

Introduced by: Mayor
Date: October 12, 1976
Hearing: November 16, 1976
Action: Enacted as Amended
Vote: 106.83 Yes, 20.67 No

KENAI PENINSULA BOROUGH

ORDINANCE 76-62

AN ORDINANCE ESTABLISHING THE BEAR CREEK FIRE SERVICE AREA TO PROVIDE FIRE PROTECTION SERVICES, AND PROVIDING FOR AN ELECTED BOARD.

WHEREAS, the assembly finds that fire protection services are needed within the proposed service area and that such services can best be provided by the establishment of a service area of the borough and such services cannot be provided by an existing service area, by annexation to a city, or by incorporation as a city; and

WHEREAS, a public hearing was held by the assembly on September 21, 1976, in Seward to determine the necessity for this service area; Now Therefore,

BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. Title 16 of the Kenai Peninsula Borough Code of Ordinances is amended to add a new chapter to read:

CHAPTER 16.32. BEAR CREEK FIRE SERVICE AREA

Section 16.32.010. Boundaries. There is hereby established pursuant to AS 29.63.090 a service area

within the borough designated the "Bear Creek Fire Service Area", in that portion of the borough described as follows:

All of Sections 1, 12, 13, 14, 22, 23, 24, 25, 26, 36, NE-1/2 Sec. 27 (cut diagonally from NW corner to SE corner), NE-1/2 Sec. 35 (cut diagonally from NW corner to SE corner), and all of Protracted Sec. 21, T.1N, R.1W, S.M.; all of Sections 7, 18, and all of Protracted Section 6, T.1N, R.1E, Seward Meridian, and containing 9600 acres, more or less.

Section 16.32.020. Board of Directors. (a) There is hereby established a board of directors for the Bear Creek Fire Service Area composed of five (5) members who shall be nominated and elected by the qualified voters of the service area in the manner provided for candidates for assemblymen in the Borough Code of Ordinances, except that members of the board shall be residents of the borough within the service area.

(b) The board shall meet periodically at regular and special meetings called by the board. All meetings shall be open to the public as provided by law.

Section 16.32.030. Terms and qualifications. (a) A member of the board of directors shall be elected for a term of three (3) years and shall serve until his successor has been elected and sworn to assume the duties of the office, except that the first board shall contain at least two staggered terms as designated in the ordinance providing for the election.

Section 16.32.040. Powers and Duties. The board of directors of the service area, subject to assembly approval, and appropriation of funds, shall supervise the fire services within the service area and shall advise the mayor and the assembly concerning the administration and operation of the service area.


Section 2. In the event that the service area is approved by the voters in the service area, the assembly shall enact an ordinance providing for the organization and the rules and regulations to govern the service area.

Section 3. This ordinance is effective after enactment, and upon approval by the voters of the service area at a special election to be held on January 25, 1977.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS 16 DAY OF November, 1976.


Clarence E. Johnson, Assembly President

ATTEST:


Borough Clerk

