

BEFORE THE ALASKA LOCAL BOUNDARY COMMISSION

**NON-OBJECTION
TO THE
PETITION
To the Local Boundary Commission
For
DETACHMENT
OF
0.076 SQUARE MILES
48.5 Acres
From
THE CITY OF FAIRBANKS**

WHEREAS, the property subject to this detachment consists of two lots privately owned by Open Skies, LLC (known as Open Skies Commercial Park) as well as neighboring state roadway land. This subject area is already a part of the Fairbanks North Star Borough; and

WHEREAS, the privately owned parcels now known as Open Skies Commercial Park were once part of Fort Wainwright. Fort Wainwright was annexed by the City of Fairbanks in 1973. The subject property was transferred from federal to private ownership in 1982. Through good faith error, Open Skies Commercial Park was treated by the Fairbanks North Star Borough as if it were not part of the City and City property taxes were not collected until the error became evident in 2013. Instead, the Fairbanks North Star Borough levied service area, non-areawide and solid waste collection district property taxes on Open Skies Commercial Park; and

WHEREAS, in 2013, the City, Borough and the property owner entered into a Stipulation regarding the taxes previously incorrectly assessed. Since then, the Borough has corrected the error and is collecting taxes for the City of Fairbanks on the privately owned portion of the subject property; and

WHEREAS, the detachment will affect the privately owned property as to fire and ambulance and other services provided by the City as well as the taxes collected for same. Once the detachment is completed, the private property will be taxed by the Fairbanks North Star Borough only, deleting the City of Fairbanks taxes but levying additional non-areawide taxes such as Emergency Management Services, Economic Development and Solid Waste Collection District taxes; and

WHEREAS, after the detachment is approved, the property will not be in a fire service area but the private property owner may petition the relevant fire service area, North Star Fire Service Area, for inclusion into the service area; and


WHEREAS, the property will be served by the Borough's non-areawide EMS (ambulance) services; and

WHEREAS, the state roadway portion of this detachment is not taxed.

THEREFORE, the Fairbanks North Star Borough does not object to the Petition for detachment of .076 Square Miles (48.5 Acres) from the City of Fairbanks.

Dated this 29 day of June, 2015.

Fairbanks North Star Borough



Luke Hopkins
Borough Mayor

ATTEST:




Nanci Ashford-Bingham, Borough Clerk

Date: 6.29.15



APPROVED AS TO FORM:



Cynthia Klepaski
Assistant Borough Attorney