

Introduced by: Glick, Brown,
Superman and Nash
Date: March 6, 1990
Hearing: April 3, 1990
Action: Defeated as Am. w/NOR
Reconsideration: Withdrawn
Vote: by Sponsor

KENAI PENINSULA BOROUGH

ORDINANCE 90-23

AMENDING CHAPTER 10.04 OF THE BOROUGH CODE TO PROVIDE NON-COMMERCIAL FREE PUBLIC USE SOLID WASTE DISPOSAL FACILITIES IN FIRST CLASS AND HOME RULE CITIES

WHEREAS, Alaska Statutes 29.35.050 authorizes municipalities to provide by ordinance for solid waste collection and disposal; and

WHEREAS, the Kenai Peninsula Borough Assembly enacted KPB 10.04.020 to provide for the location of portable and permanent solid waste disposal facilities; and

WHEREAS, the landfill for the City of Seward is scheduled for closing; and

WHEREAS, there are certain high use seasonal recreational areas not currently provided solid waste disposal facilities by the state or federal authorities; and

WHEREAS, the intent of the assembly in enacting KPB 10.04.020 was to provide reasonable access to solid waste facilities for the more populated areas; and

WHEREAS, the further it is to disposal facilities the greater the likelihood of improper disposal and litter; and

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

Section 1. That KPB 10.04.020 be amended to read as follows:

10.04.020 Site selection and procurement--Authority and criteria.

A. The assembly, after receiving advice of the planning commission, shall select sites [MAY INCLUDE SITES] for landfill operations, intermediate disposal facilities, transfer stations, incinerators, composting plants, recycling or reclamation facilities, or any site utilized for the recovery, reduction, consolidation, conversion, processing or disposal of solid waste.

B. The assembly shall select and procure sites for non-commercial free public use solid waste disposal facilities in accordance with a policy of attempting to provide a system whereby:

1.) in the more densely settled areas no haul of more than 15 miles along a major highway would be required to reach a solid waste disposal facility;

2.) facilities will be located in or not more than 3 miles from each first class and home rule city;

Section 2. That this ordinance becomes effective immediately upon enactment.

~~ENACTED~~
DEFEATED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 3rd DAY OF April, 1990.

James W. Skogstad, Assembly President

ATTEST:

Borough Clerk