

Introduced by: Mayor
Date: Jan. 22, 1985
Vote: UNANIMOUS
Action: ADOPTED

KENAI PENINSULA BOROUGH
RESOLUTION 85-10 (AMENDED)

AUTHORIZING A LETTER OF ENTRY FOR THE CONSTRUCTION AND MAINTENANCE OF AN ELECTRIC TRANSMISSION LINE AND PROVIDING FOR THE ISSUANCE OF THE EASEMENT DOCUMENT UPON COMPLETION.

WHEREAS, Homer Electric Association proposes to construct a 115,000 volt electric transmission line from the Fritz Creek area in Homer to Soldotna; and

WHEREAS, the route of the line necessitates the crossing of borough selected and patented lands; and

WHEREAS, Gilbert-Commonwealth, an engineering and consulting firm, representing Homer Electric Association has requested an easement for the construction and maintenance of the proposed transmission line across borough selected and patented lands; and

WHEREAS, the Planning Commission reviewed the request at its January 7, 1985 meeting and recommended that a letter of entry be issued and that upon completion of construction an as-built survey of the line be submitted for the preparation of an easement document;

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

Section 1. That a letter of entry be issued for a 100 ft. wide easement for the purpose of constructing a high voltage electric transmission line across borough selected lands within Sections 24 and 25, T4N, R11W, S.M., Sections 5, 7, 8, 18, 19 and 31, T4S, R11W, S.M. and Sections 14 and 15 and 21, T5S, R12W, S.M. and borough patented lands within Sections 28 and 33, T3N, R11W, S.M., Sections 12 and 13, T4N, R11W, S.M. and Sections 22, T5S, R12W, S.M., and Sections 17 and 18, T2N, R11W. S.M.

Section 2. That upon completion of construction Homer Electric Association shall submit to the borough an as-built survey defining the location of the line, and provide for removal of all disturbed trees and stumps six (6) inches and over in diameter. Upon receipt of the survey the borough shall issue a document to be recorded in the appropriate recording district(s) granting a 100 ft. wide non-exclusive easement for the construction and maintenance of the line.

Section 3. That the Borough shall reserve the right of reasonable public access to these properties that does not unduly interfere with the construction, operation, or maintenance of the electric transmission line.


Section 4. That the Mayor is authorized to sign any and all documents necessary to effectuate this resolution and deemed to be in the best interests of the borough.

Section 5. That this resolution shall take effect immediately upon adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 5th DAY OF February, 1985.


Marilyn Dimmick, Assembly President

ATTEST:


Joanne Bradley
Borough Clerk