

Introduced by: Mayor
Date: 02/07/23
Hearing: 03/14/23
Action: Enacted
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2023-07**

**AN ORDINANCE AMENDING BOROUGH CODE, KPB 12.08.100(A), REGARDING
DISPOSAL OF ABANDONED VEHICLES TO REFLECT THE TEN-CALENDAR-DAY
PERIOD IN KPB 12.08.080(C)(6)**

WHEREAS, KPB 12.08.080(C)(6) states that the owner of an impounded abandoned or junk vehicle “may, at any time within ten (10) calendar days, provide a written request for a hearing before the Road Service Area Board (RSA) Board . . . concerning whether the vehicle was abandoned or is a junk vehicle in violation of this chapter and subject to disposal[;]” and

WHEREAS, KPB 12.08.100(A) presently reads, “...the director may authorize disposal by crushing, recycling, or other means of destruction upon the expiration of the fifteen (15) calendar day period required by KPB 12.08.080(c)(6)[;]” and

WHEREAS, accordingly, there is a conflict between the ten-calendar-day period in KPB 12.08.080(C) and the fifteen-calendar-day period in Subsection 12.08.100(A), even though that subsection explicitly references the period in KPB 12.08.080(C)(6); and

WHEREAS, at its regularly scheduled meeting held on February 14, 2023, the Kenai Peninsula Borough Road Service Area Board recommended approval;

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

SECTION 1. That KPB 12.08.100(A) is amended to read as follows:

12.08.100. Disposition—Destruction.

- A. If the director determines that an abandoned or junk vehicle impounded pursuant to this chapter has been scrapped, dismantled or destroyed beyond repair, or that because of the age and condition of the vehicle it is no longer of significant value, the director may authorize disposal by crushing, recycling, or other means of destruction upon the expiration of the [FIFTEEN (15)] ten (10) calendar day period required by KPB 12.08.080([C])(6).

SECTION 2. This ordinance shall become effective immediately upon enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 14TH DAY OF MARCH, 2023.

Brent Johnson
Brent Johnson, Assembly President

ATTEST:

Michele Turner
Michele Turner, CMC, Acting Borough Clerk



Yes: Chesley, Cox, Ecklund, Elam, Hibbert, Ribbens, Tupper, Johnson
No: None
Absent: Derkevorkian