

Kenai Peninsula Borough Assembly

MEMORANDUM

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

FROM: Lane Chesley, Assembly Member
Brent Hibbert, Assembly Member

DATE: October 10, 2023

SUBJECT: **LAYDOWN Chesley and Hibbert Amendment** Amending Ordinance 2022-36 Substitute, 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)

This amendment increases the special impacts zone from 750 feet back to 1000 feet within KPB 21.29.050(B)(7).

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

➤ **Amend KPB 21.29.050(B) as follows:**

21.29.050. Permit conditions applicable to all permits.

B. Site Specific Conditions. The planning commission or planning director, as applicable, may set conditions of approval for issuance of a counter permit or CLUP, as appropriate for the area in which the development is sited, for the following:

...

7. *Special Impacts Zone (SIZ)*

...

b. For counter permits, noise, dust, or other impacts that cannot be screened as set forth in Subsection 8(a) within 500 horizontal feet of an existing principle residential structure may be grounds for denial. For Type 1, 2, and 3 Endorsements, noise, dust, or other impacts that cannot be screened as set forth in Subsection 8(a) within [~~750~~]**1000** horizontal feet of an existing principle residential structure may be grounds for denial. The distances specified in this subsection will be measured from any outer wall of a principle residential structure to the nearest boundary of the proposed material site permitted area.

Your consideration is appreciated.