

Introduced by: Borough Manager
Drafted by: Finance Director
Introduced on: 04/19/2018
Public Hearing Date: 05/03/2018
Adopted on: 05/03/2018

**KODIAK ISLAND BOROUGH
ORDINANCE NO. FY2018-20**

**AN ORDINANCE OF THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH AMENDING THE
KODIAK ISLAND BOROUGH CODE OF ORDINANCES TITLE 8 HEALTH AND SAFETY,
CHAPTER 8.25 SOLID WASTE COLLECTION AND DISPOSAL, BY REPEALING
UNENFORCEABLE SECTION 8.25.090 BILLING AND COLLECTIONS SUBSECTION
D LIENS**

WHEREAS, the existing Solid Waste Collection and Disposal code was put in place in 2010;
and

WHEREAS, staff determined it was necessary to repeal section 8.25.090 subsection D due to
this section no longer being valid and is legally unenforceable.

**NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KODIAK ISLAND
BOROUGH THAT:**

Section 1: This ordinance is of a general and permanent nature and shall become a part of the
Kodiak Island Borough Code of Ordinances; and

Section 2: The Kodiak Island Borough Code of Ordinances Title 8 Health and Safety, Chapter
8.25 Solid Waste and Collection and Disposal is hereby amended by repealing unenforceable
Section 8.25.090 Billing and Collections Subsection D Liens., section 090 Billing and collection,
subsection D as follows:

~~D. Liens. Charges for solid waste collection and disposal service constitute a lien chargeable
against the property being serviced, as if the charge had been levied or assessed as a property
tax. If a customer does not pay solid waste service charges, upon request of the contract hauler,
or by the determination by the borough, the borough, may foreclose the solid waste collection
service lien in the same manner as a property tax lien or as any other lien or mortgage against
property.~~

43 **Effective Date:** This ordinance takes effect upon adoption. (Note: KIBC 2.30.070 states an
44 ordinance takes effect upon adoption or at a later date specified in the ordinance.)

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**ADOPTED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH
THIS THIRD DAY OF MAY, 2018.**

KODIAK ISLAND BOROUGH



Daniel A. Rohrer, Mayor

ATTEST:



Nova M. Javier, MMC, Clerk

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VOTES:

Ayes: Kavanaugh, Schroeder, Smiley, and Crow

Absent: Skinner, Symmons, Van Daele