

CITY OF HOMER  
HOMER, ALASKA

City Planner/  
City Clerk

ORDINANCE 95-22 (S)

AN ORDINANCE OF THE CITY COUNCIL OF HOMER,  
ALASKA AMENDING SUBSECTION 11.08.040(A) AND  
11.08.050 OF THE HOMER CITY CODE, BY DELETING  
REFERENCE TO CITY CLERK AND AMENDING TO CITY  
PLANNER.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF HOMER

Section 1. That the Homer City Code Subsection 11.08.040(A) Permit--Required, is hereby amended to read as follows:

11.08.040 Permit-Required. a. Any owner of abutting property desiring to gain access, or to enlarge or change the location of an existing access to a road or street right-of-way shall do so only in strict accordance with the provisions of a permit issued by the City. Written application must be made to secure such a permit from the City through the ~~City Clerk~~ City Planner. Each application for a permit shall be accompanied by a fee of fifteen dollars.

b. It is understood by the applicant that control of the location, construction and maintenance of driveways is under the supervision of the City at all times and that in granting such permit the City waives none of its powers or rights to direct the removal, relocation, and/or proper maintenance in the future of any driveway within the right-of-way of the City roads, streets, or trails. Any permit granted will be construed as regulatory and not contractual. Such permits are revocable by the City whenever the use and presence of a driveway or approach unduly interferes with the required use of that portion of the right-of-way occupied by the driveway or constitutes a hazard to traffic.

Section 1. That the Homer City Code Subsection 11.08.050(A) Permit--Required, is hereby amended to read as follows:

11.08.050 Permit--Application. Any owner or user or the agent of the owner or user of property abutting City roads, streets, or alleys, before beginning any construction, shall make application for a permit from the City for construction within any dedicated right-of-way for any purpose. All applications shall be submitted to the ~~City Clerk~~ City Planner who shall


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transmit the application to the Director of Public works for approval.


Section 3. This ordinance is of a permanent and general character and shall be included in the City Code.

ENACTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF HOMER this 25<sup>th</sup> day of September 1995.

CITY OF HOMER

  
HARRY E. GREGOIRE, MAYOR

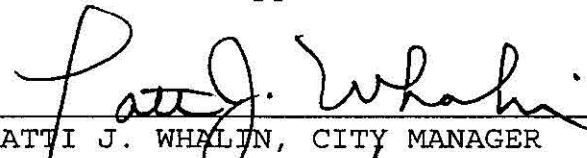
ATTEST:


  
MARY L. CALHOUN, CITY CLERK

AYES: 6  
NOES: 0  
ABSTAIN: 0  
ABSENT: 0

First Reading: 8/14/95  
Public Hearing: 8/28/95  
Second Reading: 9/25/95  
Effective Date: 9/26/95

Reviewed and Approved as to form and content:

  
PATTI J. WHALIN, CITY MANAGER

  
GORDON J. TANS, CITY ATTORNEY

DATE: 9/27/95

DATE: 9/28/95

No fiscal impact. Housekeeping ordinance.