

Introduced by:	Mayor
Date:	02/02/21
Hearing:	03/02/21
Action:	Enacted
Vote:	9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2021-06**

**AN ORDINANCE AMENDING KPB 16.04 – ESTABLISHMENT OF SERVICE AREAS
TO ESTABLISH RESIDENCY REQUIREMENTS FOR APPOINTED SERVICE AREA
BOARD MEMBERS**

WHEREAS, several provisions of KPB 4.30 place residency requirements on elected officials;
and

WHEREAS, specifically, KPB 4.30.010(A) places a one-year Kenai Peninsula Borough
residency requirement before a person is qualified to become a candidate for mayor;
and

WHEREAS, KPB 4.30.010(B) places a one-year residency requirement in the district from which
the candidate seeks election for borough assembly candidates; and

WHEREAS, KPB 4.30.010(D) places a one-year residency requirement for those service area
board members who are elected into office; and

WHEREAS, there is no similar residency requirement for service area board members who are
appointed; and

WHEREAS, the duties and responsibilities of service area board members are important to the
borough and the importance of one service area board over another does not change
simply because one was elected or appointed; and

WHEREAS, amending KPB 16.04 would make residency a requirement for both elected and
appointed service area board members, emphasizing that both types of boards are
valued by the borough and that neither method is preferable, but are instead
reflections of local community preferences; and

WHEREAS, by having the language that allows for exception to the residency requirement,
boards such as the Eastern Peninsula Highway Emergency Service Area which
includes no residents, can be created with the criteria for board members outlined so
as to reflect the purpose and need for the advisory board;

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

SECTION 1. That KPB 16.04, Establishment of Service Areas, is hereby amended by enacting KPB 16.04.064 and KPB 16.04.068 as follows:

16.04.064. Appointment of Board Members.

- A. All service areas shall have a service area board, composed of either elected or appointed board members, as provided in the code provisions applicable to each service area board.
- B. Members of appointed boards shall be appointed by the mayor and confirmed by the assembly.
- C. Members of elected boards shall be elected in accordance with KPB 16.04.065 and the procedures set out in Title 4 of the Kenai Peninsula Borough Code of Ordinances.

16.04.068 Residency Requirement.

Unless otherwise stated, all candidates, whether elected or appointed, for a service area board position must be:

- 1. A qualified voter of the State of Alaska; and
- 2. A resident of the Kenai Peninsula Borough; and
- 3. A resident of the service area for a minimum of one (1) year immediately preceding filing.

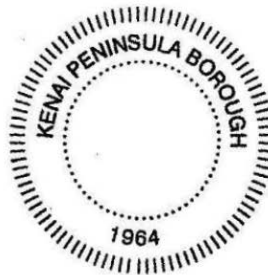
SECTION 2 That this ordinance shall become effective immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 2ND DAY OF MARCH, 2021.

Brent Hibbert, Assembly President

ATTEST:

Jonni Blankenship, MMC, Borough Clerk



Yes: Bjorkman, Carpenter, Chesley, Cox, Derkevorkian, Dunne, Elam, Johnson, Hibbert
No: None
Absent: None