

# Kenai Peninsula Borough Assembly

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## MEMORANDUM

**TO:** Brent Johnson, Assembly President  
Members, Kenai Peninsula Borough Assembly

**FROM:** Lane Chesley, Assembly Member

**DATE:** March 14, 2023

**SUBJECT:** **Chesley Amendment #7** Amending Ordinance 2022-36, Amending KPB 21.29, KPB 21.25, and KPB 21.50.055 Regarding Conditional Land Use Permits and Material Site Permits, Updating Notice, Applicability, Permit Types, Application Requirements, Standards and Permits Conditions (Johnson, Chesley)

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[Please note the bold underlined language is new and the strikethrough language in brackets is to be deleted.]

➤ Amend KPB 21.29.050(A)(1)(a), as follows:

21.29.050. Permit conditions applicable to all permits.

A. The planning commission or planning director, as applicable, must impose the following mandatory conditions prior to approval of a permit under this chapter:

1. *Buffer Zone.*

a. A buffer area of **minimum** 32 feet must be established between the area of excavation and the parcel boundaries **that provides sufficient noise and street-level visual screening**. The buffer area may include one or more of the following: undisturbed natural vegetation ~~[that provides sufficient noise and street-level visual screening]~~; a ~~[n]~~ minimum eight-foot earthen berm with a 2:1 slope; or a minimum eight-foot fence. Berms ~~[should]~~ **will** not alter natural drainage features.

Your consideration is appreciated.