

Introduced by: Mayor  
Date: Sept. 17, 1985  
Vote: 13 No, 1 Yes  
Action: Defeated

KENAI PENINSULA BOROUGH

RESOLUTION 85-155

A RESOLUTION APPROVING THE GRANT OF PUBLIC ACCESS ACROSS KENAI PENINSULA BOROUGH PATENTED LANDS.

WHEREAS, the Kenai Peninsula Borough has received patent from the State of Alaska for certain lands in the Anchor Point area described as the N $\frac{1}{2}$ NE $\frac{1}{4}$  Section 4, Township 6 South, Range 14 West, S.M.; and

WHEREAS, conveyance of this land was patented to the Kenai Peninsula Borough on December 13, 1982 by Patent No. 6788; and

WHEREAS, this Borough patented land precludes any access from public rights-of-way to the privately owned land described as Lots 51 and 52 Kachemak Bay Ranchos Subdivision; and

WHEREAS, certain owners of the above described private property have requested the Kenai Peninsula Borough to grant a right-of-way for public access and utility easement across Borough patented land; and

WHEREAS, on May 6, 1985 the Planning Commission voted unanimously to recommend approval of the adoption of Resolution 85-92;

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

Section 1. That the Kenai Peninsula Borough approves the grant of a right-of-way for public access and utility easement over Borough patented lands, running 1,848 feet, more or less in length and/or containing 2.5 acres, more or less and shall extend a width of 60 feet all within the NW $\frac{1}{4}$ NE $\frac{1}{4}$  Section 4, Township 6 South, Range 14 West, S.M. to be named Forest Drive.

Section 2. That an as-built survey will be submitted to the Kenai Peninsula Borough upon the completion of construction.

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

~~DEFEATED~~  
~~ADOPTED~~ BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1985.

\_\_\_\_\_  
Marilyn Dimmick, Assembly President

ATTEST:

\_\_\_\_\_  
Borough Clerk