

Introduced by: Popp, Navarre
Date: 09/26/00
Action: Adopted
Vote: 8 Yes, 0 No, 1 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2000-089**

**A RESOLUTION APPROVING THE FOREST MANAGEMENT SALE REPORT FOR
JETTISON JUNCTION SUBDIVISION TRACT A3 NEAR INLET WOODS
SUBDIVISION IN KENAI AND THE ASSOCIATED SALE OF TIMBER**

- WHEREAS,** ordinance 97-65, which was extended in ordinance 99-70, authorized the mayor to dispose of spruce bark beetle infested timber without classification of the land as resource management; and
- WHEREAS,** a forest management sale report must be prepared and adopted by assembly resolution pursuant to KP.B 17.50.035 prior to the timber harvest; and
- WHEREAS,** the Kenai Peninsula Borough received a request from the City of Kenai Fire Chief to coordinate a program to remove major fire hazards from populated subdivision areas in the City of Kenai; and
- WHEREAS,** a borough-owned parcel described as Jettison Junction Subdivision Tract A3, Section 36, T6N, R12W, SM (KN 920059), containing 51.23 acres more or less, ("Jettison Tract") is composed of a spruce forest with more than 50% mature dead White Spruce, and represents a known fire hazard in an urban area which has been assessed as high risk by the spruce bark beetle coordinator; and
- WHEREAS,** the Kenai Peninsula Borough assembly finds that an emergency exists within the meaning of KP.B 17.50.030 (B), which authorizes the mayor to dispose of forest resources in any manner deemed necessary in his discretion in emergency situations requiring action before assembly approval could be reasonably obtained; and
- WHEREAS,** the City of Kenai conducted two separate requests for proposals to remove spruce bark beetle killed trees from property in the vicinity of the Jettison Tract and ArcTech Services, Inc. was the only bidder on both projects; and
- WHEREAS,** ArcTech Services, Inc. is completing the city of Kenai projects on property adjacent to the Jettison Tract, and is about to demobilize its equipment; and
- WHEREAS,** hiring ArcTech Services, Inc. at this time to remove the obviously infected spruce trees from the Jettison Tract would serve the best interests of the public and the borough by promptly eliminating the danger presented by the infected trees and by saving costs as the required equipment is already on site; and

WHEREAS, the assembly finds that the intent and purpose of the notice requirements of KPB 17.50.040, to the extent they may apply, have been substantially complied with in that the city of Kenai twice requested proposals on parcels in the vicinity of this parcel, using similar terms and conditions as would the borough for the Jettison Tract, and only received one bid both times from ArcTech Services, Inc.; and

WHEREAS, the Kenai Peninsula Borough Planning Commission held a public hearing on the forest management sale report at its regularly scheduled meeting of September 25, 2000, and recommended adoption by unanimous consent.


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

SECTION 1. The forest management sale report as attached for the Jettison Tract is hereby adopted.

SECTION 2. The mayor is authorized to sign any documents necessary to effectuate the immediate sale of timber on the above-described property deemed to be in the best interest of the borough and in accordance with this resolution

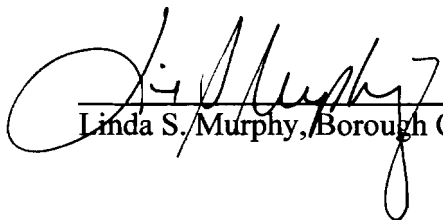
SECTION 3. This resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 26TH DAY OF SEPTEMBER, 2000.



William Popp, Assembly President

ATTEST:



Linda S. Murphy, Borough Clerk

