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CLERK'S OFFICE

MEMORANDUM

TO: Gary Superman, Assembly President
Kenai Peninsula Borough Assembly Members

THRU: *DLB* Dale L. Bagley, Borough Mayor
MB Max J. Best, Planning Director

FROM: *PO.* Paul Ostrander, Land Management Officer

DATE: June 6, 2005

SUBJECT: Substitute Resolution 2005-050: A Resolution Reclassifying Certain Borough Land Located in the Russian Gap Area of Cooper Landing, Section 25, T5N, R3W, S.M., Alaska as Recreational, Pursuant to KPB Code Of Ordinances, Chapter 17.10

The Kenai Peninsula Borough Planning Commission held a public hearing on the proposed reclassification on May 9, 2005 and passed an amended motion by unanimous consent recommending that the 10 acres that has been identified as developable be classified as residential and the non-developable remaining acreage be classified as recreational.

Attached for your consideration are Substitute Resolution 2005-050 and an accompanying attachment. The substitute and the attachment, if adopted, would reclassify the subject parcel pursuant to the recommendations of the Kenai Peninsula Borough Planning Commission.

Introduced by: Mayor
Date: 06/07/2005
Action:
Vote:

**KENAI PENINSULA BOROUGH
RESOLUTION 2005-050
(MAYOR) SUBSTITUTE**

**A RESOLUTION RECLASSIFYING CERTAIN BOROUGH LAND LOCATED IN THE
RUSSIAN GAP AREA OF COOPER LANDING, SECTION 25, T5N, R3W, S.M.,
ALASKA, AS RECREATIONAL AND RESIDENTIAL**

WHEREAS, the Kenai Peninsula Borough has received State of Alaska Patent for subject land;
and

WHEREAS, pursuant to KPB 17.10.080, classification provides direction for the management
of borough land; and

WHEREAS, the Cooper Landing Advisory Planning Commission recommended the parcel be
classified as recreational if not used for the senior development plan; and

WHEREAS, public notice was published and notification was sent to landowners and/or
leaseholders of record within a one-half mile radius of the land proposed for
classification, applicable agencies, and interested parties; and

WHEREAS, the Kenai Peninsula Borough Planning Commission held a public hearing on the
proposed reclassification on May 9, 2005 and passed an amended motion by
unanimous consent recommending that the 10 acres that has been identified as
developable be classified as residential and the non-developable remaining
acreage be classified as recreational;

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

SECTION 1. The following described borough land shall be reclassified as Recreational:
Approximately 13 acres as shown on Attachment A consisting of the area
identified as non-developable, all within Tract A, Russian Gap Subdivision, 2004
Addition, filed as Plat No. 2044-9, Seward Recording District.

SECTION 2. The following described borough land shall be reclassified as Residential:
Approximately 10 acres as shown on Attachment A consisting of the area
identified as developable, all within Tract A, Russian Gap Subdivision, 2004
Addition, filed as Plat No. 2044-9, Seward Recording District.

SECTION 3. This resolution shall take effect immediately upon its adoption.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS *
DAY OF * 2005.**

Gary Superman, Assembly President

ATTEST:

Sherry Biggs, Borough Clerk

Introduced by: Mayor
Date: 06/07/2005
Action:
Vote:

**KENAI PENINSULA BOROUGH
RESOLUTION 2005-050
(MAYOR) SUBSTITUTE**

**A RESOLUTION RECLASSIFYING CERTAIN BOROUGH LAND LOCATED IN THE
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WHEREAS, the Kenai Peninsula Borough has received State of Alaska Patent for subject land;
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WHEREAS, pursuant to KPB 17.10.080, classification provides direction for the management
of borough land; and

WHEREAS, the Cooper Landing Advisory Planning Commission recommended the parcel be
classified as recreational if not used for the senior development plan; and

WHEREAS, public notice was published and notification was sent to landowners and/or
leaseholders of record within a one-half mile radius of the land proposed for
classification, applicable agencies, and interested parties; and

WHEREAS, the Kenai Peninsula Borough Planning Commission held a public hearing on the
proposed reclassification on May 9, 2005 and passed an amended motion by
unanimous consent recommending that the 10 acres that has been identified as
developable be classified as residential and the non-developable remaining
acreage be classified as recreational;

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

SECTION 1. The following described borough land shall be reclassified as Recreational:
Approximately 13 acres as shown on Attachment A consisting of the area
identified as non-developable, all within Tract A, Russian Gap Subdivision, 2004
Addition, filed as Plat No. 2044-9, Seward Recording District, containing 23.32
acres more or less;

SECTION 2. The following described borough land shall be reclassified as Residential:
Approximately 10 acres as shown on Attachment A consisting of the area
identified as developable, all within Tract A, Russian Gap Subdivision, 2004
Addition, filed as Plat No. 2044-9, Seward Recording District.

| SECTION 23. This resolution shall take effect immediately upon its adoption.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS *
DAY OF * 2005.**

Gary Superman, Assembly President

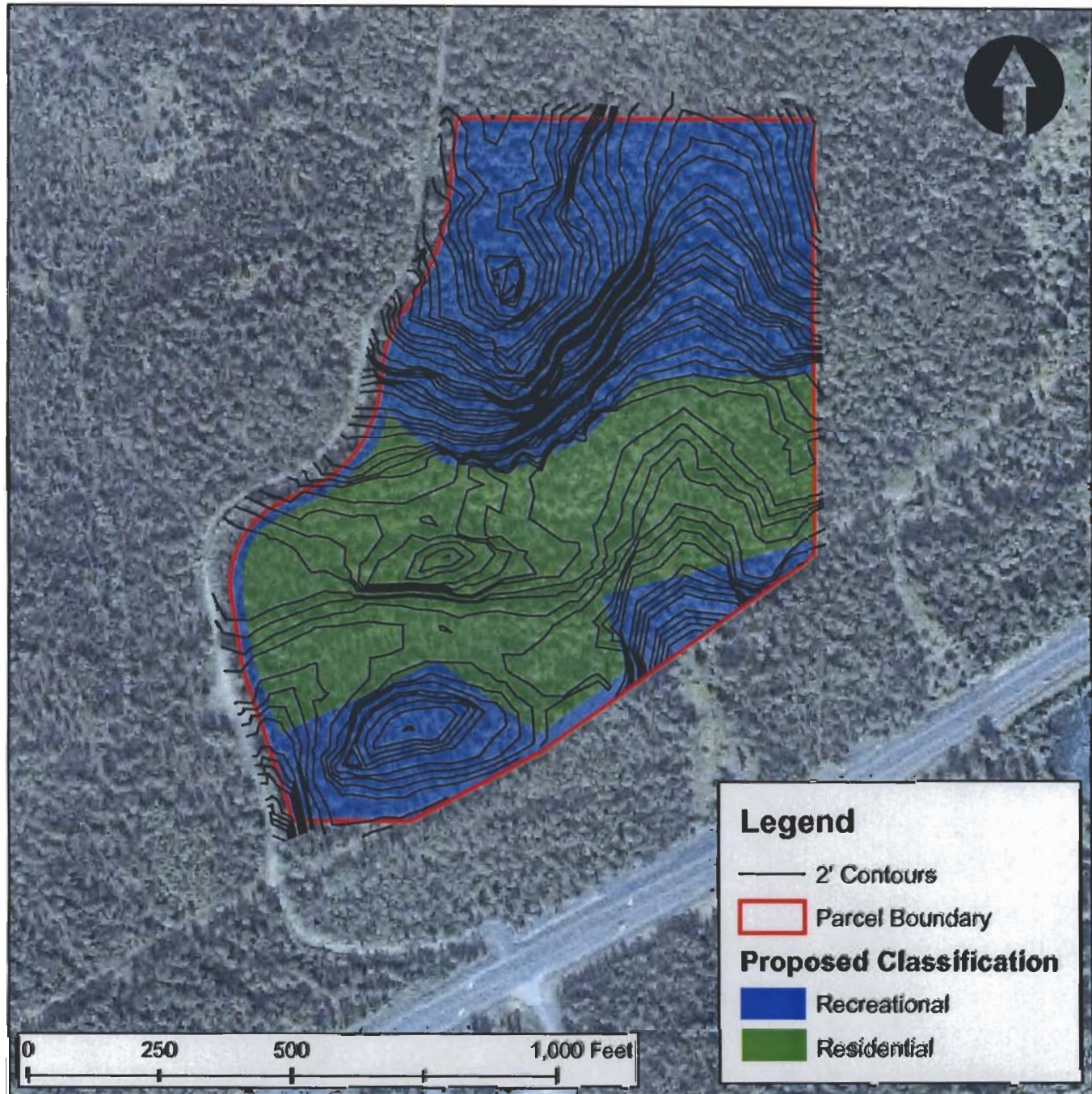
ATTEST:

Sherry Biggs, Borough Clerk

TRACK CHANGES VERSION

ATTACHMENT A

Resolution 2005-050 Mayor's Substitute



Tract A, Russian Gap Subdivision, 2004 Addition, Plat No. 2044-9, Seward Recording District

Date: June 6, 2005
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