

CODE ORDINANCE

Sponsored by: Borough Manager

Introduced:

Public Hearing:

Action:

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 26-080**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY ADOPTING THE AREAWIDE POWER TO ACQUIRE PUBLIC RIGHTS-OF-WAY, DESIGN AND CONSTRUCT ROADS, STREETS, SIDEWALKS, AND RELATED DRAINAGE FACILITIES; AND TO SUBMIT THE QUESTION TO THE QUALIFIED AREAWIDE VOTERS AT THE NOVEMBER 3, 2026 REGULAR ELECTION.

WHEREAS, the rationale and intent of this ordinance are contained in the attached Informational Memorandum No. 26-126.

BE IT ENACTED:

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

Section 2. Adoption of Section. MSB 1.10.136 is hereby adopted to read as follows:

MSB 1.10.136 PUBLIC RIGHTS OF WAY AND DESIGN.

The borough may exercise the areawide power to acquire public rights-of-way, design, and construct roads, streets, sidewalks, and related drainage facilities as approved by the voters at the November 3, 2026 regular borough election.

Section 3. Submission to voters. A proposition ratifying the authorization to adopt areawide power to acquire public rights-of-way, design, and construct roads, streets, sidewalks, and related drainage facilities shall be submitted to the qualified

voters of the Borough at the regular Borough election to be held on November 3, 2026 in substantially the following form:

PROPOSITION NO. ____

**AREAWIDE POWER TO ACQUIRE PUBLIC RIGHTS-OF-WAY,
DESIGN, AND CONSTRUCT ROADS, STREETS, SIDEWALKS, AND RELATED
DRAINAGE FACILITIES**

Shall the Matanuska-Susitna Borough adopt and exercise the areawide power to acquire public rights-of-way, design, and construct roads, streets, sidewalks, and related drainage facilities?

Yes _____ No _____

Section 3. Effective date. Section 2 of this ordinance shall take effect upon certification of the results of the regular Borough election of November 3, 2026 only if the ballot proposition contained in Section 3 of this ordinance is approved by a majority of the qualified voters voting on the proposition at the regular Borough election on November 3, 2026. All other sections of this ordinance take effect upon adoption by the Matanuska-Susitna Borough Assembly.

ADOPTED by the Matanuska-Susitna Borough Assembly this - day of -, 2026.

EDNA DeVRIES, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk
(SEAL)