian, Alaska
Sections 1, 2, 3, 4, 5, 6,
7, 8, 9, 10, 11, and 12 All
Sections 16, 17, 18, 19,
20, 21, and 22 All
Sections 26, 27, 28, 29,
30, 31, 32, 33, 34, and 35 All
Township 19 North, Range 5 West, Seward Meridian, Alaska
Sections 1, 2, and 3 All
Sections 10, 11, 12, 13, 14, and 15 All
Sections 21, 22, 23, 24, 25,
26, and 27 All
Sections 34, 35, and 36 All
Township 20 North, Range 2 West, Seward Meridian, Alaska
Section 31 All
Township 20 North, Range 3 West, Seward Meridian, Alaska
Sections 30, 31, 32, 33,
34, 35, and 36 All
Township 20 North, Range 4 West, Seward Meridian, Alaska
Sections 6 and 7 All
Sections 18 and 19 All
Sections 30, 31, 32, 33,
34, 35, and 36 All
Township 20 North, Range 5 West, Seward Meridian, Alaska
Section 1 All
Section 11 Lots 7, 8, and 9,
Willow Crest Subdivision, according to Plat No. 67-6,

recorded June 2, 1967, in the Palmer Recording District,
Alaska

Government Lot 3 and the N $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$

Sections 12 and 13 All

Sections 23, 24, 25, and 26 All

Sections 34, 35, and 36 All

Township 21 North, Range 4 West, Seward Meridian, Alaska

Sections 30 and 31 All

Township 21 North, Range 5 West, Seward Meridian, Alaska

Section 25 All

Section 36 All

Excepting therefrom the area within the corporate limits of
the city of Houston.

Township 21 North, Range 4 West, Seward Meridian, Alaska

Sections 5, 6, 7, 8, 17, 18, 19, and 20 All

Township 21 North, Range 5 West, Seward Meridian, Alaska

Sections 12, 13, and 24 All

Township 22 North, Range 4 West, Seward Meridian, Alaska

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10,

11, 12, 13, 14, 15, 16, 17, 18, 19,

20, 21, 22, 23, 24, 25, 26, 27, 28,

29, 30, 31, 32, 33, 34, 35, and 36 All

Township 23 North, Range 4 West, Seward Meridian, Alaska

Section 8 S $\frac{1}{2}$ S $\frac{1}{2}$

Sections 17, 18, 19, 20, 21,

28, 29, 30, 31, 32, and 33 All

(B) *Services.* The services to be provided in this
service area are all things necessary and proper to
provide fire protection.

(C) *Board of Supervisors.* The Willow-Caswell Fire
Service Area No. 140 Board of Supervisors shall consist of
a three-member board that shall operate pursuant to

MSB 5.15.010. The three-year term shall be calculated on a calendar-year basis.

Section 4. Public Interest and Recommendation. The public interest is served through the inclusion of the properties described in Section 3 and shown on the map attached to IM No. 24-126, into the unified Willow-Caswell Fire Service Area No. 140 and does not require circulation of a petition among resident in the proposed area pursuant to MSB 5.10.015. Based on the report and recommendation of the Manager included in IM No. 24-126, as prepared by the Borough Manager, such action is feasible and practicable to provide fire protection services to the citizens with the proposed area.

Section 5. Ballot proposition. A proposition in substantially the following form shall be placed on ballot at the November 5, 2024, regular Borough election and be submitted to the qualified voters who reside in the existing Willow Fire Service Area No. 35 and the existing Caswell Fire Service Area No. 135. A description and map will be made available to voters at the polling place.

CONSOLIDATION OF THE WILLOW FIRE SERVICE AREA AND THE CASWELL FIRE SERVICE AREA INTO A NEW WILLOW-CASWELL FIRE SERVICE AREA.

Shall properties that presently comprise the Willow Fire Service Area and Caswell Fire Service Area be consolidated into a

single Willow-Caswell Fire Service Area? The services to be provided in the consolidated Willow-Caswell Fire Service Area are all things necessary and proper to provide for fire protection.

The anticipated cost of services within the consolidated Willow-Caswell Fire Service Area the first year is approximately 2.637 mills or \$263.70 per \$100,000 of assessed valuation.

Yes _____ No _____

Section 6. Tabulation of votes.

The proposition contained in Section 5 of this ordinance will be tabulated separately for each of the existing fire service areas.


Section 7. Effective date.

Sections 1, 4, 5 and 6 of this ordinance take effect immediately. Sections 2 and 3 of this ordinance take effect on July 1, 2025, only if the proposition contained in section 5 of this ordinance is approved, separately, by a majority of voters who vote on the question and who reside in each of the service areas.

ADOPTED by the Matanuska-Susitna Borough Assembly this 6 day
of August, 2024.


EDNA DeVRIES, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

PASSED UNANIMOUSLY: Hale, Nowers, McKee, Yundt, Fonov, and Bernier