

ORDINANCE SERIAL NO. 18-04

AN ORDINANCE AMENDING TITLE 40, CHAPTER 40.05 OF THE ALEUTIANS EAST BOROUGH CODE OF ORDINANCES ADDING NEW SECTION 40.05.105 TO PROVIDE A PLATTING BOARD

WHEREAS, the legislative power of the Aleutians East Borough ("Borough") is vested in its Borough Assembly under Alaska State Statute Sec. 29.20.050; and

WHEREAS, the Borough's Code of Ordinances, Title 40, establishes planning, platting and land use for the Borough; and

WHEREAS, Title 40 of the Borough's Code of Ordinances does not presently provide a Platting Board for the Borough; and

WHEREAS, in order to provide a Platting Board for the Borough, it is necessary to revise Title 40 of the Borough's Code of Ordinances and add new Section 40.05.105, Platting Board; and

WHEREAS, the Assembly believes such revision to be in the Borough's best interests.

NOW, THEREFORE, LET IT BE ORDAINED BY THE ASSEMBLY OF THE ALEUTIANS EAST BOROUGH AS FOLLOWS:

Section 1. Amendment of Borough Code. Amendment of the Aleutians East Borough Code of Ordinances, Title 40, Chapter 40.05.105 is hereby enacted as follows:

40.05.105 Platting Board

- (a) In the event that the Aleutians East Borough Planning Commission is unable to meet, then the Aleutians East Borough Assembly shall act as the Aleutians East Borough Platting Board;
- (b) If an appeal is filed regarding a Platting Board decision issued by the Assembly acting as the Platting Board, then the Aleutians East Borough will retain a Hearing Officer to hear the appeal;


- (c) Hearing Officer is an individual designated to conduct a hearing involving a question concerning the appropriateness of a plat approval or such other matters as may be assigned.
- (d) For abbreviated plats, the Platting Authority is granted to the Mayor and/or his delegate.

Section 2. Classification. This Ordinance shall be of a permanent nature and shall become a part of the Aleutians East Borough Code of Ordinances.

Section 3. Severability. If any provision of this Ordinance, or any application thereof to any person or circumstance is held invalid, the remainder of this Ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 4. Effective Date. This Ordinance shall become effective upon adoption, and shall be included in the Aleutians East Borough Code at the time of its next regular supplementation and printing or ratification by the qualified voters of the Aleutians East Borough.

Passed and adopted by the Aleutians East Borough Assembly this 8th day of February, 2018.



Alvin D. Osterback, Mayor

ATTEST:



Tina Anderson, Borough Clerk

(SEAL)