

Introduced by: Sprague
Date: 03/16/04
Hearing: 04/20/04
Action: Enacted as Amended
Vote: 6 Yes, 3 No

**KENAI PENINSULA BOROUGH
ORDINANCE 2004-06**

**AN ORDINANCE AMENDING KPB CHAPTER 14.10 TO ELIMINATE ASSEMBLY
REVIEW OF STREET NAMING DECISIONS AND LIMITING THE FREQUENCY
THAT STREET NAMES MAY BE CHANGED**

WHEREAS, KPB Chapter 14.10 provides a methodology and criteria for naming streets within the borough; and

WHEREAS, in 2002 the assembly enacted Ordinance 2002-08 which added a provision for assembly review of planning commission decisions regarding street naming in which the assembly applies the same criteria as the planning commission does; and

WHEREAS, since enactment of that ordinance, the assembly has heard at least three name change reviews; and

WHEREAS, application of the criteria for determining a street name is clearly within the planning commission's area of expertise; and

WHEREAS, the code does not limit the number of times a street may be renamed within a reasonable period of time; and

WHEREAS, changing the name of a street can be costly to both the property owners along the street and the borough as it requires changing numerous records, stationery and other documentation showing an address;

WHEREAS, at its meeting of March 22, 2004, the planning commission recommended enactment by unanimous consent;

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

SECTION 1. KPB 14.10.050(A) is amended as follows:

A. The planning commission, upon a finding that an existing street name conflicts with or duplicates another existing street name thereby causing confusion as to the exact location of either street, shall officially rename the street(s) in accordance with section 14.10.040.

1. The planning commission shall conduct a public hearing in accordance with section 14.10.055 prior to taking official actions on any street name change.
2. Due deference will be given to local or historic acceptance of existing street names to the extent possible.
3. Street(s) renamed shall become official upon adoption of a planning commission street naming resolution stating the legal description and revised name and noting such change on the official street name map.
4. Upon adoption of a street name change resolution the Resource Planning Department shall notify by regular mail all affected property owners, all affected public agencies and utility companies.
5. Upon adoption of a street name change resolution, no reapplication or petition concerning the name of the same street may be filed within one calendar year of the final adoption, except in the case where new evidence or circumstances exist that were not available, present or reasonably ascertainable when the original resolution was adopted.

SECTION 2. That KPB 14.10.080, Street Name Review, is hereby repealed.

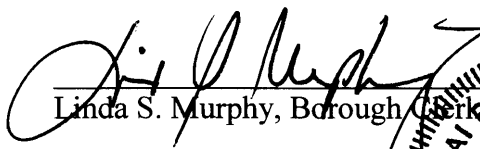
SECTION 3. That this ordinance shall not apply to applications for assembly review of planning commission decisions on street names filed before the effective date of this ordinance.

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

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 20TH DAY OF APRIL, 2004.


Pete Sprague, Assembly President

ATTEST:


Linda S. Murphy, Borough Clerk

