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| Introduced by: | Mayor |
| Date: | 1/21/97 |
| Hearing: | 2/18/97 |
| Action: | Enacted |
| Vote: | Unanimous |

**KENAI PENINSULA BOROUGH
ORDINANCE 97-06**

**AN ORDINANCE EXTENDING THE TIME PERIOD
FOR THE SUBMITTAL OF THE CCRC TASK FORCE REPORT AND THE
TEMPORARY SUSPENSION OF CCRC PERMITS**

- WHEREAS,** on May 21, 1996, the assembly of the Kenai Peninsula Borough enacted Ordinance 96-14, enacting KPB Chapter 21.13 which established land use permit requirements for correctional community residential centers (“CCRC”); and
- WHEREAS,** Ordinance 96-33 adopted on August 20, 1996, established a task force to evaluate areas within the rural district of the borough most appropriate for CCRC placement and least subject to land-use conflict; and
- WHEREAS,** the CCRC task force was required to submit a report to the borough assembly with recommendations within six months of its creation; and
- WHEREAS,** it is desirable to temporarily preserve the status quo while conducting further research in this area to minimize future land use conflicts; and
- WHEREAS,** a temporary suspension of CCRC permits will allow the borough time to develop and consider amendments to Chapter 21.13; and
- WHEREAS,** the task force created pursuant to Ordinance 96-33 needs additional time to formulate its recommendations; and
- WHEREAS,** an extension of time for the completion of the task force’s recommendations requires a commensurate extension of time to allow for public hearings and full and fair consideration of the task force recommendations by the planning commission and assembly; and
- WHEREAS,** the time extension is necessary to aid full and fair consideration of important land use issues and to help resolve potential land use conflicts within the borough consistent with the intent of the borough’s comprehensive plan, Section 5.5; and
- WHEREAS,** at its January 7, 1997 meeting, the assembly approved by motion an extension of time until March 19, 1997, for the task force to provide its report, but the task force needs until April 8, 1997, to provide such a report; and

WHEREAS, pursuant to Section 7 of Ordinance 96-33, any extension of the March 31 date for repeal of the task force and permit suspension provisions must be accomplished by ordinance; and

WHEREAS, the extension will not hinder the planning and permitting process but will encourage fair and well-considered planning and permitting measures;

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

SECTION 1. That recommendations by the CCRC task force shall be delivered in writing to the assembly and administration by April 8, 1997. In accordance with KPB 22.40.190, any recommendation from this task force shall be subject to review and consideration by advisory planning commissions, the planning commission and active community councils prior to adoption by the assembly. The assembly may by motion revise the period within which the report is due.

SECTION 2. That no permits for correctional community residential centers shall be issued until June 30, 1997, in order to allow time for the task force to make the above-described recommendations, and the borough and cities to consider adopting those recommendations. This provision shall not apply to pending permit applications submitted to the planning department prior to enactment of Ordinance 96-33.

SECTION 3. That sections 1 and 2 of this ordinance shall be automatically repealed on June 30, 1997, unless the assembly by ordinance, has altered or extended that date.

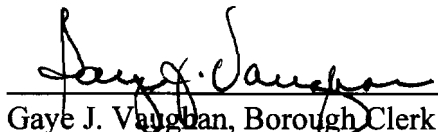
SECTION 4. That this ordinance shall take effect upon enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 18th DAY OF FEBRUARY, 1997.



Jack Brown, Assembly President

ATTEST:



Gaye J. Vaughan, Borough Clerk