

Introduced by: Mayor at the
request of the
Planning Commission
Date: April 6, 1982
Action: Adopted
Vote: Unanimous

KENAI PENINSULA BOROUGH

RESOLUTION 82-48

AUTHORIZING THE GRANT OF EASEMENTS TO THE CITY OF KENAI FOR THE PURPOSE OF CONSTRUCTING AND MAINTAINING STORM WATER DRAINAGE FACILITIES.

WHEREAS, the City of Kenai proposes to construct and maintain drainage facilities in conjunction with improvements to the streets Lawton, Tinker, Walker and Rogers; and

WHEREAS, drainage from a small portion of this project empties into a swale that crosses Borough land; and

WHEREAS, drainage facilities are required to provide for desirable storm water runoff affected by these improvements; and

WHEREAS, the Planning Commission at its meeting of February 22, 1982, recommended granting the requested easements.

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

Section 1: That the Mayor is authorized to execute a grant of easement to the City of Kenai for the purpose of construction and maintenance of drainage facilities for storm water runoff from city streets, in the area described as:

Parcel No. 1: Commencing from the North 1/4 corner of Section 4, T5N R11W, S.M., Alaska, proceed east 221 feet along the north line of Section 4 to the true point of beginning and Corner 1; thence S0°05'E-292.8 feet to Corner 2; thence east 30 feet to Corner 3; thence N0°05'W-292.8 feet to the north line of Section 4 and Corner 4; thence west 30 feet to the true point of beginning embracing 0.207 acres more or less.

Parcel No. 2: The north 270 feet of east 30 feet of NW¼NE¼ Section 4, T5N R11W, S.M., Alaska.

Section 2. That the Mayor is authorized to execute a grant of easement to the City of Kenai for the purpose of unobstructed flow of storm water runoff from city streets, in the area described as:

Parcel No. 1A: Commencing from the North 1/4 corner of Section 4, T5N R11W, S.M. Alaska, proceed east 236 feet along the north line of Section 4 to a point thence S0°05'E-292.8 ft. to the true point of beginning for the center line of a 30 foot drainage easement; thence along the natural flow line of a ravine on the following course S26°34'W-492.7 feet; thence S0°05'E-586.5 feet on a line parallel to and 15 feet east of the N-S center line of Section 4 to the south line of NW1/4 NE1/4 of Section 4 and terminus of easement.

Parcel No. 2A: The south 1050 feet of east 30 feet of NW¼NE¼ Section 4, T5N R11W, S.M. Alaska.

Section 3. The easements granted shall be on such terms and conditions as the Mayor deems necessary to protect the interests of the Borough. The duration of the easements shall be for the term that the drainage facilities are in service.

Section 4. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON
THIS 6th DAY OF April, 1982.


John C. Davis, Assembly President

ATTEST:


Borough Clerk