

Introduced by: Mayor
Date: May 2, 1989
Hearing: June 6, 1989
Action: Adopted
Vote: Unanimous

KENAI PENINSULA BOROUGH
ORDINANCE 89-25(SUBSTITUTE)

AUTHORIZING BOROUGH PATENTED LANDS TO BE LEASED TO THE MOOSE RIVER RAFT RACE AND STERLING DAYS, INCORPORATED

WHEREAS, the borough has received patent to Government Lot 9, Section 11, Township 5 North, Range 9 West, S.M., Alaska on March 21, 1983; and

WHEREAS, the community of Sterling has demonstrated a need to establish a community center which would be used for community club meetings, youth activities, and as a senior center; and

WHEREAS, the Planning Commission, at their meeting of April 3, 1989, recommended approval of the proposed lease;

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

Section 1. That the following described parcel of land is hereby authorized for lease to the Moose River Raft Race and Sterling Days, Inc.:

Government Lot 9, Section 11, Township 5 North,
Range 9 West, Seward Meridian, Alaska containing
± 2.63 acres

Section 2. That the above described real property shall be leased free of charge so long as it is used for community purposes.

Section 3. That the term of the lease is for an initial period of three (03) years with options to renew the lease for an additional twenty-five years. Said options to renew shall be at five year intervals and shall be exercised by agreement of all parties. Should the parties be unable to agree to renew the lease, the lease shall terminate.

Section 4. That the Moose River Raft Race and Sterling Days Inc. shall maintain and provide proof of insurance as detailed in the lease agreement.

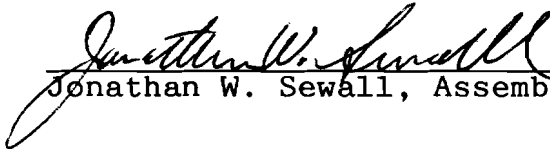
Section 5. That the Moose River Raft Race and Sterling Days, Inc. is required to provide notice and receive approval from the borough administration prior to the construction of the access road, building and any site preparation or other improvements within the above described lands.

Section 6. The mayor may impose such additional lease condition and terms as are reasonably necessary to protect the interest of the borough.


Section 7. That the mayor is authorized to sign such documents necessary to effectuate this lease and is authorized to provide yearly extensions to the lease if it is in the best interests of the borough and the Sterling community.

Section 8. That this ordinance takes effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 6th DAY OF June, 1989.


Jonathan W. Sewall, Assembly President

ATTEST:


Borough Clerk