

By: A. Strawn
Introduced: May 15, 2023
Public Hearing: June 5, 2023
Action: Passed

**MATANUSKA-SUSITNA BOROUGH
PLANNING COMMISSION RESOLUTION NO. 23-29**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH PLANNING COMMISSION RECOMMENDING FAILURE OF AN ORDINANCE ADDING CHAPTER 17.11 - SEX OFFENDERS, TO PROHIBIT REGISTERED SEX OFFENDERS FROM ESTABLISHING PERMANENT RESIDENCE WITHIN 1,000 FEET OF SCHOOLS, DAYCARE FACILITIES, AND PUBLIC PARKS.

WHEREAS, the purpose of this ordinance is to impose several restrictions on where individuals registered as sex offenders in the State of Alaska may live within the Matanuska-Susitna Borough; and

WHEREAS, the State of Alaska requires sex offenders that pose a danger to society to register but does not categorically impose restrictions on where those on the registry are permitted to live; and

WHEREAS, there is substantial public and community debate regarding the risks posed by sex offenders living near where children congregate; and

WHEREAS, adoption of this amendment to Title 17 may not comply with the constitutional protections afforded to registered sex offenders under Alaska's rights to assembly, particularly with familial relationships; and

WHEREAS, this amendment contains provisions designed to prevent registered sex offenders from living in areas where children congregate; and

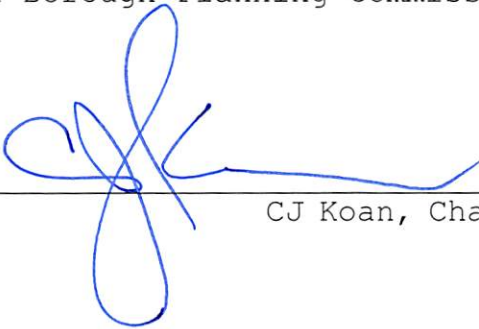
WHEREAS, there is a growing body of evidence indicating that residence restrictions creates unintended consequences for sex offenders and the community they live in; and

WHEREAS, there is very little evidence demonstrating that residence restrictions are a viable strategy for reducing sex crimes, preventing recidivism, or protecting children; and

WHEREAS, implementation of this ordinance would create considerable additional work for the Borough's IT, Planning, and Legal department.

NOW, THEREFORE, BE IT RESOLVED that the Matanuska-Susitna Borough Planning Commission recommends failure of an ordinance adding Chapter 17.11 - Sex Offenders, to prohibit registered sex offenders from establishing permanent residence within 1,000 feet of schools, daycare facilities, and public parks.

ADOPTED by the Matanuska-Susitna Borough Planning Commission
this 19th day of JUNE 2023.

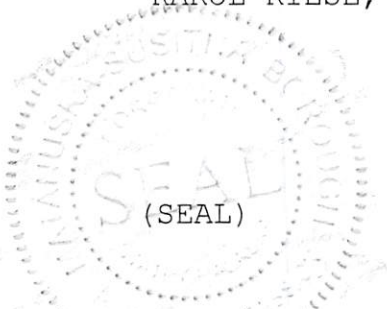


CJ Koan, Chair

ATTEST



KAROL RIESE, Planning Clerk



YES: Glenn
Allen
Koan
McCabe
Fernandez

NO: Scoggin