

Introduced by: Hille
Date: March 20, 1979
Hearing: April 17, 1979
Vote: 117 "YES", 18 "NO"
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 79-16

AMENDING SECTION 16.04.040 OF THE BOROUGH CODE OF ORDINANCES TO PROVIDE FOR PUBLIC HEARING TO DETERMINE THE NECESSITY OF PROPOSED SERVICE AREAS BY A SPECIAL COMMITTEE OF LESS THAN THE WHOLE ASSEMBLY.

WHEREAS, the Assembly is required to hold a public hearing to consider the necessity for a proposed service area after a valid petition has been filed with the Borough Clerk; and

WHEREAS, the purpose of such public hearing is to hear the interested persons favoring or opposing the proposed service area; and

WHEREAS, such fact finding based on the public advice and suggestions can be accomplished by a special committee which will provide its findings to the Assembly as a whole; and

WHEREAS, a public hearing before the whole Assembly limits the mobility of the hearing agency and the scheduling of hearings in the locale of the affected community;

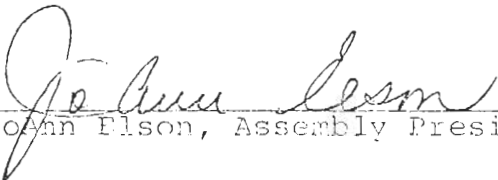
NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That Section 16.04.040 of the Borough Code of ordinances which provides for the public hearing on a valid petition proposing a new service area, is amended by enacting a new paragraph at the end of the present section, to read:

The public hearing provided for in this section may be held by a special committee of less than the whole assembly; provided that the special committee shall make a report of its findings and recommendations to the whole assembly at a regular meeting prior to the assembly's action on the proposed service area. The president of the assembly shall appoint the members of the special committee to hold the public hearing at a time and place fixed by the assembly.

Section 2. That this Ordinance takes effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS 17 DAY OF April, 1979.


JoAnn Elson, Assembly President

ATTEST:


Borough Clerk