

Introduced by: Mayor @ Req. of  
Planning Commission  
Date: October 9, 1990  
Hearing: November 13, 1990  
Action: Enacted  
Vote: Unanimous

KENAI PENINSULA BOROUGH

ORDINANCE 90-61

AUTHORIZING DISPOSAL OF KENAI PENINSULA BOROUGH LANDS TO THE STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES FOR THE WIDENING OF THE STERLING HIGHWAY PROJECT IR-OA3-(3)/56735 AND GRANTING AN EASEMENT FOR A UTILITY ANCHOR EASEMENT

WHEREAS, the borough has obtained BLM Lots 3 and 4, Section 10, T5N, R9W, S.M. through the Municipal Entitlement Act; and,

WHEREAS, the borough obtained Lot 2, Block 1, Sumpter Subdivision through the tax foreclosure process; and,

WHEREAS, the borough public works department requested that Lot 2, Block 1, Sumpter Subdivision be retained for future location of a solid waste transfer site; and,

WHEREAS, the State of Alaska Department of Transportation and Public Facilities has requested purchase of rights-of-way parcels and the granting of a utility anchor easement; and,

WHEREAS, the State of Alaska Department of Transportation and Public Facilities had the right-of-way acquisition areas appraised; and,

WHEREAS, the borough assessing department reviewed the appraisals and concurred with the appraised values; and,

WHEREAS, the borough planning commission reviewed the disposal and utility anchor easement at its meeting of September 24, 1990 and recommended approval; and,

WHEREAS, it would be in the best interests of the borough to sell the requested rights-of-way to improve the Sterling Highway,

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

Section 1. That the mayor is authorized to sign all documents necessary to complete the sale of rights-of-way to the State of Alaska Department of Transportation and Public Facilities. Said rights-of-way parcels are located within BLM Lots 3 and 4, Section 10, T5N, R9W, S.M. and Lot 2, Block 1, Sumpter Subdivision as shown on Attachments A through C and are hereby authorized for


disposal to the State of Alaska Department of Transportation and Public Facilities.

Section 2. That the sale price of the right-of-way within BLM Lots 3 and 4, Sec 10, T5N, R9W, S.M. shall be \$7,700 and within Lot 2, Block 1, Sumpter Subdivision shall be \$1,075.

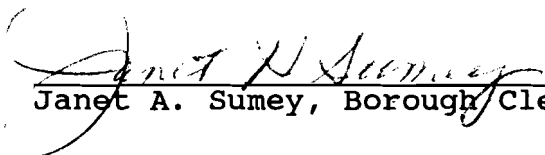
Section 3. That the mayor is authorized to grant a utility anchor easement located within BLM Lot 3, Section 10, T5N, R9W, S.M. as requested and shown on Attachment D.

Section 4. That this ordinance takes effect upon enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 13th DAY OF December, 1990.

  
James W. Skogstad, Assembly President

ATTEST:

  
Janet A. Sumey, Borough Clerk