

Introduced by: Crawford  
Date: May 3, 1983  
Hearing: Jun. 7, 1983  
Vote:  
Action:

KENAI PENINSULA BOROUGH

ORDINANCE 83-27 (AMENDED)

ENACTING KPB 10.16.010 TO APPROVE SELDOVIA ORDINANCES PROTECTING ITS WATER SUPPLY AND WATERSHED.

WHEREAS, AS 29.48.037(b) authorizes a municipality to enact ordinances to protect its water supply and watershed and enforcing such ordinances outside its boundaries, subject however to the requirement that such power may be exercised within the boundaries of another municipality only after the approval of that municipality has been given by ordinance; and

WHEREAS, the City of Seldovia has enacted ordinances contained in Chapter 13.70 of the City of Seldovia Code of Ordinances to be known as the "Seldovia Watershed Protection Ordinance" which provides for protection of watershed supplies and watersheds within the Kenai Peninsula Borough and outside limits of the City of Seldovia; and

WHEREAS, in order that the City of Seldovia may enforce said ordinances, it is necessary pursuant to the above cited statute that the Kenai Peninsula Borough approve those ordinances by its own ordinance; and

WHEREAS, the health and safety of the citizens of Seldovia are dependent on the enforcement of said ordinance;

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

Section 1. That the Kenai Peninsula Borough Code of Ordinances is hereby amended by adding a new chapter to be numbered 10.16 and entitled "Approval of City Water Protection Ordinances."

Section 2. That the Kenai Peninsula Borough Code of Ordinances is hereby amended by adding a new section to be numbered 10.16.010 which shall read as follows:

10.16.010 Approval of Seldovia's exercise of powers outside the City. Pursuant to the provisions of AS 29.48.037(b), approval is hereby given to Chapter 13.70 of the City of Seldovia Code of Ordinances as adopted in Seldovia Ordinance 82-8 for the purposes of protecting the Seldovia water supply and watershed in areas outside the boundaries of the City of Seldovia. The areas in which these powers

may be exercised are located and described in  
§ 13.70.040 of the City of Seldovia Code of  
Ordinances (Ord. 82-8).

Section 3. That this ordinance takes effect immediately  
upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1983.

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Donald L. McCloud, Assembly President

ATTEST:

\_\_\_\_\_  
Borough Clerk