

Introduced by: Mayor
Date: Nov. 1, 1983
Vote: Unanimous
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 83-198

GRANTING A NON-EXCLUSIVE SPECIAL LAND USE PERMIT TO WEST COOK INLET CONTRACTORS FOR A BARGE UNLOADING SITE WITHIN THE SW $\frac{1}{4}$, SECTION 20, T12N, R10W, S.M.

WHEREAS, the West Cook Inlet Contractors has applied for a permit to use Borough patented land as a barge unloading site for off loading of construction materials and equipment; and

WHEREAS, Chevron, U.S.A. already holds a non-exclusive Special Land Use Permit for the same barge unloading site and sees no conflict with the granting of this permit; and

WHEREAS, the Planning Commission considered the request at its meeting of September 12, 1983, and unanimously approved the request subject to certain terms and conditions;

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

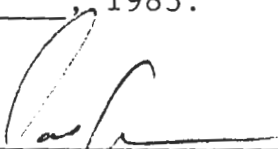
Section 1. That the Assembly hereby authorizes a non-exclusive lease to West Cook Inlet Contractors for a three (3) acre, more or less, parcel located within the SW $\frac{1}{4}$ of Section 20, T12N, R10W, S.M., for a period of time commencing on the date of this resolution, and terminating three years hence, subject to the following terms and conditions:

1. The Lessee shall pay annually, in advance, the sum of \$250.00 as rental.
2. The Lessee shall keep the premises in a neat, sanitary and orderly condition.
3. The Lessee shall take all reasonable precautions to prevent and suppress forest, brush and grass fires and to prevent the pollution of waters on or in the vicinity of the lands.
4. The Lessee shall not cut standing timber on the premises without written permission.
5. The Lessee shall not close roads or trails commonly used by the public within the premises.
6. Barge loading and off-loading shall not interfere with setnet fishing.
7. The Borough reserves the right to permit other users to utilize the barge loading site.

8. The Borough reserves the right to cancel this lease with thirty (30) days written notice to the Permittee.



Section 2. That the Mayor is authorized to execute such documents as may be necessary and proper to effectuate the lease.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 1st DAY OF November, 1983.



Assembly President (Vice)
Joe Arness

ATTEST:


Borough Clerk

J. Brindley, Dpty.