



MEMORANDUM

Ordinance 25-11, An Ordinance Of The City Council Of Homer, Alaska, Amending Homer City Code Chapter 21.90, Administration And Enforcement, To Direct Appeals To The Office Of Administrative Hearings Or A Hearing Officer Appointed By The City Manager. City Manager.

Item Type: Backup Memorandum
Prepared For: Mayor Lord and Homer City Council
Date: January 30, 2025
From: Julie Engebretsen, Community Development Director
Through: Melissa Jacobsen, City Manager

Last spring, Council voiced concern over the lack of city codes. Staff and the attorney spent some time reviewing sections of code that address code compliance, and recommends amendments to Title 1, Title 5, and Title 21. The amendments to title 5 are still being refined and will be brought forward at the next Council meeting.

HCC Title 21.90 provides for Appeals under the Zoning Code. Ordinance 21-44(S) amended city code so that most administrative appeals were no longer heard by the City Council sitting as the Board of Adjustment, or the Planning Commission. However, there is a section of code that still provides for the Planning Commission to serve as the appeal body. Appeals of zoning code enforcement orders are currently still appealable to the Planning Commission. Staff recommends one enforcement process across all sections of Title 21, and find that the hearing officer process has worked well for all other types of appeals.

RECOMMENDATION:

Introduce Ordinance 25-xx and refer to the Planning Commission for review