

CITY OF HOMER
HOMER, ALASKA

Leach
Kernes

ORDINANCE 97-2

AN ORDINANCE OF THE CITY OF HOMER AMENDING
HOMER CITY CODE SECTION 17.04.140, TIME
LIMITATIONS FOR IMPROVEMENT DISTRICTS.

WHEREAS, there are several sewer and/or water improvement districts pending funding and which have been included in the City's CIP list; and

WHEREAS, at the May 27, 1997 Regular Council Meeting Council expressed concern that Harrington Heights Water & Sewer, Mariner Village/Thorn Subdivision Water & Sewer and Thompson Drive Sewer improvement/assessment districts had reached LID term and were now being voided when these were in the CIP document and were pending 75% funding; and

WHEREAS, Councilmember Leach suggested an amendment to the ordinance regarding expiration of LIDs to set the extension to five years with a renewable option; and

WHEREAS, Councilmember Kernes requested that Harrington Heights Water & Sewer, Mariner Village/Thorn Subdivision Water & Sewer and Thompson Drive Sewer improvement/assessment districts be retroactively recognized with this extension amendment.

NOW THEREFORE THE CITY OF HOMER ORDAINS:

Section 1. Homer City Code § 17.04.140, "Time Limitations for improvement districts," is hereby amended to read as follows:

17.04.140 Time limitations for improvement districts.

a. In the event that an improvement district is unable to proceed to the construction phase within a period of ~~two~~ **five** years from the date the City Council passes the resolution creating the local improvement district (LID), the LID shall be considered void, unless Council extends the effective period by resolution for not more than ~~one~~ **five** additional years.

b. The City Clerk shall notify the property owners listed on the preliminary assessment roll that the LID is void or of an extension. Notification of the assessment district and any changes shall also be sent to any new property owner of record.

within the proposed district since the application for the improvement district was initiated.

c. This ordinance applies retroactively to these named improvement districts: Harrington Heights Water & Sewer, Mariner Village/Thorn Subdivision Water & Sewer, Thompson Drive Sewer and Larkspur Court Paving & Partial Reconstruction, listed as ARP-27. (Ord. 97-2, 1997; Ord. 87-14, 1997; Ord. 84-21 S1, 1984).

Section 2. This ordinance is of a general and permanent nature and shall be included in the City Code.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this 14th day of July, 1997.

CITY OF HOMER

Jack Cushing
JACK CUSHING, MAYOR

ATTEST:

Mary L. Calhoun
MARY L. CALHOUN, CMC, CITY CLERK

AYES: 5
NOES: 0
ABSTAIN: 0
ABSENT: 1

First Reading: 06/09/97
Public Hearing: 06/23/97
Second Reading: 07/14/97
Effective Date: 07/15/97

Reviewed and approved as to form and content:

Patti J. Whalin
PATTI J. WHALIN, CITY MANAGER

Gordon J. Tans
GORDON J. TANS, CITY ATTORNEY
MLC