



CITY OF BETHEL

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Introduced by: City Manager Hunter
Date: February 14, 1995
Public Hearing: February 28, 1995
Action: Passed
Vote: 5-Yes, 0-No

ORDINANCE #95-02

AN ORDINANCE OF THE BETHEL CITY COUNCIL AMENDING TITLE 18, SECTION 18.32.050(B), ENTITLED MINIMUM SETBACK REQUIREMENTS

WHEREAS, setback requirements take a greater percentage of land on smaller lots; and

WHEREAS, the remaining area able to be developed on lots smaller than the minimum lot size can be excessively restrictive; and

WHEREAS, the Planning Commission has reviewed and recommends City Council adoption of the proposed revisions.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF BETHEL, ALASKA, 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: Section 18.32.050(B) of the Bethel Municipal Code is hereby amended to read as follows:

18.32.050 Minimum Setback Requirements

B. Interior Yard: Ten (10) feet for lots greater than 7,000 square feet. Seven (7) feet for lots less than 7,000 square feet.

Section 3: 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, firm, or corporation, by lawful action of the City except as shall be expressly provided for in this title.

Section 4. This ordinance shall take effect upon passage.

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PASSED AND APPROVED THIS 28TH DAY OF FEBRUARY, 1995.


Allan Wintersteen, Mayor

ATTEST:


Connie Tucker, City Clerk