

Introduced by: Policies &  
Procedures Cmte  
Date: May 1, 1990  
Hearing: Jun. 5, 1990  
Vote: Unanimous  
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 90-34

PROVIDING FOR REVISION OF THE ORDINANCES AND BOROUGH CODE SECTIONS FOR TECHNICAL, STYLE, GRAMMAR AND REFERENCE CORRECTIONS BY THE CLERK.

WHEREAS, the borough code contains numerous citations to the Alaska statutes and these references become outdated due to changes in the statutes; and

WHEREAS, amendments to the borough code can make it desirable to assign different section or chapter numbers for better organization and layout without changing the language of the code provisions; and

WHEREAS, due to changes in the code the section descriptions may no longer be representative of the contents of a section and should be changed so that they better identify the subject matter of a particular section of the code; and

WHEREAS, there are numerous other types of corrections that may be necessary from time to time to provide a well organized and accurate code; and

WHEREAS, these changes are not of the type that alter the substance of the code or that require direct action of the assembly and may be properly delegated to the clerk to handle;

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

Section 1. That a new section to the borough code is enacted to read:

1.02.010 Codification procedure generally. A. Subject to the general policies which may be promulgated by the assembly for the preparation and publication of the cumulative supplements to the code of ordinances of the Kenai Peninsula Borough, the clerk shall have the authority to revise for consolidation into the code of ordinances of the Kenai Peninsula Borough all ordinances of a general and permanent nature enacted by the assembly consistent with the provisions of this section.

B. The clerk shall edit and revise the ordinances for consolidation without changing the meaning of any ordinance in the following manner:

1. Number or renumber sections, parts or sections, articles, chapters and titles;

2. Change the wording of section or subsection titles for purposes of continuity;

3. Change capitalization for purpose of uniformity;

4. Substitute the proper calendar date for "effective date of this ordinance", "date of passage of this ordinance", and other phrases of similar import;

5. Substitute the proper designation for the terms "the preceding section", "this ordinance", and like terms;

6. Strike out figures if they are merely a repetition of written words or vice versa for the purpose of uniformity;

7. Correct manifest errors which are clerical, typographical, or errors in spelling;

8. Correct manifest errors in reference to ordinances;

9. Change sections, when possible, to read in the present tense, indicative mood, active voice, third person, and singular number, or any other necessary grammatical change, including changes to avoid masculine or feminine gender, in the manner generally followed in the code of ordinances;

C. The clerk shall, with the advice and concurrence of the borough attorney, have the authority to correct citations to statutes, laws or regulations of the United States or the State of Alaska where those provisions have been renumbered or changed. If a simple correction cannot be made the clerk shall advise the assembly.

D. The clerk shall, with the assistance and advice of the borough attorney, make recommendations to the assembly concerning deficiencies, conflicts or obsolete provisions in the code.

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

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS  
5th DAY OF June, 1990.

ATTEST:

  
Borough Clerk

  
James W. Skogstad, Assembly President