CITY OF BETHEL

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Introduced by: City Manager Weaver
Date: October 24, 1995
Public Hearing Date: November 14, 1995
Action: Passed
Vote: 4-Yes, 0-No

ORDINANCE #95-29

AN ORDINANCE OF THE BETHEL CITY COUNCIL AMENDING TITLE 18 OF THE BETHEL MUNICIPAL CODE ENTITLED ZONING, SECTION 18.12.020 ENTITLED DEFINITION OF TERMS, AND SECTION 18.52.040 ENTITLED ACCESS TO CLARIFY THE DEFINITION OF "DWELLING, TWO-FAMILY".

WHEREAS, the Planning Commission has reviewed Title 18 and recommends changes to that Title to clarify the definition of "Dwelling, Two-Family" and to correct a typographical error, and

WHEREAS, adopting these recommendations will promote the public health, safety and welfare of the present and future inhabitants of the City of Bethel.

NOW, THEREFORE, BE IT ENACTED by the Bethel City Council as follows:

Section 1: If any part or provision of this ordinance or application thereof to any person or circumstances is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision, or application directly involved in all controversy in which this judgment shall have been rendered, and shall not affect or impair the validity of the remainder of this title or application thereof to other persons or circumstances. The City Council hereby declares that it would have enacted the remainder of this ordinance even without such part, provision, or application.

Section 2: This ordinance shall not be construed as abating any action now pending under, or by virtue of, prior existing laws or as discontinuing, abating, modifying, or altering any penalty accruing or about to accrue, or as affecting the liability of any person, or as waiving any right of the City under any section or provision existing at the time this ordinance is adopted, or as vacating or annulling any right obtained by any person, firm or corporation, by lawful action of the City except as shall be expressly provided for in this title.

Section 3: The definition of "DWELLING, TWO-FAMILY" in Section 18.12.020 of the Bethel Municipal Code is hereby amended to read as follows:

18.12.020 Definitions.

DWELLING, TWO FAMILY. A single residential structure constructed on a single foundation, with common roof and wall lines, containing two dwelling units. Each dwelling unit must be totally separated from the other by a two-hour fire wall (or ceiling, if

"Deep Sea Port and Transportation Center of the Kuskokwim"

the dwelling units are on separate levels) sufficient to meet the requirements of the Uniform Building Code Sections 504 and 1201.

Section 4. Section 18.52.040 of the Bethel Municipal Code is hereby amended to read as follows:

18.52.040 Access.
Each principal structure must be accessed by either a road right-of-way or interior access lane in order to gain services by water delivery, sewer evacuation trucks or emergency vehicles. Such access shall be level so that services vehicles are not easily stranded during icy periods.

Section 5: This ordinance shall take effect upon passage.

PASSED AND APPROVED THIS 14TH DAY OF NOVEMBER, 1995.

Ruth M. Richardson, Mayor

ATTEST:

Connie Tucker, City Clerk