

Introduced by: Mayor  
Date: Oct. 9, 1984  
Vote: Unanimous  
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 84-169

A RESOLUTION URGING THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO AMEND ITS REGULATIONS REGARDING WATER QUALITY STANDARDS AND WASTEWATER REGULATIONS AND TO PROVIDE FOR ADDITIONAL PUBLIC PARTICIPATION IN THE DECISION-MAKING PROCESS.

WHEREAS, the Alaska Department of Environmental Conservation, which is responsible for monitoring water quality standards and wastewater disposal, has proposed amendments to the administrative regulations that would eliminate the provision for excepting subdivisions of five or fewer lots from subdivision plan review; and

WHEREAS, the Alaska Department of Environmental Conservation has invited public participation and recommendations of concerned citizens, organizations, and local governments, concerning these proposed revisions; and

WHEREAS, the Kenai Peninsula Borough, through its subdivision platting and approval process, is vitally concerned with the wastewater disposal regulations adopted by the Alaska Department of Environmental Conservation; and

WHEREAS, the Kenai Peninsula Chapter of the Alaska Society of Professional Land Surveyors has previously endorsed simplification of the existing environmental regulations, and has proposed further simplifications and improvements in the wastewater regulations; and

WHEREAS, the Kenai Peninsula Borough Assembly has unanimously passed Resolution 81-14, urging the adoption of improvements to the administrative review process as proposed by the Alaska Society of Professional Land Surveyors; and

WHEREAS, the current subdivision plan review process is redundant, expensive, and of little value to either the public or the prospective buyers; and

WHEREAS, the elimination of the isolated subdivision provision will place an undue and unbearable hardship on small property owners;

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

Section 1. That the Assembly urges the Alaska Department of Environmental Conservation to adopt simplified regulations

regarding subdivision plan review as contained in 18 AAC 72.065, including:

- A. Elimination of the redundancy in the Alaska Department of Environmental Conservation process for the approval of proposed subdivisions and wastewater disposal systems by eliminating the current procedures which require both approval of the proposed subdivision design and subsequent approval of each onsite wastewater disposal system for individual lots within the subdivision.
- B. Simplify and consolidate the current confusing and overlapping statutes and regulations concerning wastewater disposal systems.

Section 2. That the Assembly opposes the proposed amendments to the administrative regulations that would eliminate the provision for excepting subdivisions of five or fewer lots from subdivision plan review.

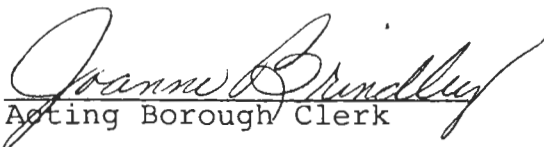
Section 3. That the Borough Clerk shall serve a copy of this resolution upon the Honorable William J. Sheffield, Governor of the State of Alaska, and Richard Neve', Commissioner of the Alaska Department of Environmental Conservation.

Section 4. That this resolution shall take effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 30th DAY OF October, 1984.

  
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Assembly President

ATTEST:

  
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Acting Borough Clerk