

Introduced by: Mayor
Date: 12/11/01
Action: Adopted
Vote: 9 Yes, 0 No

**KENAI PENINSULA BOROUGH
RESOLUTION 2001-128**

**A RESOLUTION REQUESTING THE STATE SENATE TRANSPORTATION
COMMITTEE HOLD A PUBLIC HEARING IN SOLDOTNA, ALASKA REGARDING
HIGHWAY RIGHT-OF-WAY ENCROACHMENTS**

WHEREAS, the Department of Transportation and Public Facilities (DOT/PF) recently upgraded that portion of the Sterling Highway located in Soldotna; and

WHEREAS, since completing the project, numerous right-of-way (ROW) encroachment issues have developed as DOT/PF prepares to close the project; and

WHEREAS, KPB Resolution 2001-116, requesting DOT/PF to coordinate with the City of Soldotna to resolve ROW issues, passed unanimously on October 23, 2001; and

WHEREAS, on November 14, 2001, the Soldotna City Council held a work session in which DOT/PF representatives presented information on the history of ROW dedications in Soldotna from before statehood and continuing through the subsequent formation of the borough and the City of Soldotna; and

WHEREAS, this history of ROW dedications through Soldotna resulted in ROWs of varying widths on neighboring parcels and in some cases, ambiguity regarding the size of dedicated ROWs; and

WHEREAS, these encroachment issues are not unique to Soldotna and may also be issues throughout the borough and the state;

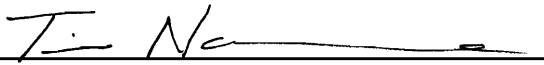
**NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI
PENINSULA BOROUGH:**

SECTION 1. That the Kenai Peninsula Borough Assembly requests the Alaska State Senate Transportation Committee to hold a public hearing in Soldotna, Alaska on right-of-way encroachment issues affecting properties in the Kenai Peninsula Borough.

SECTION 2. That a copy of this resolution be sent to Senator Cowdery, chair of the Senate Transportation Committee; Senators Torgerson, Ward, and Lincoln; Representative Foster, Chair of the House Transportation and Public Facilities Commission, Representatives Chenault, Scalzi, Lancaster, and Morgan; and Commissioner Perkins, Commissioner of DOT&PF.

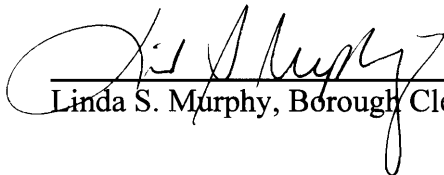
SECTION 3. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 11TH DAY OF DECEMBER 2001.



Timothy Navarre, Assembly President

ATTEST:



Linda S. Murphy, Borough Clerk

