

Kenai Peninsula Borough

Road Service Area

MEMORANDUM

TO: Peter Ribbens, Assembly President
Members, KPB Assembly

THRU: Peter A. Micciche, KPB Mayor *PM*

FROM: Dil Uhlin, RSA Director *DU*

DATE: August 7, 2025

RE: Ordinance 2025-18 __, Amending Borough Code, KPB 14.06.240 and KPB 14.06.250 Regarding Decertification (Mayor)

KPB Chapter 14.06 provides the standards that must be met before a road is certified for KPB maintenance. The KPB RSA board, director, and staff administer KPB Chapter 14.06, and authority for certification of a road for maintenance is vested with the KPB RSA board. There are roads throughout the Kenai Peninsula Borough that are maintained by KPB but do not meet the 14.06's standards because those roads were brought onto the RSA's maintenance list prior to the enactment of road maintenance standards code. Many of those roads are expensive for KPB to maintain, largely because they do not meet standards. Moreover, some of those roads are outside of a dedicated right-of-way or for which KPB does not have valid right-of-way.

KPB 14.06.240 sets forth the process for decertifying roads for maintenance. Presently, a road may not be decertified if it provides the only vehicular access to dwellings, which are broadly defined as "structures currently habitable by human beings, either for residential or recreational purposes." Additionally, current code requires Assembly action if any comment opposing the proposed decertification is presented to the RSA board prior to its hearing on decertification.

The ordinance amends KPB 14.06.240 to recognize the importance of safety and valid right-of-way. The ordinance allows the RSA board to make the final determination on all proposed decertifications, regardless of any opposition received. The ordinance refines the service of dwelling standard to consideration of whether the road provides the sole vehicular access to more than five parcels, which each contains a residential dwelling. Last, the ordinance defines "excessive cost" in 14.06.240, and amends 14.06.250 to define "residential dwelling", "road", and to clarify the definition of "Type IV material".

Your consideration is appreciated.