

Introduced Mayor  
Date: December 16, 1997  
Hearing: January 20, 1998  
Action: Enacted  
Vote: 7 Yes, 2 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 97-77**

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF TRACT A, A.S.L.S. 91-6,  
FILED AS PLAT NO. 92-4, SEWARD RECORDING DISTRICT TO THE COOPER  
LANDING COMMUNITY CLUB FOR RECREATIONAL USE**

**WHEREAS**, in accordance with KPB Assembly Resolution 90-124 a selection application was filed with the State of Alaska pursuant to AS 29.65.010, AS 38.05.810 and serialized ADL 225529 for the purpose of conveying land to the Cooper Landing Community Club for use as a rifle range; and

**WHEREAS**, the Borough received State Patent No. 12955 for Tract A, A.S.L.S. 91-6, filed as Plat No. 92-4, Seward Recording District, for the subject land; and

**WHEREAS**, KPB Assembly Resolution 97-066 classified Tract A, A.S.L.S. 91-6, filed as Plat No. 92-4, Seward Recording District "Recreational"; and

**WHEREAS**, Tract A, A.S.L.S. 91-6, filed as Plat No. 92-4, Seward Recording District has been deposited into the Land Bank pursuant to KPB 17.10.060 (B); and

**WHEREAS**, Cooper Landing Advisory Planning Commission recommended enactment of this ordinance at its December 10, 1997 meeting; and

**WHEREAS**, Planning Commission recommended enactment of this ordinance at its December 15, 1997 meeting; and

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

**SECTION 1.** The assembly finds that selling Tract A, A.S.L.S. 91-6, filed as Plat No. 92-4, Seward Recording District, to the Cooper Landing Community Club for recreational purposes, for an amount other than fair market value, is in the best interests of the public and the Borough. This finding is based on the following facts:

- a. In accordance with KPB Assembly Resolution 90-124 a selection application was filed with the State of Alaska pursuant to AS 29.65.010, AS 38.05.810 and serialized ADL 225529 for the purpose of conveying land to the Cooper Landing Community Club for recreational use; and

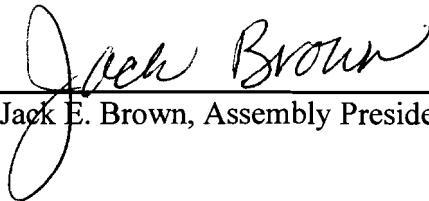
- b. KPB Assembly Resolution 97-066 classified Tract A, A.S.L.S. 91-6, filed as Plat No. 92-4, Seward Recording District "Recreational"; and
- c. Conveying the land to the Cooper Landing Community Club for recreational use will benefit the entire community.

**SECTION 2.** The mayor is authorized, pursuant to KPB 17.10.100(I), Negotiated Sale or Lease, to convey by Quitclaim Deed, its fee simple interest in Tract A, A.S.L.S. 91-6, filed as Plat No. 92-4, Seward Recording District, to the Cooper Landing Community Club for recreational purposes. The Quitclaim Deed shall be executed within 60 days of enactment of this ordinance.

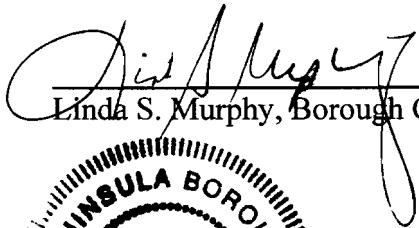
**SECTION 3.** The consideration to be paid the Borough for Tract A, A.S.L.S. 91-6, filed as Plat No. 92-4, Seward Recording District shall be One Dollar.

**SECTION 4.** That this ordinance shall take effect immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 20TH DAY OF JANUARY, 1997**

  
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Jack E. Brown, Assembly President

ATTEST:

  
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Linda S. Murphy, Borough Clerk

