

Introduced by: Mayor  
Date: September 4, 1973  
Hearing: October 9, 1973  
Failed: October 9, 1973

KENAI PENINSULA BOROUGH

ORDINANCE 73-46

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 AND FROM THE CENTERLINE OF ANY PUBLIC ROAD.

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;

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 so long as 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 and 300 feet or more from the centerline of any public road.

Section 2: This ordinance shall become effective on enactment.

FAILED ADOPTION

~~ADOPTED~~ BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH  
THIS 9th DAY OF October, 1973.

  
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Assembly President

ATTEST:

  
\_\_\_\_\_  
Borough Clerk

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