

Introduced by: Mayor
Date: Nov. 4, 1980
Hearing: Dec. 2, 1980
Vote: Unanimous
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 80-59

MAKING TECHNICAL CORRECTIONS TO TITLE 21.20 OF THE BOROUGH CODE, RELATING TO ZONING HEARINGS AND APPEALS.

WHEREAS, Section 21.20.020 of the Borough Code requires that a protested zoning change may be upheld by the favorable vote of seven (7) of the Borough Assembly; and

WHEREAS, the Assembly consisted of 7 members in 1966 when Section 21.20.020 was first enacted; and

WHEREAS, the Assembly now consists of sixteen (16) members and a majority vote requires nine (9) affirmative votes;

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

Section 1. That Section 21.20.020 of the Borough Code is amended to read:

21.20.020 Amendment or change of regulations--Protests
--Effect--Applicability of provisions. If there is a protest against a change, signed by the owners of 20 percent or more either of the area of the lots included in the proposed change, or by the owners of 20 percent or more of the area of the lots immediately abutting either side of the territory included in the proposed change, or separated from it by an alley or street, the amendment may not become effective except by the favorable vote of [7 MEMBERS] a simple majority of the full assembly. The provisions relating to public hearings and notice apply to all changes or amendments.

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

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 2nd DAY OF December, 1980.

Paul A. Frick
Assembly President

ATTEST:

Frances Brymer
Borough Clerk