

Introduced by:	Mayor
Date:	12/02/25
Hearing:	01/06/26
Action:	
Vote:	

**KENAI PENINSULA BOROUGH
ORDINANCE 2025-27**

**AN ORDINANCE AMENDING BOROUGH CODE, KPB 1.08.180,
REGARDING THE DEFINITION OF A NEWSPAPER OF GENERAL
CIRCULATION**

WHEREAS, this ordinance will amend KPB 1.08.180 to ensure that public funds are being used in a manner which maximizes public notice and awareness;

WHEREAS, requiring minimum thresholds for print distribution and distribution within all the incorporated cities within the Borough is necessary to make sure that the methods of public notice are providing sufficient public awareness; and

WHEREAS, it is important to provide public notice in places where members of the public get their information;

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

SECTION 1. That this ordinance amends KPB Code and will be codified.

SECTION 2. That KPB 1.08.180 is hereby amended to read as follows:

1.08.180. Public notice publication requirements.

- A. All legal notices, public notices, and other advertising published on behalf of the Kenai Peninsula Borough must be by purchase order authorized in accordance with the borough purchasing procedures.
- B. Unless a borough code provision or state law provides otherwise, the following forms of public notice satisfy a publication requirement under borough code:
 - 1. Publication prominently placed on the borough's webpage in a consolidated location; or
 - 2. Publication in a newspaper of general circulation; and
 - 3. Posting the notice at the borough administration building located at 144 N. Binkley Street, Soldotna, Alaska, at a service area's principal administration building if the notice is specific to a service area, or other public facilities or private facilities that allow for public posting; or

4. Posting the notice on a social media platform regularly maintained and operated by the borough as an official social media account of the Kenai Peninsula Borough.

C. A newspaper of general circulation is defined as a publication that:

1. Is published in newspaper format; and
2. Is distributed in print at least [ONCE]twice a week for at least 50 weeks each year within the affected area as designated in subsection B and C of the section, excluding a period when publication is interrupted by a labor dispute or by a natural disaster or other casualty that the publisher cannot control; has a print distribution within every incorporated city within the borough; and has a total paid circulation or paid distribution of at least 500 copies or 10 percent of the total population of the affected area as designated by subsections B and C of this section, whichever is less; and
3. Holds a second-class mailing permit from the United States Postal Service;
4. Is not published primarily to distribute advertising; and
5. Is not intended primarily for a particular professional or occupational group.

D. If there is no newspaper of general circulation distributed in the municipality, posting in three public places for at least five days satisfies publication requirements under state law. Other advertising published outside the borough will be published in the appropriate newspapers as determined by the mayor.

SECTION 3. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances will not be affected.

SECTION 4. That this ordinance shall become immediately.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS * DAY OF *, 2026.

Ryan Tunseth, Assembly President

ATTEST:

Michele Turner, CMC, Borough Clerk

Yes:

No:

Absent: