

Introduced by: Mayor
Date: August 21, 1973 TABLED
Hearing: August 21
Tabled: August 21, 1973

KENAI PENINSULA BOROUGH

ORDINANCE 73-42

AN ORDINANCE TO REMOVE ANY RESTRICTION OF USE UNDER THE ZONING ORDINANCES OF THE KENAI PENINSULA BOROUGH WHERE THE AREA DEVOTED TO THE USE IS SITUATED 300 FEET OR OVER FROM THE NEAREST PROPERTY LINE OF THE LAND.

WHEREAS, it is the opinion of this assembly that where a landowner owns sufficient land in one parcel so that uses he may desire to make of such land may be separated from land owned by any other party or parties by a distance of 300 feet or more, he should not be prohibited by zoning ordinances from making any desired use of said land; and

WHEREAS, the situation has now arisen where such a use would be prohibited by the zoning ordinance and which might be harmful and adverse to the public welfare in that it might cause a lengthy delay in construction of the bridge across the Kenai River;

NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1: That Chapter 20.10 of the Kenai Peninsula Borough Code of Ordinances is hereby amended by adding a new section to read as follows:


Section 20.10.12. Notwithstanding any other provisions of the zoning ordinances of the Kenai Peninsula Borough, no restriction of use thereunder shall be applicable to any area of land where the owner of said land owns a large enough tract of land so that the area devoted to such use is situated 300 feet or more from his nearest property line.

Section 2: The assembly hereby finds and declares that due to a threat of stoppage of work on the

Kenai Peninsula bridge that an emergency exists
and that this ordinance shall be introduced,
hearings held thereon, and adopted to be effective
immediately on adoption.

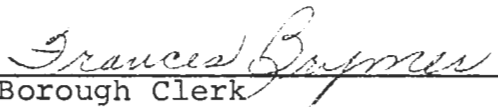
Tabled

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA
BOROUGH THIS 21 DAY OF August, 1973.



Assembly President

ATTEST:



Borough Clerk