

Introduced by: Drathman
Date: 02/16/99
Hearing: 03/16/99
Action: Enacted
Vote: 9 Yes, 0 No

**KENAI PENINSULA BOROUGH
ORDINANCE 99-10**

AN ORDINANCE AMENDING KPB CHAPTER 21.02 TO PROVIDE FOR AN EX OFFICIO NONVOTING MEMBER FROM THE CITY OF HOMER ADVISORY PLANNING COMMISSION TO SIT ON THE KACHEMAK BAY ADVISORY PLANNING COMMISSION

WHEREAS, the Kachemak Bay Advisory Planning Commission (“KBAPC”) includes a significant area of the borough lying south of the Anchor River excluding the City of Homer; and

WHEREAS, the KBAPC advises the borough planning commission regarding land use planning, public land management, and other issues within the KBAPC boundary which are subject to planning commission action; and

WHEREAS, coordination between the KBAPC and the City of Homer is important because of their close proximity; and

WHEREAS, providing for a nonvoting ex officio member of the KBAPC from the City of Homer Advisory Planning Commission to serve on the KBAPC would help ensure open communication and coordination between the borough and Homer on issues affecting both areas;

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

SECTION 1. That KPB 21.02.050 is amended to read as follows:

21.02.050. Nominations for membership.

A. Except as provided in subparagraph D below, [N]ominations for commission membership may be submitted to the mayor by a nonprofit community organization within the APC boundary, or by any resident who may wish to place a name in nomination. Nomination forms shall be available through the mayor’s office and the planning department.

B. Except as provided in subparagraph D below, [T]he mayor shall verify nominees are qualified voters of the KPB whose permanent place of residence, as referred to in KPB 5.12.105, is located within the APC boundaries.

C. Except as provided in subparagraph D below, [A] a person may nominate himself or herself by submitting the appropriate form to the mayor's office.

D. The mayor shall select for appointment the ex officio member of the Kachemak Bay Advisory Planning Commission from a list of recommended qualified nominees, as defined in KPB 21.02.060(B), submitted by the Homer City Council.

SECTION 2. That KPB 21.02.060 is amended to read as follows:

21.02.060. Qualified nominee.

A. Except as provided below in subparagraph B, to qualify as a nominee, an individual must:

[A]1. Physically reside within the boundaries; and

[B]2. Be registered to vote within the precinct or precincts which are covered by the boundaries.

B. To qualify as a nominee for the Kachemak Bay Advisory Planning Commission ex officio member, an individual must serve on the City of Homer Advisory Planning Commission.

SECTION 3. That KPB 21.02.080 is amended as follows:

21.02.080. Term of office.

A. Each APC shall consist of not more than seven (7) voting members. An ex officio nonvoting eighth member shall serve on the Kachemak Bay Advisory Planning Commission.

B. Members shall be appointed to seats A through G for a term of three (3) years, except in the case of a newly created commission when seats A and B are appointed for an initial term of one (1) year; seats C and D are appointed for an initial term of two (2) years; and seats E, F, and G are appointed to three-year terms. The ex officio member of the Kachemak Bay Advisory Planning Commission shall serve on seat H. The ex officio member's term shall coincide with that member's term on the City of Homer Advisory Planning Commission.

C. At the initial meeting, members shall draw for seats.

D. Except in the case of a new APC, a term shall begin on October 1st and end on September 30th. In the case of a new APC the term shall begin upon appointment confirmation.

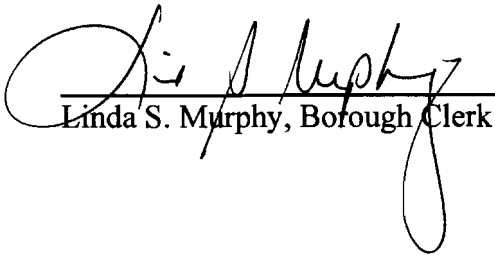
SECTION 3. That this ordinance shall take effect immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS
16TH DAY OF MARCH, 1999.**



Ronald Wm. Drathman, Assembly President

ATTEST:



Linda S. Murphy, Borough Clerk

