

Introduced by: Mayor  
Date: Feb. 6, 1990  
Hearing: Mar. 6, 1990  
Vote: 13 Yes, 3 No  
Action: TABLED INDEFINITELY  
3-6-90, Postponed to 4-3-90  
Postponed to 4-17-90

KENAI PENINSULA BOROUGH

ORDINANCE 90-11

AUTHORIZING THE LEASE OF FIVE ACRES AT THE KENAI LANDFILL SITE FOR USE AS A PRIVATELY-OPERATED SOLID WASTE TRANSFER SITE.

WHEREAS, the Kenai Landfill will cease to operate during the next few months; and

WHEREAS, no intermediate transfer site operated by the Kenai Peninsula Borough is proposed at that location or elsewhere in Kenai; and

WHEREAS, Peninsula Sanitation has proposed to establish an intermediate transfer site to be run as a private enterprise on land at the current Kenai Landfill site and has requested that it be allowed to lease five acres at the site for that purpose;

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

Section 1. That the Mayor is authorized to lease approximately five acres at the Kenai Landfill site to Peninsula Sanitation for the purpose of establishing an intermediate transfer site for the collection and sorting of solid waste prior to its final disposal or recycling. The lease shall be for a maximum term of 10 years. The lease payment shall not be less than 6% of the appraised value of the land as an industrial use with the value to be reappraised every three years for the purpose of calculating the lease payments.

Section 2. That the lease be subject to a requirement that the lessee indemnify and hold the Borough harmless from any liability or claims that arise from its operations on the leased premises and that lessee be fully responsible for the condition and use of the land.

Section 3. That the Mayor is authorized to execute and sign such agreements and documents as necessary to enter the lease authorized by this ordinance and may impose such other conditions as he may deem appropriate and in the best interests of the borough.

Section 4. That this ordinance takes effect immediately upon its enactment.

TABLED INDEFINITELY

~~ENACTED~~ BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS  
17th DAY OF April, 1990.

ATTEST:

James W. Skogstad, Assembly President

Borough Clerk