

Introduced by: Mayor
Date: July 21, 1987
Vote: Unanimous
Action: Adopted

KENAI PENINSULA BOROUGH

RESOLUTION 87-56

APPROVING THE GRANT OF A CONSTRUCTION EASEMENT ACROSS BOROUGH OWNED LANDS.

WHEREAS, the Borough received ownership by Quitclaim Deed on September 4, 1968 to Tract "A", Homer School Survey, Homer Recording District #68-773; and

WHEREAS, the City of Homer has requested a construction easement for the expansion of a water district to serve West Hill Road and the borough's newly acquired school site, Lot 1, Foot-hills Sub., Unit 1; and

WHEREAS, this easement is only temporary, since all improvements will be placed within the existing Sterling Highway Road right-of-way; and

WHEREAS, the Planning Commission and the Kenai Peninsula Borough School District recommended the construction easement be approved;

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

Section 1. That the Borough grants a temporary construction easement for the term of two years to the City of Homer for that strip of land being 15 feet in width running parallel to the Sterling Highway \pm 1,005 feet extending the entire length of the property boundary all within Tract "A" Homer School Survey, Kenai Recording District #68-773.

Section 2. That the City of Homer shall be responsible for properly locating all construction work within the easement and shall notify the Kenai Peninsula Borough in writing prior to any work taking place on borough lands.

Section 3. That the City of Homer shall, at its sole expense, restore the land within the easement to its original condition, as nearly as possible, and reseed with grasses within 12 months of installation and final acceptance of the sewer and water utility main and its appurtenances, and correct and maintain any driveways and drainage ways as required.

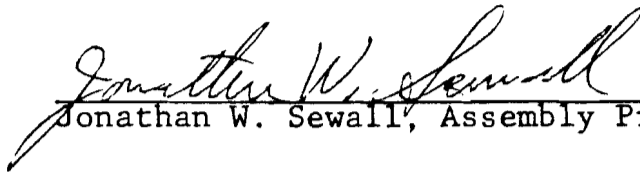
Section 4. That the City of Homer shall cause a record of survey plat to be prepared prior to construction and shall replace all survey monuments destroyed after construction as required by the Borough.

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Section 5. That the Mayor is authorized to sign such documents necessary to effectuate this easement.

Section 6. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 21st DAY OF July, 1987.


Jonathan W. Sewall, Assembly President

ATTEST:


Borough Clerk