

Introduced by: Mayor
Date: Dec. 15, 1987
Vote: 13 Yes, 2 No
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 87-117

APPROVING THE DEDICATION OF PUBLIC ACCESS AND UTILITY RIGHT-OF-WAY ACROSS BOROUGH PATENTED LANDS.

WHEREAS, the Borough has received patent #4497 in the Coho area described as the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 2, Township 3 North, Range 12 West, Seward Meridian, Alaska; and

WHEREAS, historically a constructed road has been used across Borough lands for public access and a utility corridor serving Madsen Subdivision; and

WHEREAS, a certain owner within Madsen Subidvision has requested the Borough to dedicate a public right-of-way containing the existing constructed road and a utility right-of-way that crosses these Borough lands; and

WHEREAS, the Central Peninsula Road Maintenance Service Area passed a motion in support of the approval of the dedication of the constructed road at their November 10th, 1987 meeting; and

WHEREAS, the Planning Commission recommended dedication of the right-of-way at it's November 23, 1987 meeting;

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

Section 1. That the Borough is authorized to dedicate by plat a 60 foot wide right-of-way containing the constructed public road and utility right-of-way running + 960 feet, named Madsen Avenue across those lands described as the E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 2, T3N, R12W, S.M., Alaska. The right-of-way dedication shall contain conditions for location of utilities within the right-of-way as the Mayor and Planning Commission deem appropriate.

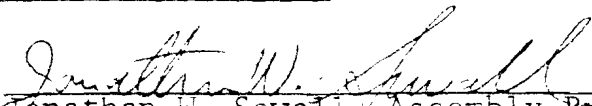
Section 2. That the Borough may vacate any repetitive right-of-way which may serve Madsen Subdivision across these described lands.


Section 3. That the Mayor is authorized to sign such documents necessary to effectuate this resolution.

Section 4. That this resolution takes effect immediately upon it's adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 15th DAY OF December, 1987.

ATTEST:


Jonathan W. Sewall, Assembly President


Borough Clerk