

Kenai Peninsula Borough  
Legal Department

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**MEMORANDUM**

**TO:** Wayne Ogle, Assembly President  
Members, Kenai Peninsula Borough Assembly

**THRU:** Dale Bagley, Assembly Member *DLB*

**FROM:** Colette Thompson, Borough Attorney *CT*

**DATE:** July 17, 2018

**RE:** Amendment to Ordinance 2018-16 Substitute, Amending the Code to Move the Common Boundary Between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area South, Subject to Approval by Voters in the Central Kenai Peninsula Hospital Service Area and the Proposed New Area, and to Expand the South Kenai Peninsula Hospital Service Area to Include the Land South of Kachemak Bay Excluding the City of Seldovia, Subject to Voter Approval (Bagley)

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Section 8 needs to be amended to clarify that for the boundary of the South Kenai Peninsula Hospital Service Area to only be changed by moving the northern boundary to near Barbara Drive, the proposition in section 6 (including land south of Kachemak Bay) would have to be defeated. (Please note the bold underlined language is new and the bold strikeout language in brackets is to be deleted.)

➤ Amend section 8 as follows:

**SECTION 8.** That sections 1 and 2 of this ordinance shall take effect only upon approval of the proposition[~~s~~] in section 5 **and defeat of the proposition in section 6** by a majority of the voters voting on the questions~~s~~ during the regular KPB election scheduled for October 2, 2018. Section 3 of this ordinance shall take effect only upon approval of the propositions in both sections 5 and 6 by the voters voting on the questions. That Section 4 of this ordinance shall take effect only upon approval of the proposition in Section 6 and defeat of the proposition in Section 5 by the voters voting on those questions~~s~~. Sections 5, 6, 7 and 8 of this ordinance shall take effective immediately upon its enactment.