

Introduced by: Mayor  
Date: 06/07/05  
Action: Adopted  
Vote: 9 Yes, 0 No

**KENAI PENINSULA BOROUGH  
RESOLUTION 2005-049**

**APPROVING THE CONSTRUCTION OF KASILOF RIVER ROAD LOCATED IN THE  
ROAD SERVICE AREA WEST REGION, UNIT 3, PURSUANT TO KPB 16.41.190**

**WHEREAS**, the residents of the Kenai Peninsula Borough Road Service Area (“RSA”) approved construction powers by popular vote at the regular election in October 2000; and

**WHEREAS**, KPB 16.41.190 requires the RSA Board to apply criteria set forth in that section in making recommendations to the assembly regarding road construction projects; and

**WHEREAS**, at its May 10, 2005, meeting, the RSA applied the criteria set forth in KPB 16.41.190 and recommended construction of Kasilof River Road in the West Region, Unit 3; and

**WHEREAS**, RSA Board Resolution 2005-03 and Memorandum dated May 10, 2005 have been forwarded to the assembly for its consideration;

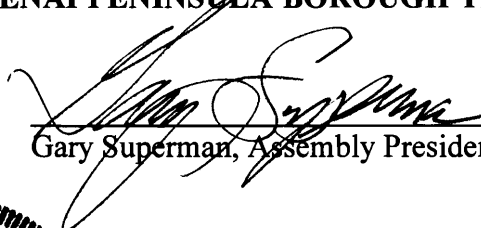
**NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That the assembly adopts the findings and recommendations of the Road Service Area Board contained in the Road Service Area Resolution 2005-03.

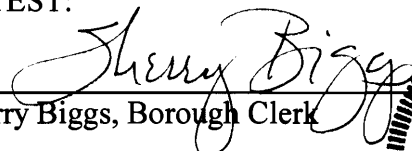
**SECTION 2.** That the assembly hereby approves construction of Kasilof River road pursuant to KPB 16.41.190.

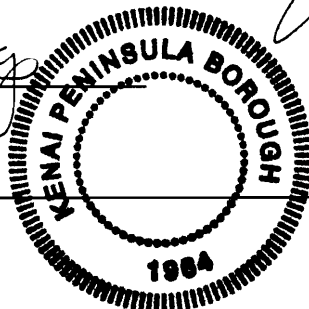
**SECTION 3.** That this resolution takes effect immediately upon its adoption.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH DAY OF JUNE, 2005.**

  
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Gary Superman, Assembly President

ATTEST:

  
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Sherry Biggs, Borough Clerk



**KENAI PENINSULA BOROUGH ROAD SERVICE AREA  
RESOLUTION 2005 - 03**

**A RESOLUTION RECOMMENDING THAT THE KENAI PENINSULA BOROUGH  
ASSEMBLY APPROVE THE CONSTRUCTION OF THE RELOCATION OF KASILOF  
RIVER ROAD IN WEST REGION, UNIT 3**

**WHEREAS,** the residents of the Kenai Peninsula Borough Road Service Area (RSA) approved construction powers by popular vote at the regular election in October 2000; and

**WHEREAS,** KPB 16.41.190 provides that the RSA board shall make an annual report and recommendation to the assembly regarding any construction projects to be undertaken considering the criteria set forth in the code; and

**WHEREAS,** Kasilof River Road, a road grandfathered into our road maintenance program, is located almost entirely on the top of the south side of the Kasilof River bank, includes no dedicated right-of-way, and crosses three large parcels of land owned by the University of Alaska, the Alaska Department of Natural Resources, and one private property owner; and

**WHEREAS,** a section of this roadway eroded into the Kasilof River during the 2002 flood disaster; and

**WHEREAS,** the Road Service Area has received a Hazard Mitigation Program Grant of \$187,406.25 from the Alaska Division of Homeland Security and Emergency Services to relocate the road away from the Kasilof River to prevent future road erosion problems; and

**WHEREAS,** the construction of the road in a new location will provide an improved borough-maintained road with dedicated right-of-way to residents of the Taylor Subdivision, and the Kasilof West Subdivision; and

**WHEREAS,** the RSA has located the proposed new road along two section line easements, and has received approval from the University of Alaska to cross a section of its land; and

**WHEREAS,** the RSA board was notified of the relocation project at their April 2005 meeting;

**NOW, THEREFORE, BE IT RESOLVED BY THE ROAD SERVICE AREA BOARD:**

**SECTION 1.** Based on the standards set forth in KPB 16.41.190, the RSA board makes the following findings in recommending construction of the Kasilof River Road relocation to the KPB Assembly:

STANDARD: Whether there is available road service area funding.

FINDING: There is \$755,955 recommended in the FY2006 RSA budget. There is an anticipated carryover of capital funds at the completion of the FY2005 capital improvement projects.

STANDARD: Whether the road accesses public lands or facilities.

FINDING: Yes. The existing road crosses a portion of a 120-acre tract of DNR land and a 40-acre tract of University of Alaska land. These lands are currently undeveloped.

STANDARD: Whether the road is a collector road.

FINDING: No. The road currently provides access to 9 residences and 19 parcels of land. The proposed new road location will provide improved access to over 200 acres of prospective future development. The code does not require that all five criteria be met before recommending a construction project to the assembly.

STANDARD: Whether there are funding sources in addition to RSA funds.

FINDING: The Hazard Mitigation Program Grant of \$187,406.25 has been approved by the Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Services. This amount was an initial preliminary cost estimate. There have been some added requirements to the project since the initial estimate. We will request our grant be amended to cover any additional expenses over the original grant request. As a fall back funding source the road service area capital budget will be utilized.

STANDARD: Whether the construction will provide an improved alternate route to a road currently certified for maintenance.

FINDING: The new location and construction will provide an improved roadbed and will be in a dedicated right-of-way. This road will not be an "alternate" route, since the existing road will be obliterated. The current road is not up to RSA standards, where the new road will be built to Category IV RSA road standards.

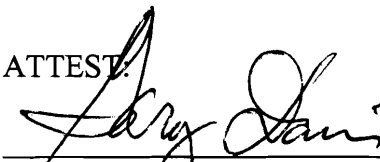
**SECTION 2.** The RSA board recommends construction of the relocation of Kasilof River Road to the borough assembly based on the above findings and attached memorandum incorporated by reference as if fully set forth herein.

**SECTION 3.** A copy of this resolution shall be forwarded to the mayor and the assembly.

**ADOPTED BY THE BOARD OF THE KENAI PENINSULA BOROUGH ROAD SERVICE AREA ON THIS 10th DAY OF MAY 2005.**

  
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Ron Wille, RSA Board Chairman

ATTEST:

  
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Gary Davis, Roads Director