

Introduced by: Mayor
Date: Aug. 3, 1982
Hearing: Sept. 7, 1982
Vote: Unanimous
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 82-68

AMENDING KPB 17.04.030 OF THE BOROUGH CODE OF ORDINANCES RELATING TO LAND DISPOSAL HEARINGS BY THE PLANNING COMMISSION.

WHEREAS, Title 17, Chapter 4 of the Borough Code of ordinances provides for the classification and disposition of Borough lands; and

WHEREAS, Ordinance 82-23 enacted on May 4, 1982 provides for and authorizes the disposition of Borough selected lands by negotiated sale; and

WHEREAS, the applicants for negotiated sales must meet certain criteria established in the ordinance; and

WHEREAS, the Planning Commission has been delegated the authority under the ordinance to conduct hearings on the merits of each application; and

WHEREAS, approximately 40 applications have been filed which require the initial hearing of the Planning Commission; and

WHEREAS, separate hearings of this number of applications would entail a long delay in effectuating the ordinance; and

WHEREAS, the Assembly finds that it is necessary to delegate authority to the Planning Commission which will enable it to hold hearings on the applications on the negotiated sales in a more expeditious manner than individual hearings on each application by the full Planning Commission; and

WHEREAS, the Assembly finds that the essential fact-findings and recommendations can be made by subcommittees reporting to the full Planning Commission; and

WHEREAS, this procedure will enable the Borough to act upon the applications for negotiated sales in a more timely manner;

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

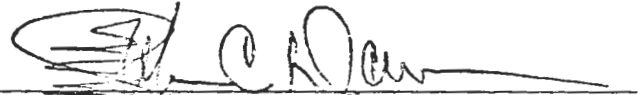
Section 1. That KPB 17.04.030 of the Borough Code of ordinances is amended by adding a subsection C to read:

C. The Planning Commission is authorized to undertake any required fact-finding inquiries or to hold any

required public hearings by committees which are
comprised of less than a committee of the whole Planning
Commission or of a quorum of the Planning Commission when
designated and appointed by the chairman of the Planning
Commission; provided however, that these findings and
recommendations and required public hearings may only
be considered or accomplished or acted upon at a regular
public meeting before a duly constituted quorum of the
Planning Commission or before the Planning Commission
sitting as a committee of the whole.

Section 2. That this ordinance takes effect on the date
of its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON
THIS 7th DAY September, 1982.



John C. Davis, Assembly President

ATTEST:


Borough Clerk