

78-19

INFORMATIONAL DATA SHEET FOR ORD. ~~77~~-\_\_\_\_\_

ADMINISTRATIVE COSTS: \_\_\_\_\_

CITIZENRY EFFECT:

Group Affected: Kenai Peninsula Borough Citizens

\_\_\_\_\_  
\_\_\_\_\_

Nature & Effect on Each Group: Will assist in the  
clarification of legal descriptions

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\_\_\_\_\_

INTRODUCING AUTHORITY:

Kenai Peninsula Borough Assembly

By: *Douglass*

(Per Ord. 76-15;  
Enacted 4/20/76)



Introduced by: Douglas  
Date: April 18, 1978  
Hearing: May 16, 1978  
Vote: Enacted as Amended  
Action: 104 "Yes", 13 "No"

KENAI PENINSULA BOROUGH

ORDINANCE 78-19  
(SUBSTITUTE)

AN ORDINANCE TO AMEND SECTION 1.12.020 OF THE KENAI PENINSULA BOROUGH CODE OF ORDINANCES TO PROVIDE CLARIFICATION OF U. S. GOVERNMENT ALIQUOT PART DESCRIPTIONS OF LAND, AND PLATTED SUBDIVISION LOTS.

WHEREAS, many items for the Assembly's consideration involve land within the Borough; and

WHEREAS, much of the land subdivided refers to lots, blocks, and additions to named subdivisions for purposes of identification; and

WHEREAS, many land descriptions coming to the attention of the Assembly and the general public are stated in terms of U. S. Government Survey aliquot parts descriptions; and

WHEREAS, such U. S. Government aliquot parts lands descriptions are difficult for the layman to identify with any particular location,

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

Section 1. Section 1.12.020 of the Borough Code is amended by adding subparagraph to be numbered 1.12.020(H) (3) as follows:

3. Whenever a property description is referred to in an ordinance or resolution or memorandum furnished to the assembly for consideration, or in a public notice published by or for the Borough Planning Commission, or an advisory planning and zoning commission, the property descriptions within subdivisions shall state, the subdivision name and plat number, and the block, and lot number in the subdivision. When the property description is stated in terms of a U. S. Government Survey aliquot parts description, such

land description shall be accompanied by a statement which sets out points of common knowledge such as community locations, shopping centers, business establishments, or other buildings or points which will assist in identifying the location of the subject land and the general area of the borough in which the land is located.

Section 2. Section 1.12.020 of the Borough Code is hereby amended by adding a subsection to be numbered 1.12.020(H) (4) as follows:

4. For the purposes of this ordinance, aliquot parts are defined as a 1/2 (320 acres), 1/4 (160 acres), 1/8 (80 acres), 1/16 (40 acres), 1/32 (20 acres), or 1/64 (10 acres) rectangular portion of a regular U.S. Survey section and which are described by standard aliquot parts descriptions.

Section 3. Section 1.12.020 of the Borough Code is hereby amended by adding a subsection, to be numbered 1.12.020(H) (5) as follows:

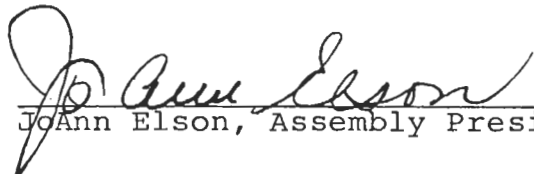
5. When it is not possible to describe real property by reference to a plat or to common points of knowledge the ordinance, resolution, public notice or memorandum shall state the distance from, and general relationship to, the nearest common points of knowledge.

Section 4. Section 1.12.020 of the Borough Code is hereby amended by adding a subsection, to be numbered 1.12.020(H) (6) as follows:

6. Section 1.12.020(H) (3) (4) (5) shall not apply to real property tax foreclosures, notices or other tax procedures where the identification of the real property is by tax parcel numbers.

Section 5 . This ordinance shall become effective immediately upon adoption.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH  
THIS 16th DAY OF MAY, 1978.

  
JoAnn Elson, Assembly President

ATTEST:

  
Francis Bremer  
Borough Clerk