

Introduced by: Mayor  
Date: 04/05/94  
Hearing: 05/03/94  
Action: Enacted as Amended  
Vote: Unanimous

**KENAI PENINSULA BOROUGH  
ORDINANCE 94-16**

**AN ORDINANCE AMENDING KPB CODE SECTION 17.10.080 BY CHANGING  
AND ADDING LAND CLASSIFICATION CATEGORIES CONCERNING RESOURCE  
EXTRACTION AND AMENDING KPB CODE SECTION 17.10.250 BY CHANGING  
AND ADDING RELATED DEFINITIONS**

**WHEREAS**, the classification of lands owned by the Borough is intended to designate the most appropriate use of such; and

**WHEREAS**, the present singular classification category of Resource Extraction has been applied to certain KPB lands for the purpose of timber harvesting as a result of spruce bark beetle infestation; and

**WHEREAS**, the most appropriate use of those lands has not been determined in all cases; and

**WHEREAS**, timber harvesting on those lands is viewed as an interim management action; and

**WHEREAS**, the Borough Planning Commission in its regular session on March 14, 1994 recommended enactment by unanimous consent;

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

**SECTION 1.** That KPB Sub-Section 17.10.080 (K) is amended to read as follows:

**K.** All borough lands shall be classified as one of the following:

1. Agriculture
2. Residential
3. Commercial
4. Heavy Industrial
5. Light Industrial
6. Recreation
7. Preservation
8. Government
9. Resource Development

10. Resource Management
11. Institutional
12. Utility/Transportation
13. Waste Handling
14. Rural

The classifications are specifically defined in KPB 17.10.250.

**SECTION 2.** That the KPB Sub-Section 17.10.250 (DD) "Resource Extraction" definition is hereby repealed.

**SECTION 3.** That the KPB Section 17.10.250 is amended by adding the following:

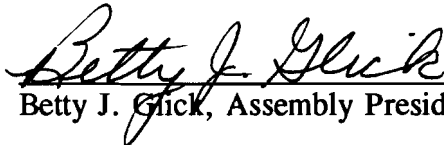
**NN.** "**Resource Development**" means land containing resources of sufficient volume and quality and located so that on-going development or production of those resources would yield an overall net economic return. Lands so classified may be sold or leased subject to appropriate restrictions concerning operations or future reclamation. Lands so classified may be retained by the borough and resources on those lands may be sold or permitted for use.

**OO.** "**Resource Management**" means land having resources which may be extracted as an interim use in a manner which will not create a negative impact on the most appropriate use of the land. This classification is not exclusive and may overlap any other classification thereby allowing other non-conflicting uses. Resources on these lands may be sold or permitted for use.

**PP.** "**Resource**" as used in this chapter means sand, gravel, timber, peat, turf, soil, rock, shale, water, or such other natural material having value.

**SECTION 4.** That this ordinance becomes effective immediately upon enactment.

**ENACTED BY THE KENAI PENINSULA BOROUGH ASSEMBLY THIS 3rd DAY OF MAY, 1994.**

  
Betty J. Glick, Assembly President

ATTEST:

  
Gaye J. Vaughan, Borough Clerk