

Presented by: Mayor Botelho  
Introduced: 09/19/2011  
Drafted by: J.W. Hartle

## RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2587

### **A Resolution Authorizing the Filing of an Annexation Petition Before the Local Boundary Commission Regarding Lands Recommended for Annexation into the City and Borough by the Annexation Study Commission.**

WHEREAS, Article X, Section 3, of the Alaska Constitution requires the State to be divided into boroughs in which each borough encompasses an area and population with common interests to the maximum degree possible; and

WHEREAS, Article X, Section 12, of the Alaska Constitution directs the establishment of a local boundary commission to consider any proposed local government boundary change; and

WHEREAS, the local boundary commission invited public testimony from throughout Alaska in order to adopt "model borough boundaries" throughout the unorganized borough to be used as a "frame of reference" in the evaluation of future petitions and when existing organized boroughs seek to annex unorganized borough territory; and

WHEREAS, in November 1991, the local boundary commission defined the model boundaries for the City and Borough of Juneau to include lands "south along Stephens Passage to Hobart Bay on the mainland"; and

WHEREAS, in December 2005, Mayor Botelho named a CBJ Annexation Study Commission; among its charges was "to research and evaluate possible proposed boundaries for territory to be annexed" and "to hold public hearings, encourage public participation, and solicit public comment"; and

WHEREAS, in January 2007, the Annexation Study Commission issued its report in which it made findings, among them that the local boundary commission's model borough boundaries for Juneau should be extended southward to include all of Hobart Bay; and

WHEREAS, the Annexation Study Commission recommended against filing a petition to annex at that time, but noted that annexation may be appropriate in the future; and

WHEREAS, citizens of the City of Petersburg have petitioned the Local Boundary Commission to incorporate a home rule borough whose territory would include "East of Frederick Sound and Stephens Passage. . . all territory from the southern boundary of the existing City and Borough of Juneau, to the Canadian border on the east, to include Tracy-Arm Ford's Terror Wilderness area; Chuck River Wilderness area; Endicott Arm, Holkham Bay, Windham Bay, Hobart Bay. . ."; and

WHEREAS, this territory largely encompasses lands within the City and Borough of Juneau's model borough boundaries and all lands recommended by the Annexation Study Commission for inclusion within the City and Borough of Juneau; and

WHEREAS, absent a competing petition in front of the local boundary commission, it is highly likely that these lands would be incorporated into a new Petersburg borough; and

WHEREAS, Goldbelt, Inc., Juneau's urban Native corporation, organized under the Alaska Native Claims Settlement Act in 1974, owns approximately 30,000 acres in Hobart Bay; and

WHEREAS, Goldbelt, Inc., has historically expressed its preference that Hobart Bay not be included in any borough because of the unlikelihood that significant municipal services would be provided; and

WHEREAS, Goldbelt, Inc., has also expressed its preference that its holdings in Hobart Bay not be divided between two or more municipalities.

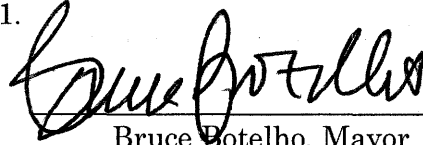
NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

**Section 1.** The Assembly directs the Manager to file a petition to annex all or a portion of the lands on the mainland south of the City and Borough of Juneau's existing southern boundary recommended by the Annexation Study Commission.

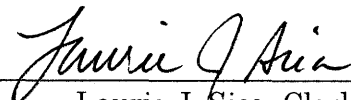
**Section 2.** That the petition either include all of Goldbelt's holdings in Hobart Bay or not seek any portion of Hobart Bay.

**Section 3. Effective Date.** This resolution shall be effective immediately upon adoption.

Adopted this 19<sup>th</sup> day of September, 2011.

  
Bruce Botelho, Mayor

Attest:

  
Laurie J. Sica, Clerk