

Introduced by: Mayor  
Date: May 17, 1983  
Vote: Unanimous  
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 83-130

AUTHORIZING A NEGOTIATED LAND SALE FOR CERTAIN BOROUGH PATENTED LANDS TO TIMOTHY B. AND MARILYN K. KEENER.

WHEREAS, the Borough enacted Ordinance 82-23 (Amended) on May 4, 1982; and

WHEREAS, the Borough advertised by public notice for applications in accordance with Ordinance 82-23 (Amended); and

WHEREAS, an application by Timothy B. and Marilyn K. Keener was received within the prescribed period of time and the application fee was paid; and

WHEREAS, the Planning Commission held a public hearing on October 9, 1982 and on October 18, 1982 recommended no action be taken until a court decision was received on the 1979 lottery; and

WHEREAS, the Supreme Court of the State of Alaska has ruled the provisions of the 1979 lottery as unconstitutional; and

WHEREAS, the Planning Commission reviewed and acted on this application at its April 25, 1983 meeting;

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

Section 1. That the following described lands be classified for disposal and sold to Timothy B. and Marilyn K. Keener:

A portion of Tract 1, Kalbea Subdivision lying north of Mosquito Avenue. Said portion to be 2.5 acres, more or less, and to include the ravine.

Section 2. That the parcel described in Section 1 shall be surveyed and platted in accordance with all Kenai Peninsula Borough ordinances and completed within 180 days of notification of Assembly approval. The surveying and platting fees shall be paid by Timothy B. and Marilyn K. Keener.

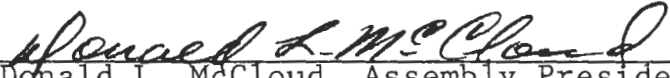
Section 3. That the sale price will be based on the current assessed value upon completion of the survey and plat.

Section 4. That the purchase of the parcel will be made by either payment in full or a down payment equal to at least fifteen percent (15%) of the total purchase price. Ten percent (10%) simple interest shall accrue annually on the unpaid

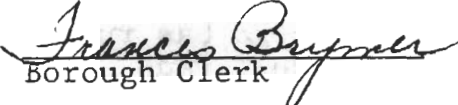
balance. The appropriate documents must be signed and the down payment must be paid within 30 calendar days after notification of eligibility by certified mail or the right to purchase the land shall be forfeited.

Section 5. That the Mayor is authorized to sign such documents deemed necessary to effectuate this resolution and in the best interests of the Borough.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 17th DAY OF May, 1983.

  
Donald L. McCloud, Assembly President

ATTEST:

  
Borough Clerk