

Introduced by: Skogstad
Date: November 1, 1988
Hearing: Dec. 6, 1988
Action: WITHDRAWN AT INTRODUCTION
Vote: BY SPONSOR

KENAI PENINSULA BOROUGH

ORDINANCE 88-45

REPEALING CHAPTER 21.12 OF THE BOROUGH CODE, THE NOXIOUS, INJURIOUS OR HAZARDOUS USES ORDINANCE.

WHEREAS, serious problems arise in connection with the administration and application of the noxious, injurious or hazardous uses ordinance in the borough zoning code; and

WHEREAS, regardless of any constitutional question, the vagueness of the standards and lack of procedures to administer the ordinance make it unwise to continue to try to apply the ordinance; and

WHEREAS, it is not in the public interest to continue to have an ordinance that leaves legitimate questions in the public's mind about what types of conduct may or may not be regulated;

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

Section 1. That Chapter 21.12 of the Kenai Peninsula Borough Code of Ordinances entitled Noxious, Injurious or Hazardous Uses, is hereby repealed in its entirety.

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

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS _____ DAY OF _____, 1988.

Jonathan W. Sewall, Assembly President

ATTEST:

Borough Clerk