

Introduced by: Mayor
Date: 6/06/95
Carried over to: 6/20/95
Action: Adopted as Amended
Vote: 8 Yes, 1 No

**KENAI PENINSULA BOROUGH
RESOLUTION 95-031**

**A RESOLUTION CLASSIFYING TRACT A, CAYMAS SUBDIVISION
CONTAINING 26.61 ACRES AS PRESERVATION**

WHEREAS, Tract A, Caymas Subdivision is currently unclassified; and

WHEREAS, the Borough has received State of Alaska Patent No. 6167 for the land to be classified; and

WHEREAS, in accordance with Chapter 17.10.080 public notice has been published and notification has been sent to land owners and/or leaseholders of record within one-half mile of the area to be classified, and to applicable agencies and interested parties; and

WHEREAS, Tract A, Caymas Subdivision should be retained in public ownership and not developed in order to enhance riparian habitat along the Kenai River; and

WHEREAS, the Planning Commission held a public hearing on the proposed classification April 24, 1995 and recommended adoption of Resolution 95-031 by a majority vote;

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

SECTION 1. That Tract A, Caymas Subdivision according to Plat No. KN 90-36 be classified as Preservation.

SECTION 2. That the vacation of the 50' right-of-way is remanded to the Planning Commission for reconsideration.

SECTION 3. That the Borough shall petition the State of Alaska to vacate the 50' right-of-way eastment on said parcel to the Borough for habitat protection.

SECTION 4. That copies of this resolution shall be sent to Governor Tony Knowles, State Sentators Judy Salo, John Torgerson and Georgianna Lincoln, State Representatives Gary Davis, Mike Navarre, Gail Phillips and Irene Nicholia and Department of Natural Resources Commissioner

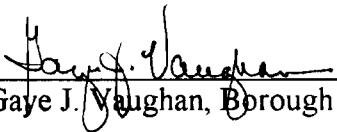
SECTION 5. That this classification shall take effect immediately upon adoption of this resolution.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 20th
DAY OF JUNE, 1995.**



Andrew P. Scalzi, Assembly President

ATTEST:



Gaye J. Vaughan, Borough Clerk