

Introduced by: Mayor at request
of Petitioner
Date: 12/17/96
Action: Defeated
Vote: 3 Yes, 4 No
Reconsideration: 1/07/97

**KENAI PENINSULA BOROUGH
RESOLUTION 96-111**

**A RESOLUTION RECLASSIFYING FROM PRESERVATION TO COMMERCIAL
APPROXIMATELY FIVE ACRES OF BOROUGH LAND LOCATED IN COOPER
LANDING IN THE QUARTZ CREEK AREA.**

- WHEREAS,** Ed and Kathleen Martin have submitted a petition to reclassify from Preservation to Commercial approximately 5 acres of borough land for development of a commercial tourist attraction, offering hands-on experience in gold mining and sluicing, etc., with small shops; and
- WHEREAS,** the Kenai Peninsula Borough has received Final Decision from the State of Alaska for KPB municipal entitlement selection ADL No. 201307, recorded in Book 470, Page 30, Kenai Recording District; 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 a one-half mile radius of the land to be classified, applicable agencies, and interested parties; and
- WHEREAS,** KPB Resolution 96-031 classified the subject land as Preservation with an overlay classification of Resource Management.
- WHEREAS,** KPB Ordinance 96-37 incorporated the 1996 Cooper Landing Land Use Plan Update as an element of the Kenai Peninsula Borough Comprehensive Plan. KPB Resolution 96-079 classified Borough land in Cooper Landing as recommended by the 1996 Cooper Landing Land Use Plan Update.
- WHEREAS,** the Planning Commission held a public hearing on the proposed classification during their regularly scheduled November 25, 1996 meeting. A motion to recommend adoption of the resolution failed unanimously.

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

SECTION 1. The Borough land described as a portion of S½SW¼ Section 20, and a portion of the N½NW¼ Section 29, T5N, R2W, Seward Meridian, Alaska, lying west of Quartz Creek Road, containing 5 acres more or less be classified as Commercial.

SECTION 2. This classification shall take effect immediately upon adoption of this resolution.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS _____ DAY OF _____, 1996.

Jack Brown, Assembly President

ATTEST:

Gaye J. Vaughan, Borough Clerk