

Introduced by: Nash
Date: Dec. 2, 1986
Hearing: Jan. 6, 1987
Vote: 9 Yes, 5 No
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 86-103

AMENDING KPB 1.12 TO CLARIFY THE FORM REQUIREMENTS OF ORDINANCES AND RESOLUTIONS.

WHEREAS, the procedures set forth in KPB 1.12 concerning the form for introduction of ordinances and resolutions is incomplete as written and needs to be completed; and

WHEREAS, the present uncodified procedure for amendments by committee, or significant amendments by one assembly person, produces a certain element of hard feelings because the original authorship of the legislation may be lost; and

WHEREAS, the clarification of procedures may expedite the enactment of higher quality legislation;

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

Section 1. That KPB 1.12.020 (A) through (E) is amended to read as follows:

1.12.020 Form requirements. Ordinances and resolutions are introduced in writing in the following form:

A. Numbered consecutively with the name of the individual or committee which initially introduced the principal legislation appearing in the upper right corner of the text and the name of any individual or committee responsible for substantially modifying any pending legislation to appear in parentheses preceeding the word substitute below the number;

B. The title shall clearly identify the subject matter;

C. The enacting clause
i. for ordinances shall state [BE]: "BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:'; and
ii. for resolutions shall state: "BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:";

D. Each major division of the legislative portion of the ordinance or resolution shall be preceeded by a consecutively numbered section commencing with "Section 1." followed [Follow] with word or words,

identifying the subject matter of the section, section text and other sections;

E. The justification or basis for the legislation shall be stated in short plain statements preceded by the word WHEREAS in the preamble of the ordinance or resolution following the title and preceding the enactment clause, and if the legislation [THE ORDINANCE] is passed as an emergency ordinance, then a section stating emergency findings [REQUIRED BY ALASKA STATUTES] shall be inserted prior to the section setting the effective date;

Section 2. That KPB 1.12.020(G) is repealed and reenacted to read as follows:

G. That ordinances shall have an enactment clause which shall read: "ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS _____ DAY OF _____, 19__." All legislation shall have a signature block for the Assembly President and an attestation block for the Borough Clerk.

Section 3. That KPB 1.12.020(H)(3),(4), and (5) are repealed and reenacted as KPB 1.12.030 Real property descriptions. (A)(1),(2), and (3) respectively.


Section 4. That KPB 1.12.020(6) is renumbered as KPB 1.12.030(A)(4) and amended to read as follows:

4. That this subsection [SECTION 1.12.020(H)(3), (4) AND (5)] shall not apply to real property tax foreclosures, notices or other tax procedures where the identification of the real property is by tax parcel numbers.

Section 5. That KPB 1.12.020(H)(1) and (2) are hereby repealed.

Section 6. That this ordinance shall take effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 6th DAY OF January, 1987.


Jonathan W. Sewall, Assembly President

ATTEST:


Borough Clerk

Kenai Peninsula Borough
Ordinance 86-103
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