

Introduced by: Mayor
Date: 01/17/23
Action: Adopted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2023-007**

**A RESOLUTION PROVIDING A 30-DAY APPLICATION PERIOD PRIOR TO
INACTIVATING THE KACHEMAK BAY ADVISORY PLANNING COMMISSION**

WHEREAS, the Kenai Peninsula Borough ("Borough") has established an Advisory Planning Commission ("APC") in several communities throughout the Borough, including the Kachemak Bay APC; and

WHEREAS, the Kachemak Bay APC was established on January 16, 1996, by Ordinance 95-38; and

WHEREAS, Borough code allows an APC to seat up to seven members, and requires at least four members to constitute a quorum; and

WHEREAS, currently there are five declared vacancies on this APC (Seats A, B, E, F, and G); and

WHEREAS, to date, no applications have been received to fill Seats A, B, E, F or G on this APC; and

WHEREAS, there are only two remaining seated members on the Kachemak Bay APC and the APC is therefore unable to meet and conduct business due to a lack of a quorum; and

WHEREAS, Borough code does not address how or when an APC should be inactivated when a quorum cannot be met; and

WHEREAS, the Kalifornsky APC was deactivated by the same process via Resolution 2022-025 on April 19, 2022; and

WHEREAS, at its meeting held on January 9, 2023, the Borough Planning Commission recommended approval by unanimous consent;

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

SECTION 1. That the Assembly declares Kachemak Bay APC Seats A, B, E, F, and G vacant and the Borough shall, for a period of 30 days, advertise for applicants to fill those vacancies.

SECTION 2. That during the 30-day application period if the Borough receives applicants for the Kachemak Bay APC but there remains an insufficient number of qualified applicants to constitute a quorum, the Borough will then list the Kachemak Bay APC as inactive.

SECTION 3. This resolution is effective immediately upon adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 17TH DAY OF JANUARY 2023.

Brent Johnson

Brent Johnson, Assembly President

ATTEST:

Michele Turner

Michele Turner, CMC, Acting Borough Clerk



Yes: Chesley, Cox, Derkevorkian, Ecklund, Elam, Hibbert, Ribbens, Tupper, Johnson

No: None

Absent: None