

KENAI PENINSULA BOROUGH

ORDINANCE NO. 21

AN ORDINANCE ENTITLED: "AN ORDINANCE RELATING TO A REFER-
ENDUM TO SET A MAXIMUM PROPERTY
TAX LEVY"

BE IT ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA
BOROUGH:

Declaration of Emergency:

WHEREAS, several major industrial enterprises are currently exploring the possibility of locating within the Kenai Peninsula Borough, and

WHEREAS, the locations of such enterprise within the borough contributes greatly to the welfare and enhances the property of the people of the borough, and

WHEREAS, a showing of good faith now in sustaining a healthy tax program on the part of the people of the Kenai Peninsula would contribute greatly in creating an atmosphere conducive to the encouragement of the location of industry in the borough, and

WHEREAS, the imminence of the next regular election makes it impossible to place a referendum before the people under ordinary ordinance procedures, and

WHEREAS, special elections are costly and do not attract maximum participation;

THEREFORE, the assembly finds that public emergency exists affecting the welfare and property of the people of the borough.

Section 1. Section 25.05.05 of the Kenai Peninsula Borough Code of Ordinances is hereby amended to read as follows:

Sec. 25.05.05. Real Property Tax Levied. All real property within the corporate limits of the borough which is not exempt from taxation by law or ordinance is subject and liable to an annual tax, for school and borough purposes, of not more than eight mills on the assessed valuation of such property, unless the people of the borough by referendum authorize a tax levy at a higher rate and except as authorized

by Sec. 25.05.100 of the Code, the borough shall collect as required by AS 07.15.310 and 320, such tax as is levied on the property within a city by the City Council pursuant to law and charter.

Section 2. Section 25.05.055 of the Kenai Peninsula Borough Code of Ordinances is hereby amended to read as follows:

Sec. 25.05.055. Personal Property Tax Levied. All personal property within the corporate limits of the borough which is not exempt from taxation by law or ordinance, is subject and liable to an annual tax, for school and borough purposes, of not more than eight mills on the assessed valuation of such property, unless the people of the borough by referendum, authorize a tax levy at a higher rate and except as authorized by Sec. 25.05.100, and the owner thereof shall be liable for payment of the tax. The borough shall collect as required by AS 07.15.310 and 320 such tax as is levied on the property within a city by the City Council pursuant to law and charter.

Section 3. The Kenai Peninsula Borough Code of Ordinances is hereby amended by adding a new section to read as follows:

Sec. 25.05.100. Tax Levy to Meet Debt or Natural Disaster. All real and personal property of the borough is subject to and liable for a tax levy at the maximum rate allowed by law without referendum, when a levy in excess of eight mills is necessary to meet the obligation of a debt contracted for capital improvements and ratified by a majority vote of those qualified to vote and voting on the question or to meet an emergency threatening the public peace, health or safety.

Section 4. Referendum. The chairman shall cause the following proposition to be placed upon the ballot at the next regular election to be held on October 4, 1966.

"Shall the property tax levy of the Kenai Peninsula Borough be limited to a maximum rate of eight mills without the approval of a higher rate by the people by referendum, except to meet the obligation of debt approved by the people by referendum or to meet an emergency threatening the public peace, health or safety?" Yes _____ No _____

Section 5. Effective Date. Section 4 of this ordinance

shall be effective immediately upon enactment. Sections 1, 2 and 3 shall be effective when the proposition submitted to the people in Section 4 is approved by them.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS 9 DAY OF August, 1966.

Earl Simonds

/s/ Earl Simonds
Assembly President

ATTEST:

Frances Brymer
/s/ Frances Brymer
Borough Clerk

