

Kenai Peninsula Borough Assembly

MEMORANDUM

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

FROM: Peter Ribbens, Assembly Member

DATE: March 14, 2023

SUBJECT: Ribbens On-the-Floor Amendment #1 to Ordinance 2022-46, Amending KPB 21.02.230, Regarding Nikiski Advisory Planning Commission Boundaries (Ribbens)

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

➤ Amend Section 1, KPB 21.02.230 as follows:

21.02.230. Nikiski Advisory Planning Commission.

An advisory planning commission is established for the community of the borough known as Nikiski with boundaries as follows:

[COMMENCING AT THE TOWNSHIP LINE BETWEEN T5N AND T6N R17W S.M., AND THE MEAN HIGH WATER LINE ON THE WESTERLY SHORE OF COOK INLET;

THENCE WESTERLY ALONG THE TOWNSHIP LINE BETWEEN T5N AND T6N TO THE WESTERLY BOUNDARY OF THE ~~KENAI PENINSULA BOROUGH~~;

THENCE NORTHERLY AND EASTERLY ALONG THE BOUNDARY OF THE ~~KENAI PENINSULA BOROUGH~~ THROUGH COOK INLET TO THE PROTRACTED NORTHEAST CORNER OF T11N R5W IN TURNAGAIN ARM;

THENCE SOUTHEASTERLY TO THE INTERSECTION OF THE SOUTHERLY MEAN HIGH WATER LINE OF TURNAGAIN ARM AND THE 150TH MERIDIAN WEST OF GREENWICH WITHIN T10N R4W S.M.;

THENCE SOUTHERLY ALONG THE 150TH MERIDIAN TO THE TOWNSHIP LINE BETWEEN T8N AND T9N R4W;

THENCE WESTERLY ALONG THE TOWNSHIP LINE BETWEEN T8N AND T9N TO THE NORTHWEST CORNER OF T8N R9W S.M.;

THENCE SOUTHERLY ALONG THE RANGE LINE BETWEEN R9W AND R10W TO THE SOUTHEAST CORNER OF T6N R10W S.M.;

THENCE WESTERLY ALONG THE TOWNSHIP LINE BETWEEN T5N AND T6N TO THE SOUTHEAST CORNER OF SECTION 32 T6N R10W;

THENCE NORTHERLY ALONG THE SECTION LINE BETWEEN SECTIONS 32 AND 33 TO THE NORTHEAST CORNER OF SECTION 32;

THENCE WESTERLY ALONG THE SECTION LINE TO THE NORTHWEST CORNER OF SECTION 31 T6N R10W ON THE CORPORATE BOUNDARY OF THE CITY OF KENAI; THENCE NORTHERLY AND WESTERLY ALONG THE CORPORATE BOUNDARY OF THE CITY OF KENAI TO THE INTERSECTION WITH THE MEAN LOW WATER LINE OF COOK INLET AND THE SECTION LINE BETWEEN SECTIONS 23 AND 26 T6N R12W S.M.;

THENCE WESTERLY ALONG THE SECTION LINE EXTENDED THREE MILES INTO COOK INLET;

THENCE SOUTHWESTERLY TO THE PROTRACTED SOUTHEAST CORNER OF T6N R14W IN COOK INLET;

THENCE WESTERLY ALONG THE PROTRACTED TOWNSHIP LINE BETWEEN T5N AND T6N TO THE MEAN HIGH WATER LINE ON THE WESTERLY SHORE OF COOK INLET THE TRUE POINT OF BEGINNING.]

~~[Beginning at the intersection of the southerly mean high water line of Turnagain Arm and the 150th meridian west of Greenwich within T10N R4W S.M.;~~

~~Thence southerly along the 150th meridian to the township line between T8N and T9N R4W;~~

~~Thence westerly along the township line between T8N and T9N to the northwest corner of T8N R9W S.M.;~~

~~Thence southerly along the range line between R9W and R10W to the southeast corner of T6N R10W S.M.;~~

~~Thence westerly along the township line between T5N and T6N to the southeast corner of Section 32 T6N R10W;~~

~~Thence northerly along the section line between Sections 32 and 33 to the northeast corner of Section 32;~~

~~Thence westerly along the section line to the northwest corner of Section 31 T6N R10W on the corporate boundary of the city of Kenai;~~

~~Thence northerly and westerly along the corporate boundary of the city of Kenai to the intersection with the mean high water line of Cook Inlet and the section line between Sections 23 and 26 T6N R12W S.M.;~~

~~Thence northerly and easterly along the mean high water line on the easterly shore of Cook Inlet, and easterly along the southerly mean high water line of Turnagain Arm, to the point of beginning.]~~

Commencing at the township line between T5N and T6N R17W S.M., and the mean high-water line on the westerly shore of Cook Inlet;

Thence westerly along the township line between T5N and T6N to the westerly boundary of the Kenai Peninsula Borough to the Southwest corner of Section 31 T6N R18W S.M., located on the East boundary of Lake Clark National Park and Preserve;

Thence northerly, easterly and northerly to the north boundary line of the Kenai Peninsula Borough, also being the Northeast corner of Lake Clark National Park and Preserve being at the Northeast corner of T15N R21W S.M.;

Thence easterly along the north boundary line of the Kenai Peninsula Borough to the Northeast corner of Section 1 T15N R15W S.M.;

Thence southerly along the range line between R14W and R15W to the southeast corner of Section 36 T15N R15W S.M.;

Thence westerly along the township line between T14N and T15N to the southwest corner of Section 31 T15N R15W S.M.;

Thence southerly along the range line between R15W and R16W to the southwest corner of Section 31 T13N R15W S.M.;

Thence easterly along the township line between T12N and T13N to the northeast corner of Section 1 T12N R16W S.M.;

Thence southerly along the range line between R15W and R16W to the southwest corner of Section 31 T12N R15W S.M.;

Thence easterly along the township line between T11N and T12N to the southeast corner of Section 36 T12N R14W S.M.;

Thence northerly along the range line between R13W and R14W to the northeast corner of Section 1 T12N R14W S.M.;

Thence westerly to the township line between T12N and T13N to the Southwest corner of Section 31 T13N R13W S.M.;

Thence northerly along the line between range R13W and R14W to the northwest corner of Section 6 T13N R13W S.M.;

Thence easterly along the township line between T13N and T14N to the northeast corner of Section 1 T13N R13W S.M.;

Thence northerly along the range line between R12W and R13W to the northwest corner of Section 6 T14N R12W S.M.;

Thence easterly along the township line between T14N and T15N to the northeast corner of Section 1 T14N R12W S.M.;

Thence southerly of the range line between R11W and R12W to the southeast corner of Section 36 T14N R12W S.M.;

Thence easterly along the township line between T13N and T14N to the northeast corner of Section 1 T13N R11W S.M.;

Thence southerly along the range line between R10W and R11W to the southeast corner of Section 36 T13N R11W W.M.;

Thence westerly along the township line between T12N and T13N to the northeast corner of Section 1 T12N R13W S.M.;

Thence southerly along the range line between R12W and R13W to the southeast corner of Section 36 T12N R13W S.M.;

Thence westerly along the township line between T11N and T12N to the northwest corner of Section 6 T11N R13W S.M.;

Thence southerly along the range line between R13W and R14W to the southeast corner of Section 36 T11 R14W S.M.;

Thence easterly along the township line between T10N and T11N to the northeast corner of Section 6 T10N R09W S.M.;

Thence northerly along the range line between R09W and R10w to the northwest corner of Section 6 T11N R09W S.M.;

Thence easterly along the township line between T11N and T12N and the boundary of the Kenai Peninsula Borough through Cook Inlet to the protracted northeast corner of T11N R5W in Turnagain Arm;

Thence southeasterly to the intersection of the southerly mean high water line of Turnagain Arm and the 150th meridian west of Greenwich within T10N R4W S.M.;

Thence southerly along the 150th meridian to the township line between T8N and T9N R4W;

Thence westerly along the township line between T8N and T9N to the northwest corner of T8N R9W S.M.;

Thence southerly along the range line between R9W and R10W to the southeast corner of T6N R10W S.M.;

Thence westerly along the township line between T5N and T6N to the southeast corner of Section 32 T6N R10W;

Thence northerly along the section line between Sections 32 and 33 to the northeast corner of Section 32;

Thence westerly along the section line to the northwest corner of Section 31 T6N R10W on the corporate boundary of the city of Kenai;

Thence northerly and westerly along the corporate boundary of the city of Kenai to the intersection with the mean low water line of Cook Inlet and the section line between Sections 23 and 26 T6N R12W S.M.;

Thence westerly along the section line extended three miles into Cook Inlet;

Thence southerly to the intersection with the township line between T5N and T6N S.M.;

Thence westerly along the township line between T5N and T6N to the mean high water line on the westerly shore of Cook Inlet the true point of beginning;

EXCEPT T07N R14W and T08N R14W and Sections 32 and 33 T09N R14W S.M.

- Amend Section 2 as follows:

SECTION 2. That the Borough Planning Department and the Clerk are authorized to make technical and clerical changes to the legal description of the boundaries described in Section 1 to comport with the attached map and to amend the appropriate section of code accordingly.

- Add Section 3 as follows:

SECTION 3. That this ordinance shall be effective immediately upon enactment

Your consideration of this Amendment is appreciated.

Nikiski APC

Current Nikiski FSA / RSA

Proposed Nikiski APC Area

