

# **Petition**

**to**

**The Local Boundary Commission**

**for**

**Incorporation of**

**Edna Bay Community**

**as a**

**Second Class City within the Unorganized**

**Borough using the Local Option Method**

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# PETITION

The Petitioner hereby requests that the Alaska Local Boundary Commission approve this petition for incorporation of a second-class city government in the unorganized borough. The Petitioner seeks the proposed city incorporation under the provisions of AS 29.05.011 - AS 29.05.021, AS 29.05.060 - AS 29.05.150; 3 AAC 110.005 - 3 AAC 110.042, 3 AAC 110.400 - 3 AAC 110.660 and 3 AAC 110.900 - 3 AAC 110.990.

## Section 1. PETITIONER

The Petitioner for incorporation of a second class city consists of voters in the boundaries of the proposed city. The required number of voters who must sign the petition is based on the number who voted in the territory in the last general election. Under AS 29.05.060(12), the petition must include the signatures and resident addresses of

- 25 qualified voters in the proposed city, because it is greater than 15% of the qualified voters.

The Petitioner is authorized under 3 AAC 110.410 (10)(B), and has included these signatures and addresses in **Exhibit A**.

**All exhibits attached to this petition are incorporated by reference.**

## Section 2. NUMBER OF VOTES CAST IN LAST STATE GENERAL ELECTION

The number of votes cast in the last State general election within the territory proposed for incorporation is 27. A letter from the State Division of Elections documenting the number of votes cast is included in **Exhibit B**.

## Section 3. PETITIONER'S REPRESENTATIVE

The Petitioner designates the following individual to serve as its representative in all matters concerning this incorporation proposal

Name	E. Lee Greif
Physical Address	#2 Limestone Place Edna Bay, Alaska 99950-0040
Mailing Address	Same as above
Telephone #	(907) 594-6347
Fax #	(907) 594-6301
E-mail address	<a href="mailto:lee2doris@gmail.com">lee2doris@gmail.com</a>

## **ALTERNATE PETITIONER’S REPRESENTATIVE**

The Petitioner designates the following person to act as alternate representative in matters regarding the proposed incorporation, in the event the primary representative is absent, resigns, or fails to perform his or her duties:

Name	Doris Greif
Physical Address	#2 Limestone Place Edna Bay, Alaska 99950-0040
Mailing Address	Same as above
Telephone #	(907) 594-6347
Fax #	(907) 594-6301
E-mail address	<a href="mailto:lee2doris@gmail.com">lee2doris@gmail.com</a>

### **Section 4. NAME AND CLASS OF PROPOSED CITY**

Upon incorporation, the city government shall be known as the “City of Edna Bay”, a second-class city organized under the laws of the State of Alaska.

### **Section 5. GENERAL DESCRIPTION OF THE PROPOSED CITY INCORPORATION**

This petition seeks incorporation of a city under the local-option method provided for in AS 29.05.060.

The Petitioner requests that the Local Boundary Commission grant this Petition with any amendments and conditions that, in the determination of the Commission, better fulfill applicable principles and standards relating to city incorporation. Those include principles and standards under article I, section. 1, Constitution of the State of Alaska; article. X, sections. 1, 3, and 12, Constitution of the State of Alaska; AS 29.05.011 - AS 29.05.021; AS 29.05.100; 3 AAC 100.005 – 3 AAC 110.042; and 3 AAC 110.900 - 3 AAC 110.990.

### **Section 6. GENERAL DESCRIPTION OF TERRITORY PROPOSED FOR CITY INCORPORATION**

A concise, general description of the territory proposed for incorporation is provided below:

The area proposed for incorporation as the City of Edna Bay includes State, Federal, Mental Health and privately owned lands in and around the community of Edna Bay positioned in Township 68S, Range 76E of the Copper River Meridian starting with Section 7, continuing on with consecutively numbered Sections, and ending with a portion of Section 35.

### **Section 7. REASONS FOR INCORPORATION**

A concise statement of the reasons the Petitioner seeks to incorporate the territory is generally described in the section below:

The Community of Edna Bay was fostered into existence by the State of Alaska in 1983. We have grown, structured, and managed our community for these many years, with and without funding and support from State and Federal agencies. We have held together and remained steadfast and strong while dealing with challenges only faced by a community in such a remote place.

For much of the time since the community began, our unique culture and lifestyle have been supported and preserved by our existing form of government. However, today we face challenges that have begun to negatively impact the quality of life for residents; such as the need to upgrade our insufficiently sized harbor through cooperative management with the State, legally control and maintain our roads and bridges, have fuel available locally, as well as the ability to properly address refuse management. These issues are simply too large to face in our current form of government.

To preserve the community and the way of life offered here for future generations, we know that these challenges must be overcome. The community has shown for the past 30 years that we are ready and able to persevere, and that we are prepared for a higher level of self-government which can only be offered by taking the steps in becoming a Second Class City.

In past decades, this community has seen families come and go. For Edna Bay to offer a stable quality of life and support families and future development, we realize it is necessary to provide these services. We know what goals must be reached and how to achieve them, but they are all inhibited or restricted due to our current legal status. Residents in this community face the challenges imposed by these restrictions daily and realize in majority that changes must be made for the community to survive.

Edna Bay is a small community with a large percentage of individuals who are interested in enhancing our relationship with the State of Alaska through a more organized structure of government that will improve our ability to better manage economic, environmental and political responsibilities as outlined in the State Constitution.

Although there is a small resistance to moving in this direction, every community deals with some resistance, and the majority here understands the reasons for looking to the future and the compelling need for a stronger form of self-government which will allow us to have legal control over our harbor, roads and refuse management.

While we have existed for decades under our current status as a non-profit form of government and functioned well during these years, it has become evident through our realization of the requirements for ownership, site control and the avenues of funding for our infrastructure needs, that this status no longer serves the best interests of the community or the State of Alaska.

As Edna Bay continues to grow and develop, a statutory form of government will offer a better framework to support a sustainable quality of life for residents. This transition will in turn encourage investment, growth and development in line with the State's intentions when it sponsored our community into existence to promote settlement.

It is our desire to be more proactive in the regional decisions that will affect our future and be able to self-govern as the area continues to develop. We are aware of movement regionally toward the eventual incorporation of the Prince of Wales Borough. Edna Bay's remote location will make it extremely difficult for our unique lifestyle to be represented effectively if we are not in a position to assume primary responsibility for governing our community.

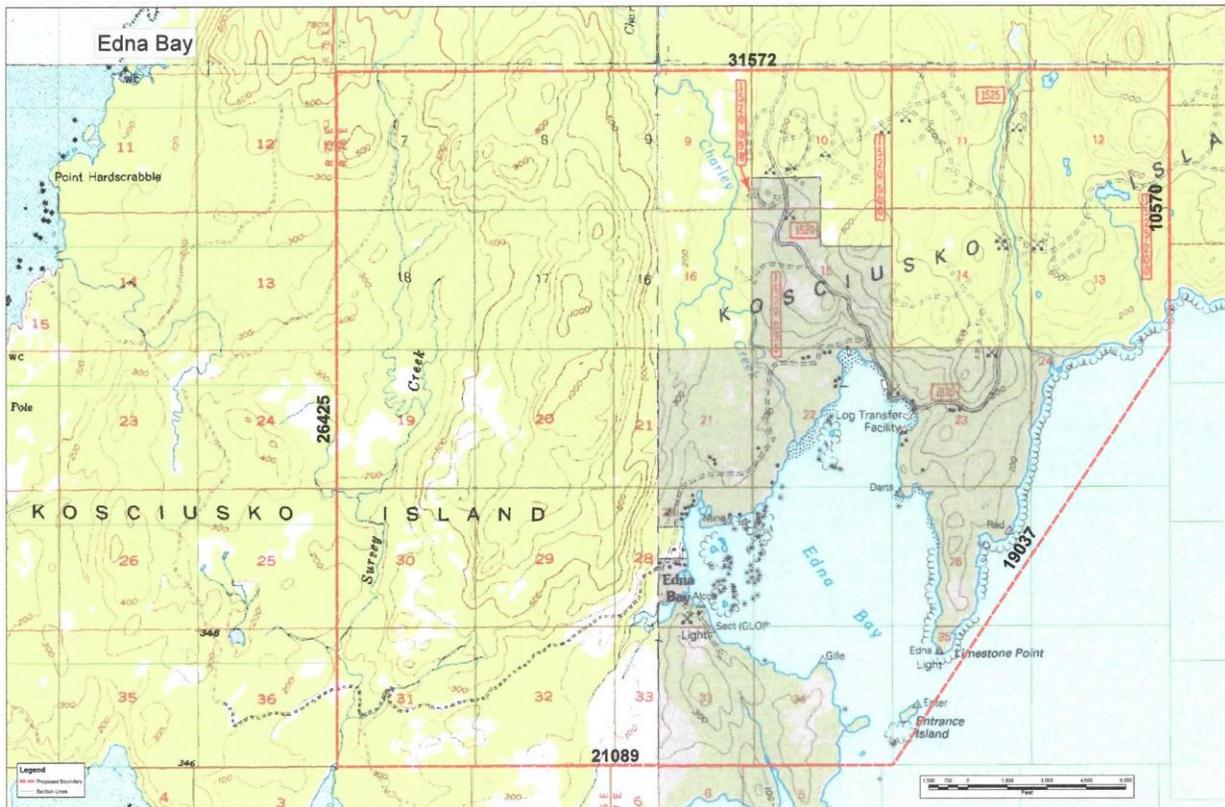
In conclusion, we are prepared to step up to the plate and become responsible in these aforementioned areas; whereas our governing body can better represent Edna Bay residents, and be an asset to the state and federal government.

## Section 8. LEGAL METES AND BOUNDS DESCRIPTION OF THE BOUNDARIES OF THE TERRITORY PROPOSED FOR INCORPORATION

- Commencing at the protracted Southeast corner of Section 34, Township 68 S, Range 76 E, of the Copper River Meridian, Alaska: the true point of beginning hereof;
- Thence west approximately 21,089' to the Southwest Corner of Section 31;
- Thence north approximately 26,425' to the Northwest corner of Section 7;
- Thence east approximately 31,572' to the Northeast corner of Section 12;
- Thence south approximately 10,570' to the Southeast corner of Section 13;
- Then southwest approximately 19,037' returning to the beginning point at the protracted Southeast corner of Section 34, Township 68 S, Range 76 E, of the Copper River Meridian, Alaska: the true point of beginning. Description based on USGS Quads Craig D-5 (1996) and D-6 [1951(revised 1993)].

## Section 9. MAPS AND PLATS

This exhibit is the map of the territory proposed for incorporation, along with plats and other documents necessary to demonstrate the accuracy of the legal metes and bounds description of the territory proposed for incorporation.



## Section 10. SIZE

The territory proposed for incorporation is estimated to encompass:

- 23 square miles of land
- 4.5 square miles of tidelands and submerged lands
- 27.5 square miles of total territory

## Section 11. POPULATION

The number of permanent residents living within the territory proposed for incorporation is estimated to be 58.

## Section 12. INFORMATION RELATING TO PUBLIC NOTICE

This section is relevant to public notice of this incorporation proceeding and service of the petition. The information includes specifics about local media; adjacent municipal governments; places recommended for posting notices; location(s) where the Petition may be viewed; and persons whose potential interest in the incorporation proceedings may warrant the courtesy of notice.

### LOCAL MEDIA

The following is a list of the principal news media serving the territory within the proposed boundaries:

#### Newspaper(s)

Name                    Island News  
                              PO Box 19430  
Address                Thorne Bay, AK 99919  
Telephone #            907-828-3377  
E-mail address        [islandnews@starband.net](mailto:islandnews@starband.net)

Name                    Ketchikan Daily News  
Address:                501 Dock St.  
                              Ketchikan, AK 99901  
Telephone #            907-225-3157  
Fax #                    907-225-1096  
E-mail address:        [news@ketchikandailynews.com](mailto:news@ketchikandailynews.com)

Name                    The Local Paper  
Address:                516 Stedman St.  
                              Ketchikan, AK 99901  
Telephone #            907-225-6540  
Fax #                    907-225-6435  
E-mail address:        [homeofficemgr@kpunet.net](mailto:homeofficemgr@kpunet.net)

**Radio station(s)**

Name KRSA  
Address P.O. Box 650  
Petersburg, AK 99833  
Telephone # (907) 772-3891  
Fax #: (907) 772-4538  
E-mail address: [krsa@krsa.net](mailto:krsa@krsa.net)

Name KRBD  
Address 1101 Copper Ridge Road  
Ketchikan, AK 99901  
Telephone # 800-557-5723  
Fax #: (907) 247-0808  
E-mail address: [gmkrbd@krbd.org](mailto:gmkrbd@krbd.org)

**ADJACENT MUNICIPAL GOVERNMENTS**

The following is a list of cities and organized boroughs whose boundaries extend within 20 miles of the boundaries of the proposed city. **None**

**PLACES RECOMMENDED FOR POSTING OF NOTICES RELATING TO THIS PROPOSAL**

The following three or more prominent locations readily accessible to the public, within or near the boundaries proposed for incorporation, are designated for posting of notices concerning this incorporation proposal:

- 1. Store/Post Office
- 2. State Dock

**DETAILS CONCERNING WHERE THE PETITION MATERIALS WILL BE AVAILABLE FOR PUBLIC REVIEW**

The petitioners will comply with 3 AAC 110.460(b) by providing a full set of petition documents for public review at the location(s) that are open to the public on the dates and times listed below;

Location	Days and Times Open to the Public
Edna Bay Post Office 203 W. Davidson, Edna Bay, AK 99950	24hrs/7days on the bulletin board in a plastic binder for public review.
Edna Bay State Harbor 101 Kosciusko Dr., Edna Bay, AK 99950	24hrs/7days on the bulletin board in a plastic binder for public review.

**PERSONS THAT MAY WARRANT THE COURTESY OF NOTICE OF THE FILING OF THE INCORPORATION PETITION**

The following is a list of names and addresses of persons whose potential interest in the incorporation proceedings may warrant the courtesy of notice:

1. USFS Thorne Bay District - 1312 Federal Way Thorne Bay - Alaska 99919
2. State of Alaska Dept of Natural Resources – 550 W 7<sup>th</sup> Ave Ste 1400 Anchorage, AK 99501-3561
3. State of Alaska Mental Health Trust - 3745 Community Park Loop, Suite 200  
Anchorage, Alaska 99508
4. Southeast Island School District - 1010 Sandy Beach Road - Thorne Bay, AK 99919
5. State of Alaska Dept. of Transportation - 3132 Channel Drive - Juneau, Alaska 99811
6. Alaska State Troopers – P.O. Box 629 – Klawock, Alaska 99925
7. Senator Bert Stedman - State Capitol Room 516 Juneau AK, 99801
8. Representative Jonathan Kreiss-Tomkins - State Capitol Bldg. Room 500 Juneau, AK 99801-1182
9. Sealaska Corporation - One Sealaska Plaza, Suite 400. Juneau, AK 99801

**Section 13. PROPOSED CITY TAXES**

The Petitioner waives request for propositions to be placed on the incorporation ballot authorizing the proposed city to levy taxes.

**Section 14. THE ASSESSED OR ESTIMATED VALUE OF TAXABLE PROPERTY**

There is no plan or intent to tax personal or real property.

**Section 15. NO PROJECTED TAXABLE SALES IN THE AREA ARE PROPOSED**

**Section 16. OTHER SOURCES OF REVENUE**

The following additional sources of revenue are anticipated to be available to support services offered by the proposed city:

<u>Revenue Source</u>	<u>Amount</u>
Harbor Fees	\$ <u>4,800.00</u>

**Section 17. BUDGET PROJECTIONS**

Projections of city revenues and expenditures during the city’s first four full years of operation are included in this exhibit.

<b>Revenues</b>	<b>1<sup>st</sup> year</b>	<b>2<sup>nd</sup> year</b>	<b>3<sup>rd</sup> year</b>	<b>4<sup>th</sup> year</b>
Revenue Sharing	98,870.00	98,870.00	98,870.00	98,870.00
Corporation Grant	50,000.00	25,000.00	-0-	-0-
PILT	12,169.00	12,169.00	12,169.00	12,169.00
Shared Fisheries Tax	7,915.00	7,915.00	7,915.00	7,915.00
Harbor Fees	4,800.00	4,800.00	4,800.00	4,800.00
<b>Total</b>	<b>173,754.00</b>	<b>148,754.00</b>	<b>123,754.00</b>	<b>123,754.00</b>



SERVICE OR FACILITY	DATE WHEN CITY WILL BEGIN SERVICE DELIVERY	ORGANIZATION CURRENTLY PROVIDING SERVICE
Road Maintenance	Upon incorporation	EBC
Harbor Maintenance	Upon incorporation	EBC
Emergency Services	Upon incorporation	EBC
Postal	Upon incorporation	EBC

## Section 19. TRANSITION PLAN

The narrative that follows provides a detailed plan providing for the transition to city government, including tentative dates for the assumption of powers, duties, assets, and liabilities.

The transition plan demonstrates:

1. It is the intent of the proposed city to provide the same essential municipal services as those already being provided by the non-profit corporation, with the exception of developing a refuse disposal plan as part of its essential services in accordance with 3 AAC 110.630. Budgeting for the refuse disposal plan is not included at this time, because municipal incorporation must be established in order to have the legal capacity to manage the facility successfully.
2. The City of Edna Bay intends to assume control of the Edna Bay Emergency Response; which includes the fire department, emergency medical service, search and rescue, as well as all other responsibilities of the Edna Bay Community non-profit corporation according to 3 AAC 110.630.
3. The Edna Bay Community non-profit corporation has been the de facto government for the community for nearly 30 years. Over the years EBC has received Revenue Sharing, various grants and community donations and has monetary and physical assets of approximately \$200,000.00

It is proposed that upon favorable vote for incorporation, the community non-profit corporation will vote to cease operations and move all assets and liabilities to the City. Money has been budgeted to conduct a formal audit of the EBC books before transfer to the City.

4. The City will enter into a management agreement with the State of Alaska Department of Transportation for the purpose of collecting moorage fees and maintaining the harbor facility. A volunteer harbormaster will be responsible for remitting collected fees and maintaining order and repairs.
5. At the present time, there are no other entities responsible for providing services. All services currently managed by the non-profit corporation will be assumed by the City of Edna Bay upon municipal incorporation.

## Section 20. REQUEST FOR WAIVER OF THIS SECTION

\*\*\*Edna Bay is in an unorganized borough. As such, it is not necessary to request this waiver, because there are no borough, city, or unorganized borough service area officials to consult regarding our incorporation.

## **Section 21. CITY COUNCIL**

The city council will be composed of seven members elected at-large. The mayor will be elected from the seven by general election.

## **Section 22. FEDERAL VOTING RIGHTS ACT OF 1965 COMPLIANCE INFORMATION**

- 1) Purpose and effect of incorporation as it pertains to voting; we do not see any effect on the voting rights of minorities should the proposed territory incorporate as the second class city of Edna Bay.
- 2) Extent to which the incorporation excludes minorities while including other similarly situated persons; all citizens of Edna Bay have been and will continue to be included in all discussions and may serve on all committees. All meetings are open and times and places are posted at least one week in advance.
- 3) Whether the electoral system of the proposed city fails fairly to reflect minority voting strength; the electoral system of the proposed city will follow all State electoral laws and will include all registered voters in the District. We do not foresee any effect on the voting rights of minorities should the proposed territory incorporate.
- 4) Statement concerning the minorities' understanding of English in written and spoken form; we are not aware of any minorities in the territory proposed for incorporation who do not speak or write English. We had no persons at any meetings who did not understand English.
- 5) Population by race and ethnic origin in the territory proposed for incorporation; 97.6% Caucasian, 2.4% Black (Alaska Community Database CIS)

## **Section 23. SUPPORTING BRIEF**

Below is a detailed written statement fully explaining how the incorporation satisfies all the standards set forth in the standards established in AS 29.05.011; AS 29.05.021; 3 AAC 110.005 – 3 AAC 110.042; and 3 AAC 110.900 – 3 AAC 110.920.

The brief addresses each of these standards in detail and explains why the proposed incorporation is good public policy. Assertions are supported with detailed facts, including census data and reports from state or federal agencies.

The brief may also address constitutional principles served by the incorporation proposal, such as the equal-protection clause and the equal-responsibility clause of Article I, section 1 of the Constitution of the State of Alaska.

### ***A – The territory proposed for incorporation as a city includes a bon a fide community***

The community of Edna Bay was established in 1983, after the great logging expeditions of the 1950's. The land that the community currently occupies is located on the Southeastern corner of Kosciusko Island, and was initially part of a large state land disposal sale. Originally established as a fishing community, Edna Bay is developing a more diverse economy that includes lodges and fishing charters, small mills and lumber products, as well as a growing internet based business sector. Many of the original fishermen that came to the bay still reside here today. Edna Bay is in the perfect protected location with excellent access to the local fishing grounds. The numerous desirable attributes of this community lend to continued growth and development.

***B – A reasonable need for local self-government exists in the community***

Many of the residents who have relocated here chose Edna Bay for the lifestyle, nearness to natural resources, the beauty of the area and for subsistence reasons. Lodges, charters, and internet based businesses are beginning to establish here and community growth continues.

During the summer months of May through September, the population of Edna Bay increases notably with summertime residents returning, small businesses resuming work, and the influx of tourists who visit the area. This influx taxes the infrastructure and support services that are currently provided.

Edna Bay Community currently has emergency services that include Fire, EMS, and Search & Rescue. Our emergency services budget is maintained by revenue sharing, grants, and donations. Current financial resources of the community are inadequate to cover insurance and other fixed operating costs. Second class city status would permit our emergency services to enter an insurance pool, receive funding from the City of Edna Bay, and seek other grants that would permit expansion of their functions to further protect life and property in the area.

The Community of Edna Bay, very dependent upon our harbor for access to the outside world, presently finds itself with a very old, inefficient, and inadequate dock. The current dock is in a state of disrepair and in desperate need of structural reorganization. Fishing vessels, charter boats, freight haulers, and personal watercraft all must compete for space on this limited facility.

Edna Bay has an inadequate boat harbor, with far more boats and small skiffs needing moorage space than is presently available. This creates a management challenge for the community. It is integrally important for the community to be able to enter into an agreement with the Department of Transportation for joint management and maintenance of the facility.

The road and bridges connecting East and West Edna Bay are of the same age and condition as our harbor. Two crucial log stringer bridges are in dire need of replacement, however research as to which governmental authority has jurisdiction over the road right of way has brought to our attention an oversight that was made during planning for the State Land Disposal and later subdivision platting. The road right of way exists as a public access corridor, under no governmental jurisdiction. As such, site control for funding resources cannot be established until city incorporation allows Edna Bay to assume ownership of the right of way.

The community at present has no formal way of planning or directing growth, or of separating various sorts of land use. Moving into the future, we need to be able to designate land use for stable and equitable future development.

There are several primary areas that currently prohibit our current form of government from adequately managing or providing for the needs of the community:

- 1) At its inception there was an oversight by the State of Alaska during the planning and platting for Edna Bay in which the roads were placed into a unique status of public access domain for which no entity has legal jurisdiction. In recent years, several agencies such as the U.S. Forest Service, Department of Natural Resources, and Mental Health Trust have planned for road and bridge improvements in Edna Bay, however they were not able to move forward with their plans due to the legal restrictions they encountered with the road right of way. Municipal incorporation would allow the city to assume ownership and thereby responsibility for management of our road infrastructure.

- 2) The Edna Bay boat harbor is tentatively scheduled to be replaced in the summer of 2013. It is the Department of Transportation's recommendation that the community transition to a second class city and assume primary ownership and management responsibilities for the new facility. Municipal government will allow Edna Bay to qualify for funding resources necessary to provide for future expansion.
- 3) Edna Bay currently has no land available to site our public facilities. Lots that were set aside during the initial planning and platting of the community have been traded to other entities over the years leaving the community with no options for expanding needs. Again, incorporation will provide an avenue for future development of these essential services.
- 4) Almost every state agency we have interacted with has suggested it would be advantageous for Edna Bay to become a second class city to better allow them to work with us in an official capacity. Our current status prohibits most agencies from entering into any legal agreement or contract with a non-profit association.

***C – Services cannot be provided by annexation to an existing city***

Edna Bay is alone on the east side of Kosciusko Island, and is not linked to the rest of Prince of Wales Island, or its road system. As per AS 29.05.021(a), 3 AAC 110.010(b), and 3 AAC 110.982(6), there are no governmental entities in the area that could in any way assist Edna Bay in finding solutions to its problems through annexation to an existing city.

***D & E – The proposed city has the financial and human resources necessary to support a government and necessary services***

The community of Edna Bay has a population of 58 persons in 25 households, which consists of skilled and professional people sufficient to support a local government. Edna Bay is showing a steady trend of growth with six more families currently developing properties and building new homes. The Southeast Island School District employs one teacher and a number of teacher aides. There is a post office and general store. Presently there is one lodge and several rental businesses that provide a full range of accommodations, and one charter business that provides various tour activities.

Numerous support businesses provide a range of other services such as barging, transportation, building contractors, construction & development services, wood products and lumber packages, computer support services, software engineering, and a community government that has functioned successfully since 1985.

***F & G – The boundaries of the proposed city include all land and water necessary to provide essential city services***

The proposed area for incorporation is large enough to provide the full development of essential city services in an efficient and cost effective manner. Adequate land is available to house a city hall, refuse site, and other municipal services as needed. The proposed area for city incorporation is bounded on three sides by federal lands managed by the US Forest Service, and on the south side by the waters of Edna Bay and Davidson Inlet. Most of the inhabited area is accessible by vehicle and will be served by the Edna Bay Emergency Medical Service and Fire Department. The 27.5 square miles of the Edna Bay Proposed City is situated in a single compact block. State, Federal, local, and subdivision roads connect most areas of the proposed city allowing for cost effective access and development.

***H – The boundaries of the proposed city conform as required by 3AAC 110.040(b)***

The proposed boundaries include a present local community and will allow for reasonable projected growth on a scale suitable to provide essential services and a diversity of land uses, including industrial, for at least ten years following the date of incorporation.

There are no entire geographical regions or large unpopulated areas within the proposed city boundaries. Only those areas necessary for providing essential municipal services have been included.

The territory for incorporation is contiguous and contains no enclaves.

***I – The boundaries of the proposed city do not overlap the boundaries of an existing city***

The boundaries of the newly proposed city do not overlap any other local government entity. No other government entities exist along any boundary of the proposed city.

***J – The incorporation of the proposed city will not deny any person rights in accordance with 3 AAC 110.910***

The proposed city incorporation will not deny any person the enjoyment of any civil or political right, including voting rights, because of race, color, creed, sex, or national origin. All residents of the proposed city speak and comprehend the English Language, the language used during all meetings. The council will be formed with an elected 7-member board, with one of the members being elected as the Mayor. All meetings will be advertised in writing one full week in advance, all meetings will be open to the public, and the council members will act as representatives of the population at large as outlined in the city charter.

***K – Incorporation is in the best interest of the State of Alaska***

There are many compelling reasons why incorporation is in the best interests of the State:

- 1) Incorporation will promote maximum self-government by meeting the goals of 3 AAC 110.981(7) and the State Constitution in Article 10, Section 1 allowing Edna Bay to be proactive in fulfilling the desires of the Constitution by taking on these responsibilities where no local government currently exists at this time.
- 2) The incorporation of the City of Edna Bay will provide the necessary change to our legal structure that will allow us to improve government function as an entity with which the State governmental agencies may contact and with whom those agencies may enter into contractual agreements.
- 3) The City of Edna Bay will take ownership and provide maintenance for those facilities that support the community as rapidly as the city can assume that responsibility.

***L - Essential Municipal Services***

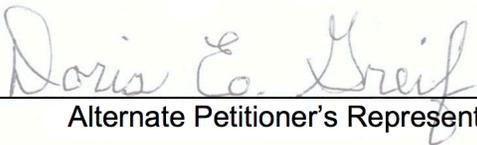
Due to our isolated geographic location, as per 3 AAC 110.970(c), incorporation will allow for provision of essential municipal services; such as EMS, Fire, and administration reasonably necessary to the community that will promote maximum, local self-government and which cannot be provided more efficiently or effectively by the creation or modification of some other political subdivision of the state.



- 13. The supporting brief in Section 23 was prepared by E. Lee Greif.
- 14. The information contained in the petition for incorporation is complete, true and accurate to the best of my knowledge.

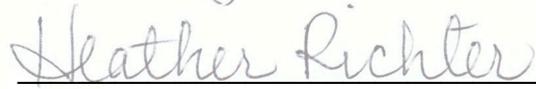
  
\_\_\_\_\_  
Petitioner's Representative (Signature)

Ernest Lee Greif  
#2 Limestone Place, Edna Bay, AK 99950 (Printed Name)

  
\_\_\_\_\_  
Alternate Petitioner's Representative (Signature)

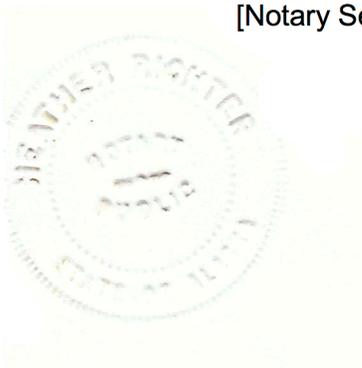
Doris E. Greif  
#2 Limestone Place, Edna Bay, AK 99950 (Printed Name)

SUBSCRIBED AND SWORN TO before me on February 1, 2013.

  
\_\_\_\_\_  
Notary Public in and for Alaska

My Commission Expires: March 21, 2016

[Notary Seal]



## **EXHIBIT A**

### **SIGNATURES OF QUALIFIED VOTERS**

This exhibit contains the signatures and resident addresses of qualified voters seeking incorporation who live within the boundaries of the proposed city. The required number of voters who must sign the petition is based on the number who voted in the territory in the last general election.

The number of signatures in this exhibit must equal at least 15 percent of the number who voted in the territory proposed for incorporation during the last general election conducted by the State of Alaska, or 25 qualified voters, whichever is greater.

**To help verify your voter- registration status, please:**

- Sign your name as it is listed in the State voter registration records
- Print your name legibly
- List numerical identifier such as your State of Alaska voter ID or driver's license; or date of birth; or last four digits of your Social Security number
- List your residence address (e.g. street number, milepost) – do **not list a post office or other mail box.**

WE, THE UNDERSIGNED, hereby petition for the incorporation of the city as set out in the complete petition. Further, we affirm that

1. we are registered voters of the State of Alaska;
2. we currently maintain our principal place of residence within the territory proposed for incorporation; and
3. we have reviewed the complete petition for incorporation, including all exhibits and we understand its terms.

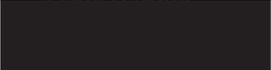
**IMPORTANT:** review the first page of this exhibit for instructions and affirmations before signing.

**WE, THE UNDERSIGNED,** hereby petition for the incorporation of the city described in the complete petition. Further, we swear or affirm the statements made in page one of this exhibit.

  
Signature

Phil Misner  
Printed Name

201 W Davidson Ave  
Residence Address (or equivalent)

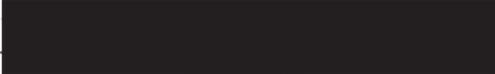
  
Numerical identifier

  
Signature

Evelyn Widmyer  
Printed Name

Green Island Way  
Residence Address (or equivalent)

  
Numerical identifier

  
Signature

Curtis Greif  
Printed Name

#2 Limestone Place  
Residence Address (or equivalent)

  
Numerical identifier

  
Signature

Brian M. Poelstra  
Printed Name

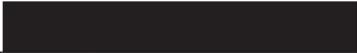
203 West Davidson Ave. Edna Bay AK, 99950  
Residence Address (or equivalent)

  
Numerical identifier

  
Signature

Spencer Lenkin  
Printed Name

101 Williams Way Edna Bay, AK  
Residence Address (or equivalent)

  
Numerical identifier

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**WE, THE UNDERSIGNED, hereby petition for the incorporation of the city described in the complete petition. Further, we swear or affirm the statements made in page one of this**

[Redacted Signature]

Signature

Stacia L. Misner

Printed Name

201 W. Davidson, Edna Bay, AK

[Redacted Numerical Identifier]

Residence Address (or equivalent)

Numerical identifier

[Redacted Signature]

Signature

GERRY MISNER

Printed Name

201 W. DAVIDSON AVE.

[Redacted Numerical Identifier]

Residence Address (or equivalent)

Numerical identifier

[Redacted Signature]

Signature

Michael Brown

Printed Name

#1 Holbrook Place  
Block 11 Lot 1 EDB AK 99950

[Redacted Numerical Identifier]

Residence Address (or equivalent)

Numerical identifier

[Redacted Signature]

Signature

Scott Palmer

Printed Name

#1 GREEN ISLAND WAY EDNA BAY AK 99950

[Redacted Numerical Identifier]

Residence Address (or equivalent)

Numerical identifier

[Redacted Signature]

Signature

Spencer Richter

Printed Name

1508 His Way Ln Edna Bay AK 99950

[Redacted Numerical Identifier]

Residence Address (or equivalent)

Numerical identifier

**IMPORTANT:** review the first page of this exhibit for instructions and affirmations before signing.

**WE, THE UNDERSIGNED,** hereby petition for the incorporation of the city described in the complete petition. Further, we swear or affirm the statements made in page one of this exhibit.

  
Signature

Pat Richter  
Printed Name

1508 His Way Lane Edna Bay AK  
Residence Address (or equivalent)

  
Numerical identifier

  
Signature

Heather Richter  
Printed Name

1508 His Way Lane Edna Bay, AK 99950  
Residence Address (or equivalent)

  
Numerical identifier

  
Signature

KAREN M. WILLIAMS  
Printed Name

Lt. 10 BIK 14 Edna Bay, AK.  
Residence Address (or equivalent)

  
Numerical identifier

  
Signature

ALAN S. HENSON  
Printed Name

LOT #5 BLK #15 EDB 99950  
Residence Address (or equivalent)

  
Numerical identifier

  
Signature

Sandy Henson  
Printed Name

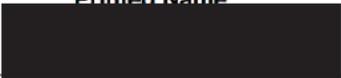
Lot 5 Block 15 EDB, AK 99950  
Residence Address (or equivalent)

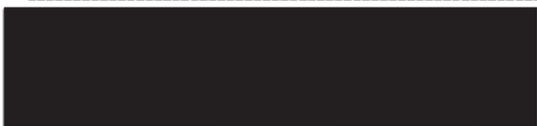
  
Numerical identifier

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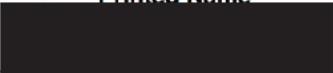
  
Signature  
#2 Limestone Place  
Edna Bay, AK 99950-0040  
Residence Address (or equivalent)

Ernest Lee Greif  
Printed Name  
  
Numerical identifier

  
Signature  
#2 Limestone Place  
Edna Bay, AK 99950-0040  
Residence Address (or equivalent)

Doris E Greif  
Printed Name  
  
Numerical identifier

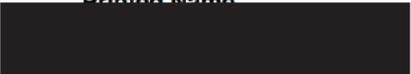
  
Signature  
106 Williams Way  
Edna Bay, AK 99950  
Residence Address (or equivalent)

Michael L. Williams  
Printed Name  
  
Numerical identifier

  
Signature  
8044 Davidson Ave. Lot #8044  
Edna Bay, AK 99950  
Residence Address (or equivalent)

Russ Bartels  
Printed Name  
  
Numerical identifier

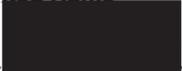
  
Signature  
8044 Davidson Ave. Lot #8044  
Edna Bay, AK 99950  
Residence Address (or equivalent)

Charleen Bartels  
Printed Name  
  
Numerical identifier

**IMPORTANT:** review the first page of this exhibit for instructions and affirmations before signing.

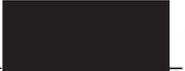
**WE, THE UNDERSIGNED,** hereby petition for the incorporation of the city described in the complete petition. Further, we swear or affirm the statements made in page one of this exhibit.

 Signature Sharon M. Wargi Printed Name  
8043 W Davidson Ave Edna Bay Ak Residence Address (or equivalent)  Numerical identifier

 Signature Joseph L. Wargi Printed Name  
8043 W Davidson Ave Edna Bay AK. Residence Address (or equivalent)  Numerical identifier

 Signature Richard S. WARGI Printed Name  
8043 W. DAVIDSON EDNA BAY AK Residence Address (or equivalent)  Numerical identifier

 Signature Teren R Poelstra Printed Name  
203 W. Davidson Ave. Edna Bay Ak Residence Address (or equivalent)  Numerical identifier

 Signature Terry M. Poelstra Printed Name  
203 W. Davison Ave. Edna Bay, AK. Residence Address (or equivalent)  Numerical identifier

**IMPORTANT:** review the first page of this exhibit for instructions and affirmations before signing.

**WE, THE UNDERSIGNED,** hereby petition for the incorporation of the city described in the complete petition. Further, we swear or affirm the statements made in page one of this exhibit.

 Signature  
Jay L. Towne  
Printed Name  
321 Green Island Way, Edna Bay AK,  Numerical identifier  
Residence Address (or equivalent)

 Signature  
Myla R. Poelstra  
Printed Name  
203 W. Davidson Ave, Edna Bay, AK  Numerical identifier  
Residence Address (or equivalent)

 Signature  
Tyler M. Poelstra  
Printed Name  
203 W. Davidson Ave, Edna Bay, AK  Numerical identifier  
Residence Address (or equivalent)

 Signature  
Logan Richter  
Printed Name  
1508 His Way Lane, Edna Bay, AK 99950  Numerical identifier  
Residence Address (or equivalent)

 Signature  
Louise M. Davidson  
Printed Name  
1 Kosciuszko Dr., Edna Bay, AK  Numerical identifier  
Residence Address (or equivalent)

**IMPORTANT:** review the first page of this exhibit for instructions and affirmations before signing.

**WE, THE UNDERSIGNED,** hereby petition for the incorporation of the city described in the complete petition. Further, we swear or affirm the statements made in page one of this exhibit.

 \_\_\_\_\_  
Signature

John M. Dodson  
\_\_\_\_\_  
Printed Name

8042 Davidson Ave. Edna Bay Alaska  
\_\_\_\_\_  
Residence Address (or equivalent) 99750

 \_\_\_\_\_  
Numerical identifier

 \_\_\_\_\_  
Signature

Bill A. Dodson  
\_\_\_\_\_  
Printed Name

8042 Davidson Ave  
\_\_\_\_\_  
Residence Address (or equivalent) Edna Bay AK

 \_\_\_\_\_  
Numerical identifier

 \_\_\_\_\_  
Signature

Roger L. DiPaolo, Jr.  
\_\_\_\_\_  
Printed Name

1 Kosciuszko Drive, Edna Bay, AK  
\_\_\_\_\_  
Residence Address (or equivalent)

 \_\_\_\_\_  
Numerical identifier

-----

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Residence Address (or equivalent)

\_\_\_\_\_  
Numerical identifier

-----

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Residence Address (or equivalent)

\_\_\_\_\_  
Numerical identifier



**EXHIBIT B**  
**DOCUMENTATION OF THE NUMBER OF VOTERS**  
**IN TERRITORY PROPOSED FOR INCORPORATION**

A letter from the State of Alaska Division of Elections or other documentation indicating the number of qualified voters living in the territory is attached.

Director's Office  
PO Box 110017  
Juneau, Alaska 99811-0017  
907.465.4611 907.465.3203 FAX  
[elections@alaska.gov](mailto:elections@alaska.gov)



Regional Offices  
Anchorage 907.522.8683  
Fairbanks 907.451.2835  
Juneau 907.465.3021  
Nome 907.443.5285

STATE OF ALASKA  
**Division of Elections**  
Office of the Lieutenant Governor

December 13, 2012

Doris Greif  
PO Box EDB  
Ketchikan, Alaska 99950

Dear Ms. Greif:

This letter is to provide you with information on the number of voters registered in Edna Bay and the voter turnout for the same voters in the 2012 General Election.

According to our Voter Registration and Election Management System and the Voter History as recorded for the 2012 General Election, there are 44 voters registered to vote in Edna Bay of which 27 voted in the November 6, 2012 election.

Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Lauri Wilson".

Lauri Wilson  
Election Coordinator

cc: Alyce Houston, Region I Election Supervisor

**EDNA BAY COMMUNITY**  
**FINANCIAL REPORT**

**FY 2012 BUDGET SUMMARY – ACTUAL REVENUES**

**OUTSIDE REVENUE SOURCES:**

State of Alaska Shared Revenues	\$ <u>49,047.00</u>
State of Alaska RUBA Training Reimbursement	\$ <u>1,981.38</u>
SEREMS FY2012 Mini Grant	\$ <u>1,518.87</u>
Interest	\$ <u>111.64</u>
Total Outside Revenues	\$ <u>52,658.89</u>

**LOCAL REVENUE SOURCES:**

Sale of Misc. Items	\$ <u>1,658.50</u>
EMS Training Fees	\$ <u>275.00</u>
Total Local Revenues	\$ <u>1,933.50</u>
<b>TOTAL FY 2012 OPERATING REVENUES</b>	\$ <u>54,592.39</u>
Prior Year Cash Balance	\$ <u>85,232.55</u>
<b>TOTAL CASH AVAILABLE FY 2012</b>	\$ <u>139,824.94</u>

**FY 2012 BUDGET SUMMARY – ACTUAL EXPENDITURES**

Administration	\$ <u>666.25</u>
Travel	\$ <u>7,282.24</u>
Road Maintenance	\$ <u>11,300.00</u>
Harbor Maintenance	\$ <u>20,367.95</u>
Postal	\$ <u>6,720.00</u>
Public Safety (Fire, EMS, Search & Rescue)	\$ <u>1,518.87</u>
<b>TOTAL FY 2012 OPERATING EXPENDITURES</b>	\$ <u>47,855.31</u>
End of Year Cash Balance	\$ <u>91,969.63</u>

**City of Edna Bay Public Facilities –**



Harbor



Breakwater



Seaplane Float



Harbor Ramp



Harbor Access



Grid



Edna Bay School



Store & Post Office



Public Safety Bldg.



Community Shop



Church