

CITY OF KACHEMAK
KACHEMAK, ALASKA

RESOLUTION 2009-02

A RESOLUTION OF THE CITY OF KACHEMAK REQUESTING THE
DELEGATION OF LIMITED PLATTING POWERS FROM THE KENAI
PENINSULA BOROUGH

WHEREAS, The City of Kachemak put an advisory proposition on the October 2, 2007 general election ballot asking if the City of Kachemak should instruct the Kenai Peninsula Borough to require a minimum lot size of 40,000 square feet on new plats; and

WHEREAS, this proposition passed with 87 votes for the proposition and 26 votes against the proposition; and

WHEREAS, on January 14, 2009, the City of Kachemak, as a second class city inside a second class borough, approved a Comprehensive Community Plan that includes language expressing the City's desire to restrict lot sizes to a minimum of 40,000 square feet for new subdivisions and replats proposed within the City of Kachemak; and

WHEREAS, the Community Comprehensive plan has been submitted to the Kenai Peninsula Borough Assembly for adoption; and

WHEREAS, AS 29.40.010.b allows the KPB assembly to delegate any borough power or duty to a city, providing the city consents by ordinance to the delegation; and

WHEREAS, if the Comprehensive Community Plan is adopted by the borough assembly and City of Kachemak accepts the delegation of limited platting powers from the Kenai Peninsula Borough, the City of Kachemak will be able to enact land use regulation(s) based on the comprehensive plan language for the purpose of establishing minimum lot size within the City of Kachemak;

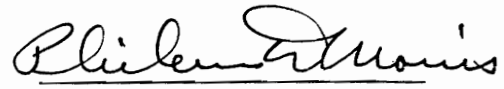
NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KACHEMAK:

Section 1. The City of Kachemak requests limited platting powers from the Kenai Peninsula Borough for the purpose of establishing a minimum lot size of 40,000 square feet on all new subdivisions and replats within the City.

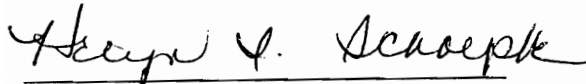
Section 2. That this resolution shall take effect immediately upon its adoption.

PASSED and APPROVED by a duly constituted quorum of the City of Kachemak this 15th day of April, 2009.

CITY OF KACHEMAK


Philemon D. Morris Mayor

ATTEST:


Helyn I. Schoepke, City Clerk