

Introduced by:	Mayor
Date:	11/20/12
Action:	Adopted
Vote:	8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-088**

**A RESOLUTION ADOPTING AN ALTERNATE ALLOCATION METHOD FOR THE FY13
SHARED FISHERIES BUSINESS TAX PROGRAM AND CERTIFYING THAT THIS
ALLOCATION METHOD FAIRLY REPRESENTS THE DISTRIBUTION OF SIGNIFICANT
EFFECTS OF FISHERIES BUSINESS ACTIVITY IN THE COOK INLET FISHERIES
MANAGEMENT AREA**

WHEREAS, AS 29.60.450 requires that for a municipality to participate in the FY13 Shared Fisheries Business Tax Program, the municipality must demonstrate to the Department of Commerce, Community, and Economic Development that the municipality suffered significant effects during calendar year 2011 from fisheries business activities; and

WHEREAS, 3 AAC 134.060 provides for the allocation of available program funding to eligible municipalities located within fisheries management areas specified by the Department of Commerce, Community, and Economic Development; and

WHEREAS, 3 AAC 134.070 provides for the use, at the discretion of the Department of Commerce, Community, and Economic Development, of alternative allocation methods which may be used within fisheries management areas if all eligible municipalities within the area agree to use the method and the method incorporates some measure of the relative significant effect of fisheries business activity on the respective municipalities in the area; and

WHEREAS, the Kenai Peninsula Borough Assembly proposes to use an alternative allocation method for allocation of the FY13 funding available within the FMA14: Cook Inlet fisheries management area in agreement with all other municipalities in this area participating in the FY13 Shared Fisheries Business Tax Program;

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

SECTION 1. That by this resolution the Assembly certifies that the Kenai Peninsula Borough did suffer significant effects during calendar year 2011 from fisheries business activities that occurred within the Cook Inlet fisheries management area and wishes to apply for funding under the FY13 Shared Fisheries Business Tax Program.

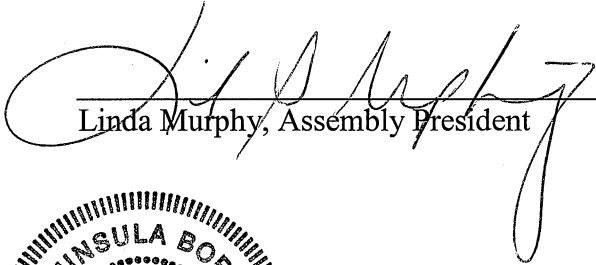
SECTION 2. All eligible communities in the Cook Inlet fisheries management area will receive fifty percent (50%) divided equally, and fifty percent (50%) divided on a per capita basis.

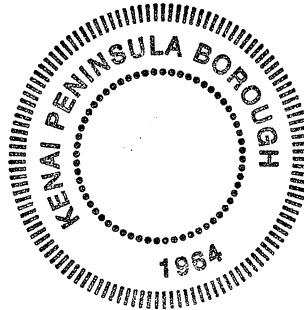
SECTION 3. That this resolution takes effect immediately upon its adoption.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS
20TH DAY OF NOVEMBER, 2012.**

ATTEST:


Johni Blankenship, MMC, Borough Clerk


Linda Murphy, Assembly President



Yes: Johnson, McClure, Pierce, Smalley, Smith, Tauriainen, Wolf, Murphy

No: None

Absent: Haggerty