

**NORTH SLOPE BOROUGH
ORDINANCE SERIAL NO. 75-6-44**

**AN ORDINANCE AMENDING THE "OFFICIAL ZONING MAP" OF THE
NORTH SLOPE BOROUGH TO REZONE THE AREA KNOWN AS THE
BARROW ENVIRONMENTAL OBSERVATORY (BEO) FROM THE
CONSERVATION DISTRICT TO THE SCIENTIFIC RESEARCH DISTRICT**

WHEREAS, the Barrow Arctic Science Consortium (BASC), acting as an authorized agent of the landowner, Ukpeagvik Inupiat Corporation (UIC), has requested the North Slope Borough Assembly to rezone the area generally known as the Barrow Environmental Observatory (BEO) to be rezoned from Conservation District to Scientific Research District;

WHEREAS, the North Slope Borough Planning Commission reviewed and approved the Master Plan prepared by the Barrow Arctic Science Consortium (BASC) to rezone the area generally known as the Barrow Environmental Observatory (BEO) from Conservation District to Scientific Research District; and

WHEREAS, the BEO consists of approximately 7,466 acres of arctic tundra that has been used by researchers at the Naval Arctic Research Laboratory (NARL) since the 1940's and was set aside by UIC in 1992 for the purpose of scientific research; and

WHEREAS, the purpose of the Scientific Research District designation is to conserve areas that have scientific value or have been used for scientific research for 20 years; and

WHEREAS, the approved Master Plan for this area is a reasonable approach to preserving and encouraging present and future scientific research as well as creating future economic and educational opportunities within the North Slope Borough; and

WHEREAS, the Master Plan is consistent with NSBMC 19.40.075 which requires that a scientific research area accommodate customary and traditional subsistence uses of the land by North Slope residents while discouraging other uses of the land that have a potential to disturb the long term scientific uses of the land; and

WHEREAS, upon review of the rezone request, the Master Plan, the staff recommendation, and following the public hearing, the Planning Commission recommended that the Assembly approve the rezone, making the following findings, as required by NSBMC 19.60.060(E):

(1) The proposed rezoning complies with the applicable policies set out in NSBMC Chapter 19.70; and

(2) The proposed rezoning is in an area with adequate services, including roads, parking, boardwalks, water, sewer, garbage collection, gas, electricity, drainage, police and fire protection for the area; and

(3) The comments from reviewing parties on the proposed rezoning have been adequately addressed; and

(4) There is a demonstrated need for this land to be rezoned as the zoning district requested; and

(5) The resulting district will be a logical, integrated area and will not constitute spot zoning; and

(6) The proposed master plan for this area was approved pursuant to NSBMC 19.60.070 and as part of the Planning Commission's recommendation; and

WHEREAS, the legal description for the area to be rezoned to Scientific Research District is as follows:

See attached Exhibit "A" - L.C.M.F Metes and
Bounds Legal Description for the BEO (4 pages).

NOW THEREFORE, BE IT ENACTED:

SECTION 1. Classification. This ordinance is a non-code ordinance.

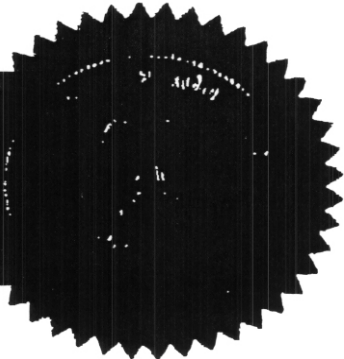
SECTION 2. Severability. If any provision of this ordinance, or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and application to other persons or circumstances shall not be affected thereby.

SECTION 3. Effectiveness. This ordinance shall become effective upon adoption.

SECTION 4. Approval. The North Slope Borough Assembly amends the "Official Zoning Map" by rezoning the above legally described area of the BEO from Conservation District to Scientific Research District subject to the conditions, general stipulations and advisory language set forth in Planning Commission Resolution 2003-02, the staff recommendation and the approved Master Plan. The "Official Zoning Map" and the master digital copy of such shall be updated by the Borough Planning Department to reflect this amendment.

INTRODUCED: June 3, 2003

ADOPTED: July 1, 2003



Charlotte Brower

**CHARLOTTE BROWER
PRESIDENT OF THE ASSEMBLY**

Date: 7-1-05

ATTEST:

Beth J. ...

BOROUGH CLERK

Date: July 1, 2003

George N. Ahmaogak, Sr.

**GEORGE N. AHMAOGAK, SR.
BOROUGH MAYOR**

Date: _____

2 July 2003