

ORDINANCE CERTIFICATION

I certify that upon final enactment of Ordinance No. 81-36 of the Kenai Peninsula borough, this certification of the actions taken by me conforms with the rules and regulations governing ordinances.

1. Publication: Publication has been made by causing a summary of this ordinance to be inserted one time in a newspaper of general circulation in the borough. One copy of this ordinance as set for hearing, together with Notice of Hearing has been mailed to the city clerks of each first class city in the borough and to each postoffice in the borough with a request for posting on the City Hall and Post Office bulletin boards for 10 days immediately following receipt.
2. After adoption of this ordinance, one copy will be mailed to the city clerk of each first class city in the borough.

This ordinance was enacted by the assembly of the Kenai Peninsula Borough on the 19 day of May, 1981 and will become effective retroactive to January 1, 1981.

Francis B. B. B.
Borough Clerk

Date:

6-2-81

Introduced by: Fischer, Davis &
Sikorski
Date: April 14, 1981
Hearing: May 19, 1981
Vote: 11 Yes, 2 No
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 81-36

PERTAINING TO THE BOARD OF EQUALIZATION, THE FIXING OF A QUORUM, AND PROVIDING COMPENSATION FOR MEMBERS OF THE BOARD OF EQUALIZATION.

WHEREAS, the Assembly sits as the Board of Equalization to hear appeals from the Assessor's determination of property values; and

WHEREAS, the scheduling of the hearings of the Board of Equalization has frequently precluded many Assembly members from attending all Board of Equalization meetings; and

WHEREAS, the duties of the Board of Equalization are over and above the usual legislative duties of the Assembly; and

WHEREAS, prolonged deliberations of the Board of Equalization justify some compensation for the performance of this function; and

WHEREAS, it is desirable that the procedure for the Board of Equalization set forth that a quorum of the Assembly can sit as the Board of Adjustment;

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

Section 1. That Section 5.12.040 of the Borough Code of ordinances is amended to read:

5.12.040 Assessment -- Appeal procedure -- Board of Equalization Authority. A. Appeals for relief from any alleged errors in the valuation, overcharge, or omission or neglect of the Assessor shall be taken to the Borough Assembly sitting as the Board of Equalization. Notice of appeals shall be in the form of a petition, said form to be adopted or altered from time to time by resolution of the Assembly. Copies shall be made available free of charge by the Borough Clerk.

B. A quorum of the full Assembly must be present in order for the Board of Equalization to convene. All actions of the Board of Equalization shall be taken by majority vote of the quorum.

C. The Board of Equalization shall meet between the hours of 6:00 P.M. and 12:00 P.M. from day to day until the hearings of appeals are concluded, unless the Board of Equalization shall provide a different schedule of hearings, and may adjourn from time to time until all of the appeals are heard.

D. The Assembly members who attend and participate in sessions of the Board of Equalization shall be compensated at the rate of \$100 per session attended in its entirety, in addition to the allowances for expenses provided elsewhere in this code.

Section 2. This ordinance is retroactive to January 1, 1981.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
ON THIS 19 DAY OF May, 1981.

Paul A. Fischer
Paul Fischer, Assembly President

ATTEST:

Francesca Bryner
Borough Clerk