

Introduced by: Mayor
Date: Oct. 8, 1985
Vote: 9 NO, 5 YES
Action: FAILED

KENAI PENINSULA BOROUGH

RESOLUTION 85-177

GRANTING A PUBLIC EASEMENT ACROSS BOROUGH OWNED LAND LOCATED IN THE E $\frac{1}{2}$ SECTION 12, TOWNSHIP 4 NORTH, RANGE 11 WEST, S.M., ALASKA.

WHEREAS, the Kenai Peninsula Borough has received patent from the State of Alaska for certain lands in the Soldotna area described as the E $\frac{1}{2}$ of Section 12, Township 4 North, Range 11 West, S.M., Alaska; and

WHEREAS, conveyance of this land was patented to the Kenai Peninsula Borough on October 20, 1972 by Patent No. 1517; and

WHEREAS, certain owners of a proposed exclusive subdivision located in the SW $\frac{1}{4}$ Section 12, Township 4 North, Range 11 West, S.M. have requested the Kenai Peninsula Borough to grant a right-of-way for public access and utility easement across Borough patented land; and

WHEREAS, the Planning Commission considered this request at its September 9, 1985 meeting and recommended the granting of the easement;

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 for a 60 foot wide, \pm 1,280 foot public road and utility easement located along the northern boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, lying west of the Sterling Highway, containing 1.7 acres more or less, all within Township 4 North, Range 11 West, Seward Meridian, Alaska.

Section 2. That the Mayor is authorized to sign such documents in granting these easements.

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

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS _____ DAY OF _____, 1985.

Betty Glick, Acting Assembly President

ATTEST:

Borough Clerk