

Introduced by: Popp
Date: 02/20/01
Hearing: 04/03/01
Action: Enacted as Amended
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2001-03**

**AN ORDINANCE AMENDING KPB 5.35, KPB 14.31, AND KPB 14.32 TO INCREASE
THE PERCENTAGE OF PROPERTIES ALLOWED TO BE DELINQUENT IN ORDER
TO FORM A SPECIAL ASSESSMENT DISTRICT**

- WHEREAS,** the delinquent properties in a special assessment district cannot exceed 4 percent of the estimated costs of improvement; and
- WHEREAS,** the delinquency formula is preventing otherwise feasible improvements projects; and
- WHEREAS,** 10 percent would be a reasonable delinquency rate which would both protect the borough's interest in assessment districts and promote feasible projects; and

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

SECTION 1. That KPB 5.35.070(D) is hereby amended as follows:

D. In no case shall a special assessment district be approved where properties which will bear more than [FOUR (4%)] ten (10) percent of the estimated costs of the improvement are delinquent in payment of borough property taxes from the immediately preceding tax year.

SECTION 2. That KPB 14.31.080(A)(2) is hereby amended as follows:

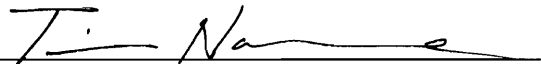
2. A special assessment district may not be formed if parcels in the proposed district which would bear more than [FOUR (4%)] ten (10) percent of the estimated cost of the improvement are delinquent in payment of borough real property taxes in the immediately preceding tax year.

SECTION 3. That KPB 14.32.080(A)(2) is hereby amended as follows:


2. A special assessment district may not be formed if parcels in the proposed district which would bear more than [FOUR (4%)] ten (10) percent of the estimated cost of the improvement are delinquent in payment of borough real property taxes in the immediately preceding tax year.

SECTION 4. That this ordinance shall become effective immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 3RD DAY OF
APRIL, 2001.


Timothy Navarre, Assembly President

ATTEST:


Linda S. Murphy, Borough Clerk

