



**CITY OF WASILLA** Code Ordinance

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Requested By: Administration  
Prepared By: Administration

ORDINANCE SERIAL NO. 90-02

AN ORDINANCE OF THE CITY OF WASILLA, ALASKA PERTAINING TO EXEMPTION OF MUNICIPAL TAXES ON CERTAIN REAL OR PERSONAL PROPERTY.

BE IT ORDAINED AND ENACTED BY THE CITY OF WASILLA, ALASKA AS FOLLOWS:

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

SECTION II. Purpose.

WHEREAS, the City of Wasilla wishes to provide reasonable incentives to encourage private sector economic development; and

WHEREAS, Alaska Statutes 29.45.050 provides authorization and conditions under which municipalities may exempt economic development property from municipal taxation; and

WHEREAS, any ordinance promulgated under the authority of AS 29.45.050 which exempts property from taxation, if adopted, may be repealed by the voters through referendum,

SECTION III. Enactment.

THEREFORE BE IT ENACTED:

New WMC Section 6.60 Economic Development Property Tax Exemption

I. Tax Exemption. The City Council may, by majority roll call vote, partially or totally defer payment or exempt real or personal property from taxation levied by the City. The discretion awarded by the City Council by this ordinance is not mandatory, even in instances where the criteria of subsection "B" below, have been arguably fulfilled. This section is intended to offer discretionary power that may or may not be of the City Council. In exercising that discretion, the City Council is expected to consider the quality and quantity of the benefits created by the proposed economic development and is granted full discretion to approve or deny requests for exemption and/or deferral of taxation. Any deferment or exemption of taxes granted by the Council shall be for a specified period of time not to exceed five years and shall begin at the start of the tax year following the Council approval.

A. Applications for deferral or exemption of property taxes shall be submitted to the Mayor or his representative for review not less than 60 days prior to the beginning of the tax year for which the exemption or deferral is requested to begin.

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- B. Property must meet the following eligibility requirements prior to receiving Council approval for tax exemption or tax deferral:
- (1) The property must not have been previously taxed as real or personal property by the City.
  - (2) The property must be used in a trade or business in a way that:
    - a. Creates new employment in the City, or
    - b. Generates sales outside of the City of goods or services produced within the City, or
    - c. Materially reduces the importation of goods or services from outside the City.
  - (3) The property must not have been used in the same trade or business in another municipality for at least six months before the application for deferral or exemption is filed unless the property was used in the same trade or business in an area that was annexed to the City within six months before the application for deferral or exemption is filed.

SECTION IV. Effective Date. This ordinance becomes effective upon adoption by the Wasilla City Council.

Introduction: 01/08/90 .

Public Hearing: 01/22/90 .

ADOPTED by the Council of the City of Wasilla on this \_\_\_\_\_ day of \_\_\_\_\_, 1990.

\_\_\_\_\_  
JOHN C. STEIN, Mayor

ATTEST:

\_\_\_\_\_  
Erling P. Nelson, CMC  
City Clerk

(SEAL)