

Introduced by: Mayor
Date: June 5, 1990
Hearing: June 19, 1990
Action: Enacted as Amended
Vote: Unanimous

KENAI PENINSULA BOROUGH
ORDINANCE 90-44

AUTHORIZING THE SALE OF BOROUGH LANDS LOCATED ON THE WEST SIDE OF COOK INLET TO MARATHON OIL COMPANY FOR THE PURPOSE OF ESTABLISHING A DRILLING MUD DISPOSAL SITE

WHEREAS, the borough filed a selection on the E1/2 of Section 36, Township 9 North, Range 15 West, Seward Meridian as authorized by Kenai Peninsula Borough Resolution 89-43; and

WHEREAS, the intent of this selection was for the ultimate disposal of the lands to Marathon Oil Company for establishment of a drilling mud disposal site; and

WHEREAS, the State of Alaska has issued a decision to the borough approving of the selection; and

WHEREAS, Marathon Oil Company desires to begin construction and operation of this facility during the early 1990 construction season; and

WHEREAS, the Kenai Peninsula Borough Planning Commission considered this disposal action at its meeting of May 21, 1990.

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

Section 1. That lands described as being the E1/2 of Section 36, Township 9 North, Range 15 West, Seward Meridian, Alaska, containing 320 acres, more or less, are hereby classified as lands for disposal to Marathon Oil Company.

Section 2. That Marathon Oil Company shall bear the cost to have a survey performed and plat prepared, submitted and filed in the appropriate recording district for the lands in accordance with Title 26 of the Borough Code of Ordinances and all appropriate state requirements. Said survey and plat shall be completed prior to conveyance to Marathon Oil Company.

Section 3. That the price of the lands shall be the assessed value as determined by the borough assessor or as negotiated by the mayor based on the assessed value and a value as determined by an independent fee appraiser. The cost of any appraisal submitted by an independent fee appraiser shall be the burden of Marathon Oil Company.

Section 4. That upon payment in full at the time of purchase the mayor shall execute a warranty deed to Marathon Oil Company.

Section 5. That the mayor is authorized to sign any documents necessary to effectuate this ordinance and deemed to be in the best interests of the borough.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 19th DAY OF June, 1990.


James W. Skogstad, Assembly President

ATTEST:


Borough Clerk