

Introduced by: Mayor  
Date: May 17, 1983  
Hearing: Jun. 21, 1983  
Vote: Unanimous  
Action: Enacted

KENAI PENINSULA BOROUGH

ORDINANCE 83-41

AUTHORIZING AN EXCHANGE OF CERTAIN BOROUGH PATENTED LANDS WITH PAUL W. AND BETTY J. NELSON FOR LANDS OF EQUAL VALUE.

WHEREAS, Paul W. and Betty J. Nelson made application and paid the prescribed fee for a negotiated sale; and

WHEREAS, the Planning Commission held a public hearing on October 9, 1982 to receive testimony on this application; and

WHEREAS, the Planning Commission met on October 18, 1982 and recommended that a land trade be effected between the Borough and Paul and Betty Nelson on an equal value basis; and

WHEREAS, the Planning Commission met on April 25, 1983 and reviewed the proposed exchange and recommended approval; and

WHEREAS, KPB 17.04.050(C) provides authority for the Mayor to negotiate a sale or lease or to otherwise dispose of Borough lands upon authorization by ordinance;

NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:


Section 1. That the Borough patented lands described as Lot 6, Sec. 30, T5N, R11W, S.M.; containing 4.04 acres, more or less, be exchanged with Paul W. and Betty J. Nelson for property owned by them and described as being the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$  and SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , all lying west of the Kalifonsky Beach Road right-of-way within Sec. 30, T5N, R11W, S.M.

Section 2. That the Borough patented lands described as the north 165 feet of Lot 11 and the north 165 feet of Lot 12 all within Sec. 30, T5N, R11W, S.M. be exchanged with Paul W. and Betty J. Nelson for property owned by them and described as being the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  except the north 165 feet, lying west of the Kalifonsky Beach Road right-of-way within Sec. 30, T5N, R11W, S.M.

Section 3. That the lands described above are subject to surveying and platting. The costs of the surveying and platting are to be paid equally by the Borough and Paul W. and Betty J. Nelson and completed within 180 days of notification of approval.

Section 4. That the Mayor is authorized to sign such documents deemed necessary to effectuate this resolution and be in the best interests of the Borough.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 21st DAY OF June, 1983.

  
Donald L. McCloud, Assembly President

ATTEST:

  
Borough Clerk