

Introduced by: Long
Date: October 30, 1979
Hearing: Failed to be set for
Vote: Hearing, 10-30-79
Action:

KENAI PENINSULA BOROUGH

ORDINANCE 79-66

PROVIDING FOR THE REPEAL OF ORDINANCE 79-53 AND RESOLUTION 79-153.

WHEREAS, Judge Moody, Superior Court Judge, of the Third Judicial District, State of Alaska, at a hearing held on October 19, 1979, enjoined the Borough of Kenai from conducting the land lottery and sale as promulgated in Ordinance 79-53 and Resolution 79-153; and

WHEREAS, Judge Moody indicated that probable constitutional problems existed in Ordinance 79-53 and Resolution 79-153, he enjoined and restrained the Borough from holding the land lottery and sale scheduled on October 20, 1979, until such time as a full hearing on constitutional issues could be held; and

WHEREAS, the Assembly recognizes the necessity of correcting or eliminating any constitutional difficulties contained within the Ordinance and Resolution;

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

1. That Ordinance 79-53 and Resolution 79-153 be repealed.