

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

KENAI PENINSULA BOROUGH

RESOLUTION 85-13

REQUESTING THE MAYOR TO EXHAUST ALL AVENUES OF NEGOTIATION FOR RIGHT-OF-WAY ACQUISITION FOR SPORTS LAKE ROAD.

WHEREAS, the intersection Sports Lake Road at the Spur Highway does not have adequate site distance; and

WHEREAS, the corner at the entrance to Sport Lake Road is not designed to meet current State minimum standards for such intersections; and

WHEREAS, all other right-of-ways for the proposed Sports Lake Road project have been acquired or have been agreed upon for the acquisition except land needed to bring the Sports Lake Road intersection up to present State safety standards; and

WHEREAS, natural gas service to Sports Lake residents is being held up until such time as the right-of-way is established so that the pipeline company will know where its lines must be located; and

WHEREAS, public hearings on Sport Lake Road have shown support for this project; and

WHEREAS, negotiations have not been successful for acquisition of the right-of-way for the property necessary for design and construction of the intersection portion of the road;

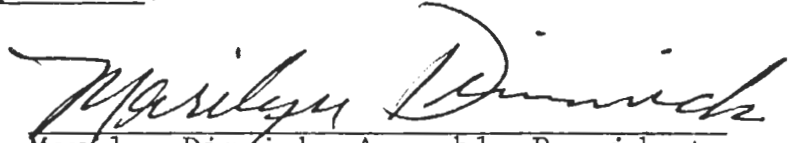
NOW THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That the assembly requests the Mayor to enter into further negotiations with the owner of the properties abutting the last portion of the road to join to Sports Lake Road that would join the Spur Highway and to exhaust all avenues of further negotiations with the owners of the land to acquire this right-of-way within the limits of appraised fair market value.

Section 2. That the Mayor shall report the results of such negotiations within ninety (90) days to the assembly or advise the assembly that the negotiations have been unsuccessful and that the right-of-way cannot be acquired by agreement.

Section 3. That this resolution takes effect immediately upon its adoption.

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

  
Marilyn Dimmick, Assembly President

ATTEST:

  
Borough Clerk