

Kenai Peninsula Borough Assembly

MEMORANDUM

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

FROM: Lane Chesley, Assembly Member

DATE: March 14, 2023

SUBJECT: **Chesley Amendment #7** Amending Ordinance 2022-36, 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)

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

➤ Amend KPB 21.29.050(A)(1)(a), as follows:

21.29.050. Permit conditions applicable to all permits.

A. The planning commission or planning director, as applicable, must impose the following mandatory conditions prior to approval of a permit under this chapter:

I. *Buffer Zone.*

a. A buffer area of **minimum** 32 feet must be established between the area of excavation and the parcel boundaries **that provides sufficient noise and street-level visual screening**. The buffer area may include one or more of the following: undisturbed natural vegetation [~~that provides sufficient noise and street-level visual screening~~]; a ~~n~~ minimum eight-foot earthen berm with a 2:1 slope; or a minimum eight-foot fence. Berms ~~should~~ **will** not alter natural drainage features.

Your consideration is appreciated.