

Introduced by: Kenai River  
Spec. Committee  
Date: Feb. 21, 1984  
Vote: 12 Yes; 2 No  
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 84-45

PROVIDING FOR A MORATORIUM ON ACCEPTANCE OF APPLICATIONS, PROCESSING, OR APPROVAL OF SUBDIVISIONS INVOLVING SUBSTANDARD LOT SIZES WHERE THE SUBDIVISIONS ARE PROPOSED FOR THE PURPOSES OF RECREATIONAL USE.

WHEREAS, no current ordinance exists for the subdivision of properties for high density recreational use; and

WHEREAS, such recreational subdivisions are primarily in the river recreational areas of the Kenai Peninsula Borough; and

WHEREAS, problems have been experienced with the procedures of allowing such subdivisions by exception, and such procedures are inadequate to properly handle such subdivisions; and

WHEREAS, any actions to be taken by the Kenai Peninsula Borough in establishing regulations or conditions for such high density recreational subdivision use will be dependent, in part, upon plans that will be established by the State of Alaska in connection with the Kenai River Management Plans; and

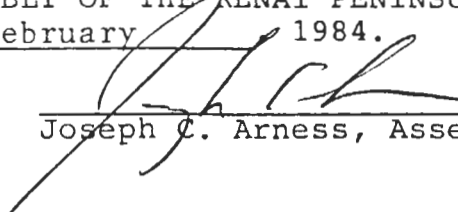
WHEREAS, it is deemed necessary by this Assembly to provide a moratorium on acceptance or processing, or approval of any high density recreational subdivisions that involve lots of substandard size for the purposes of waste disposal or other lot size requirements under the Borough ordinances;

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

Section 1. That for a period of one year from the date of adoption of this resolution, no applications shall be accepted and processed, and no exception or approval shall be granted for any subdivision which is proposed for the purpose of providing recreational use lots where the subdivision would result in the substandard lot size that is not capable of meeting the standards for disposal of waste materials imposed by the Department of Environmental Conservation of the State of Alaska, or that would result in high density use such as would require a special exception to the existing ordinances of the Borough, or to existing statutes of the State of Alaska, and any regulations adopted pursuant to those ordinances and statutes.

Section 2. That this resolution takes effect immediately on the date of its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 21 DAY OF February 1984.

  
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Joseph C. Arness, Assembly President

ATTEST:

  
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Borough Clerk