

Introduced by: Mayor
Date: Nov. 19, 1985
Action: Adopted
Vote: Unanimous

KENAI PENINSULA BOROUGH

RESOLUTION 85-198

GRANTING A NON-EXCLUSIVE SPECIAL LAND USE PERMIT TO M/V CONSTRUCTOR COMPANY FOR THE BARGE LOADING/UNLOADING SITE LOCATED WITHIN SECTION 20, T12N, R10W, S.M.

WHEREAS, M/V Constructor Company has applied for a permit to use Borough patented land as a barge loading/unloading site for equipment and supplies; and

WHEREAS, Chevron U.S.A. and West Cook Inlet Contractors hold non-exclusive Special Land Use Permits for the same barge site; and

WHEREAS, the Planning Commission considered the request at its meeting of October 21, 1985, and 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 a non-exclusive Special Land Use Permit is hereby granted to M/V Constructor Company 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 enactment of this resolution and terminating three years hence, upon the following terms and conditions:

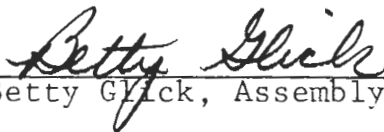
1. The Permittee shall pay annually, in advance, the sum of \$250.00 as rental.
2. The Permittee shall keep the premises in a neat, sanitary and orderly condition.
3. The Permittee shall take all reasonable precautions to prevent and suppress forest, brush and grass fires and to prevent the pollution of waters on or in the vicinity of the permit area.
4. The Permittee shall not cut standing timber on the premises without written permission.
5. The Permittee shall not close roads or trails on the premises without written permission.
6. Barge loading and unloading shall not interfere with setnet fishing operations.

7. The Borough reserves the right to permit other users to utilize the site.
8. The Borough reserves the right to cancel this permit with thirty (30) days written notice to the Permittee.

Section 2. That the Mayor is authorized to sign any and all documents deemed necessary to effectuate this resolution and to be in the best interests of the Borough.

Section 3. That this resolution shall take effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 19th DAY OF November, 1985.


Betty Glick, Assembly President

ATTEST:


Borough Clerk