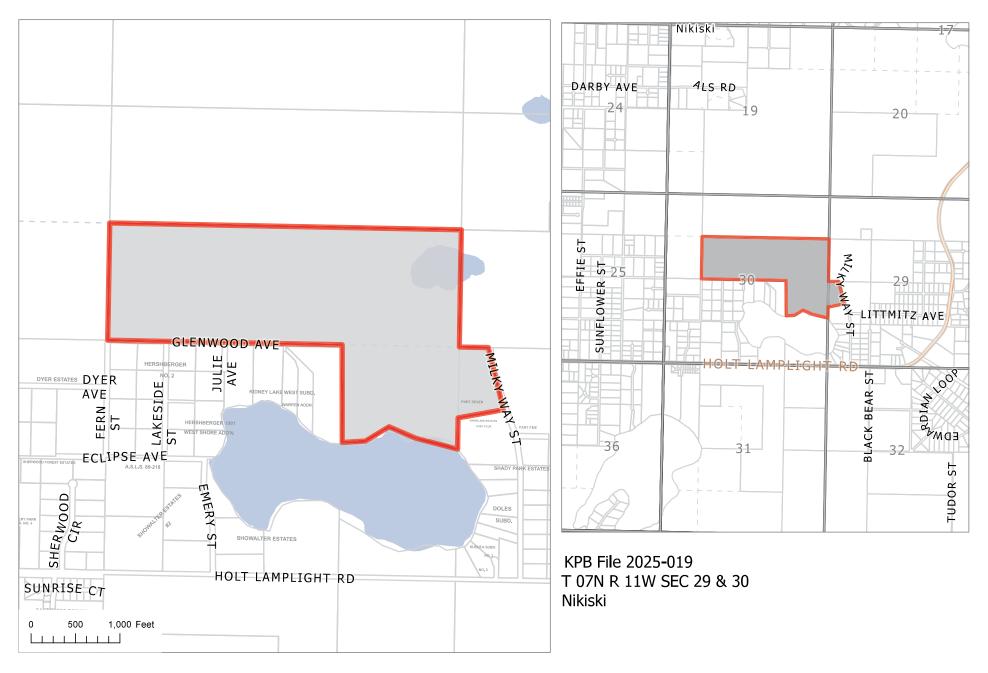
E. NEW BUSINESS

Snowland Subdivision 2025; KPB File 2025-019
 Peninsula Surveying / Trident Investment Properties LLC
 Location: Glenwood Avenue, Milkyway Street – off Holt
 Lamplight Road
 Nikiski Area / Nikiski APC

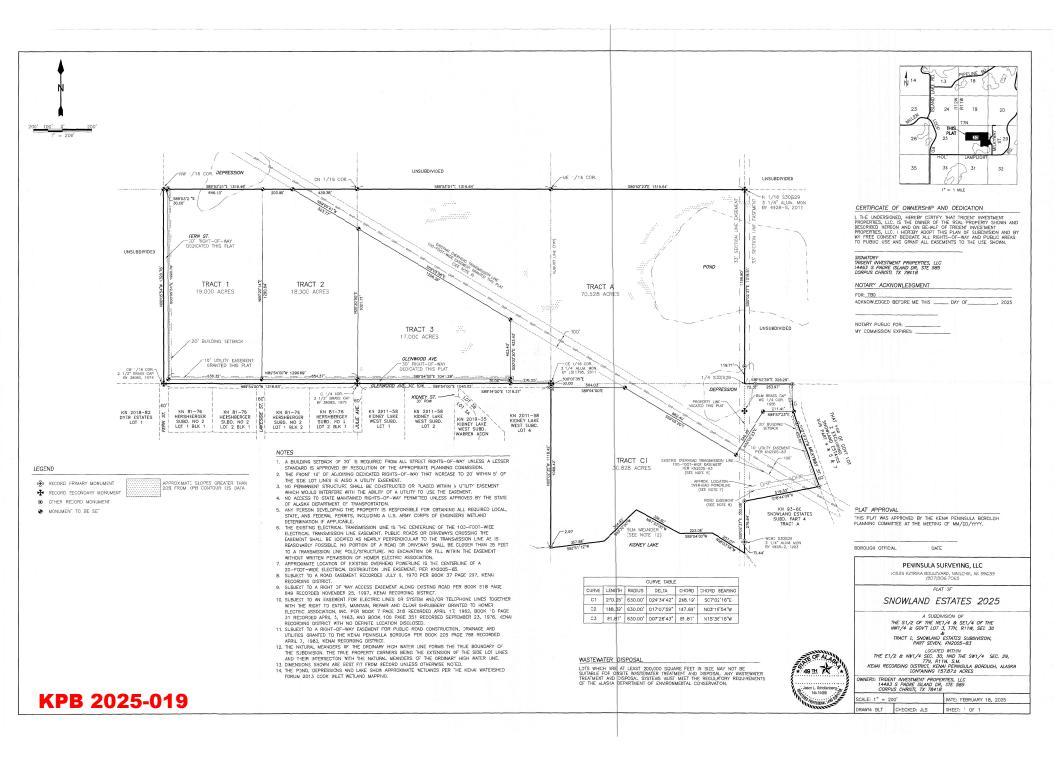
Vicinity Map











ITEM #6 - PRELIMINARY PLAT SNOWLAND ESTATES 2025

KPB File No.	2025-019
Plat Committee Meeting:	March 24, 2024
Applicant / Owner:	Trident Investment Properties, LLC
Surveyor:	Jason Schollenberg / Peninsula Surveying, LLC
General Location:	LOCATION / APC

Parent Parcel No.:	013-120-02 & 013-600-24
Legal Description:	T 7N R 11W SEC 30 SEWARD MERIDIAN KN S1/2 NE1/4 & SE1/4 NW1/4 &
	GOVT LOT 3 & T 7N R 11W SEC 29 SEWARD MERIDIAN KN 2005083
	SNOWLAND ESTATES SUB PART SEVEN TRACT C
Assessing Use:	Residential, Vacant
Zoning:	Rural Unrestricted
Water / Wastewater	Onsite / Onsite
Exception Request	20.30.170, 20.30.030(A)

STAFF REPORT

<u>Specific Request / Scope of Subdivision:</u> The proposed plat will combine two parcel totaling 158.055 acres ad subdivide them into five new tracts and two dedications. The tracts will range in size from 17.00 acres to 70.528 acres.

Location and Legal Access (existing and proposed):

Legal access to the plat is from a couple locations. Milky Way St, a borough maintained 60' dedication, is located on the east side of the plat giving access to Tracts A and C1. Milky Way St is gotten to from Miller Loop Rd to Holt Lamplight Rd to Milky Way St. The other access to the plat is along Glenwood Ave, a currently 30' half dedicated right-of-way, on the south side of the plat giving access to Tracts 1, 2, 3 and A. Glenwood Ave is gotten to from Miller Loop Rd to Holt Lamplight Rd to Emery St, then Eclipse Ave, to Lakeside St to Glenwood Ave.

The plat is proposing to dedicate two half rights-of-way. One will complete the existing Glenwood Ave on the south. The other proposed dedication is on the west. This dedication extending Fern St, coincides with a proposed dedication from the plat Trust Land Survey 2024 Emerald Subdivision KPB 2024-066, which is near complete and ready for recording. The applicant has requested and exception to KPB 20.30.030(A) Proposed Street Layout, if the request is denied, Glenwood Ave would need to be extended across the subdivision and a new layout of the plat proposed.

The plat is also affected by a 33' section line easement on the east side of the plat, crossing through Tracts A and C1 as shown. Since the plat is in two sections, a portion is 66' wide.

The block is not compliant throughout the plat on the north, south and east. The applicant has requested an exception to KPB 20.30.170 Block Length Requirement. If the exception is denied, additional roads would need to be added and a new plat design submitted.

There are several small trails crossing the property and one running along the overhead transmission line that are visible in the KPB GIS map viewer. These trails do not appear to be for private use, but more of a recreational access possibly. Staff recommends the surveyor identify any of these trails that may need defined for access easements and show them on the plat

KPB Roads Dept RSA review	Out of Jurisdiction: No
	Roads Director: Griebel, Scott Comments: All legal ROW accesses to proposed tracts are undeveloped or not developed to RSA standard. No further RSA comments or objections.
SOA DOT comments	No comment

Site Investigation:

There is a structure in the southern portion of proposed Tract C1. There is also what looks to be a runway on the south part of proposed Tract C1. None of this is causing any issues as they are well within the property lines.

There are a few steep areas as noted on the drawing with the shaded locations. The terrain is relatively flat on the west side of the plat and slopes towards the east with the larger downslopes near the pond and gradual slopes south towards Kidney Lake.

The River Center review did not identify the plat to be located in a FEMA designated flood hazard zone or a habitat protection district. Per the KWF Wetlands Assessment there are wetlands located on the plat. The wetlands assessment identifies the pond as 'depression' and Kidney Lake as 'lake' going onto land slightly. **Staff recommends** the drawing should be adjusted to show both designations and the lake edging per the wetlands assessment. **Staff recommendation**: the note as follows be added to the plat any person developing the property is responsible for obtaining all required local, state, and federal permits, including a U.S. Army Corps of Engineers wetland determination if applicable.

KPB River Center review	A. Floodplain
	Reviewer: Hindman, Julie Floodplain Status: Not within flood hazard area Comments: No comments
	B. Habitat Protection
	Reviewer: Aldridge, Morgan Habitat Protection District Status: Is NOT within HPD Comments: No comments
State of Alaska Fish and Game	

Staff Analysis

The land was originally part of the S1/2 NE1/4 and the SE1/4 of the NW1/4 and Gov't Lot 3 of Section 30 and Gov't Lot 2 of Section 29 in Township 7 North, Range 11 West, S.M. Kenai Peninsula Borough, Alaska. Snowland Estates Subdivision Part Seven KN2005-83 subdivided a portion of Gov't Lot 2 in Tract C that is part of the current platting action. The current platting action all that part of Section 30 described above and Tract C of KN2005-83 and subdividing it as proposed.

A soils report will not be needed as all the proposed tracts are over 200,000 sq ft in size.

Per the preliminary Certificate to Plat, beneficial interest holders do not affect the proposed plat. Notification per KPB 20.10.100 will not be required unless the final Certificate to Plat states the property is affected by beneficial interest holders.

Nikiski Advisory Planning Commission minutes for the March 20, 2025 meeting were not available when the staff report was prepared on March 12, 2025 (KPB 21.02.020). Meeting notes will be provided with the desk packet if

available but not necessarily addressed in the staff report.

The subdivision plat has been reviewed and generally complies with the 2019 Kenai Peninsula Borough Comprehensive plan.

Utility Easements

In the plat notes existing utility easements at plat note 10. ON the east right-of-way thee is an existing 10' utility easement per KN2005-83.

As part of our routine notification process, the subdivision plat was emailed to the affected utility providers for review. **Staff recommends:** the surveyor work with the utility providers to accommodate their request, ensuring optimal use of the owner's land and maximum benefit for both the provider and the public.

The plat is proposing a new 10' utility easement along all rights-of-ways along Fern St and Glenwood Ave. The 100' electric transmission line easement located in Section 29 is existing and that part in Section 30 is proposed.

Utility provider review:

ounty provider review.		
HEA		
ENSTAR		
ACS		
GCI		
SEWARD ELECTRIC		
CHUGACH ELECTRIC		
FASTWYRE		

KPB department / agency review:

Reviewer: Leavitt, Rhealyn
Affected Addresses:
51500 GLENWOOD AVE
Existing Street Names are Correct: Yes
List of Correct Street Names: GLENWOOD AVE, MILKY WAY ST, FERN ST, LAKESIDE ST, JULIE AVE, KIDNEY ST
Existing Street Name Corrections Needed:
All New Street Names are Approved: No
List of Approved Street Names:
List of Street Names Denied:
Comments:
51500 GLENWOOD AVE WILL BE DELETED
Reviewer: Ogren, Eric
Comments: No comments
Reviewer: Raidmae, Ryan
There are not any Local Option Zoning District issues with this proposed plat.

	Material Site Comments: There are not any material site issues with this proposed plat.
Assessing Review	Reviewer: Windsor, Heather Comments: No comments
Advisory Planning Commission	

STAFF RECOMMENDATIONS

CORRECTIONS / EDITS

- Show a detail in the southwest corner of Tract C1 to better detail what is going on there.
- Signatory will need to be added when determined to the Certificate of Ownership an Dedication and to the Notary Acknowledgement.

PLAT NOTES TO ADD

- Roads must meet the design and construction standards established by the borough in order to be considered for certification and inclusion in the road maintenance program (KPB 14.06).
- The natural meanders of ordinary high water (or mean high water line as applicable) is for area computations only, the true corners being on the extension of the sidelines and the intersection with the natural meanders.
- The borough will not enforce private covenants, easements, or deed restrictions per KPB 20.60.170(B).

KPB 20.25.070 – Form and contents required

Staff recommendation: final plat submittals must comply with 20.25.070. Additional information, revisions, and/or corrections are required as noted below.

- A. Within the Title Block
 - 1. Name of the subdivision which shall not be the same as an existing city, town, tract, or subdivision of land in the borough, of which a plat has been previously recorded, or so nearly the same as to mislead the public or cause confusion. The parent plat's name shall be the primary name of the preliminary plat.
 - 2. Legal description, location, date, and total area in acres of the proposed subdivision;
 - 3. Name and address of owner(s), as shown on the KPB records and the certificate to plat, and registered land surveyor.

Staff recommendation:

Add the KPB File no 2025-019 to the title block

Check the total acreage, staff gets 158.055 acres.

F. The location, width and name of existing and platted streets and public ways, railroad rights-of-way, easements, and travel ways existing and proposed, within the subdivision;

Staff recommendation:

Easements are listed in the certificate to plat that affect this property and should be noted on the plat.

G. The status of adjacent lands within 100 feet of the proposed subdivision boundary or the land status across from any dedicated rights-of-way that adjoin the propose subdivision boundary, including names of subdivisions, lot lines, block numbers, lot numbers, rights-of-way; or an indication that the adjacent land is not subdivided:

Staff recommendation:

Land to the west is in the process of being platted, suggest prior to final approval checking status of plat

H. Approximate locations of low wet areas, areas subject to inundation, areas subject to flooding or storm water overflow, and the line of ordinary high water. This information may be provided on an additional sheet if showing these areas causes the preliminary plat to appear cluttered and/or difficult to read;

Page **4** of **7**

Staff recommendation:

There are low wet areas that need added to the plat or revised, the pond has depression expanded past its shoreline. The lake on the south has wetlands also.

KPB 20.30 – Subdivision Design Requirements

Staff recommendation: final plat submittals must comply with 20.30. Additional information, revisions, and/or corrections are required as noted below.

KPB 20.40 - Wastewater Disposal

Staff recommendation: final plat submittals must comply with 20.40. Additional information, revisions, and/or corrections are required as noted below.

20.40.010 Wastewater disposal.

Platting Staff Comments:

Staff recommendation: comply with 20.40.

KPB 20.60 - Final Plat

Staff recommendation: final plat submittals must comply with 20.60. Additional information, revisions, and/or corrections are required as noted below.

EXCEPTIONS REQUESTED:

A. KPB 20.30.170 Blocks – Length Requirement, KPB 20.30.030(A) Proposed Street Layout

Surveyor's Discussion:

This subdivision is proposing five (50 lots of significant acreage, with one over 70 acres and one being over 30 acres. Tough not a phased plat action, the owner is working on a larger development plan for these proposed parcels and is seeking the requested exceptions to facilitate a thoughtful design for future subdivision.

Proposed Tract a exceeds block length requirements along the north, west and south boundaries.

As drawn, the matching dedication of Glenwood Ave. east of Tract 3 has been intentionally omitted.

The justification and findings are similar for the exception request for the two code elements listed.

The owner is working to acquire Lot 4 Kidney Lake West Subd., KN 2011-58, and would like to incorporate this parcel with Tract A for future development. In order to reduce new dedications that would need to be vacated. Combined the total area would be close to 80 acres.

The Surveyor/Applicant has submitted the following proposed Findings in support of the exception request.

- 1. A thoughtful subdivision design would benefit the current and future owners of any additional lots created with ROW's that fit the landscape while providing access to the usable and valuable areas within the proposed tract.
- 2. By not dedicating any additional ROWs at this time, there would not be any need to vacate said ROWs in the future.
- 3. If the owner is not able to incorporate Lot 4 in a future development, Glenwood Ave. could be extended to match the southeast portion of the dedication during future plat actions.
- 4. Tract C1 has constructed access via Milky Way St on the east boundary.
- 5. Owners along the existing gravel road within Glenwood Ave. ROW will benefit from the portion of new dedication, but would not be affected by ~276' of matching ROW omitted.
- 6. Adequate block lengths and access to the north and east boundaries of Tract A could be met during future plat actions.
- 7. The relatively flat terrain and minimal wetlands make a variety of subdivision layouts possible on each of the proposed Tracts.

Page **5** of **7**

Staff Discussion:

20.30.170. - Blocks-Length requirements.

Blocks shall not be less than 330 feet or more than 1,320 feet in length. Along arterial streets and state maintained roads, block lengths shall not be less than 800 feet. Block lengths shall be measured from centerline intersections.

20.30.030. - Proposed street layout—Requirements.

A. The streets provided on the plat must provide fee simple right-of-way dedications to the appropriate governmental entity. These dedications must provide for the continuation or appropriate projection of all streets in surrounding areas and provide reasonable means of ingress for surrounding acreage tracts. Adequate and safe access for emergency and service vehicle traffic shall be considered in street layout.

<u>Staff reviewed the exception request and recommends granting approval/denial for the reasons stated in the following proposed Findings.</u>

Staff recommends the Committee (or Commission, as applicable) select the findings they determine are applicable, make additional findings if needed, tie the findings to the following standards, and vote on the exception in a separate motion.

Unless prohibited under KPB Title 20, the Committee (or Commission, as applicable) may authorize exceptions to any of the requirements set forth in KPB Title 20. A request for an exception shall be in writing and presented to the Committee (or Commission, as applicable) with substantial evidence, justifying the requested waiver or exception stating fully the grounds for the application and the facts relied upon. All exceptions must be requested and granted at the time of preliminary plat approval. Exceptions may not be requested with a final plat submittal.

The Committee (or Commission, as applicable) shall make findings of fact meeting the following standards before granting any exception:

- 1. That special circumstances or conditions affecting the property have been shown Findings 1 & 6 appear to support this standard.
- 2. That the exception is necessary for the preservation and enjoyment of a substantial property right and is the most practical manner of complying with the intent of this title; **Findings** 2 & 7 **appear to support this standard.**
- That the granting of the exception will not be detrimental to the public welfare or injurious to other property in the area in which said property is situated.
 Findings 5 7 appear to support this standard.

Staff recommendation: place notes on the final plat indicating any exceptions granted by the Plat Committee with the meeting date.

RECOMMENDATION:

SUBJECT TO EXCEPTION(S) GRANTED, STAFF RECOMMENDS:

- GRANT APPROVAL OF THE PRELIMINARY PLAT SUBJECT TO STAFF RECOMMENDATIONS, AND
- COMPLIANCE WITH KPB 20.25.070 (FORM AND CONTENTS), KPB 20.25.080 (PETITION REQUIRED), KPB 20.30 (DESIGN REQUIREMENTS); AND KPB 20.40 (WASTEWATER DISPOSAL), AND
- COMPLIANCE WITH KPB 20.60 TO ENSURE ADMINISTRATIVE APPROVAL OF THE FINAL PLAT.

Page **6** of **7**

NOTE: KPB 20.25.120. - REVIEW AND APPEAL.

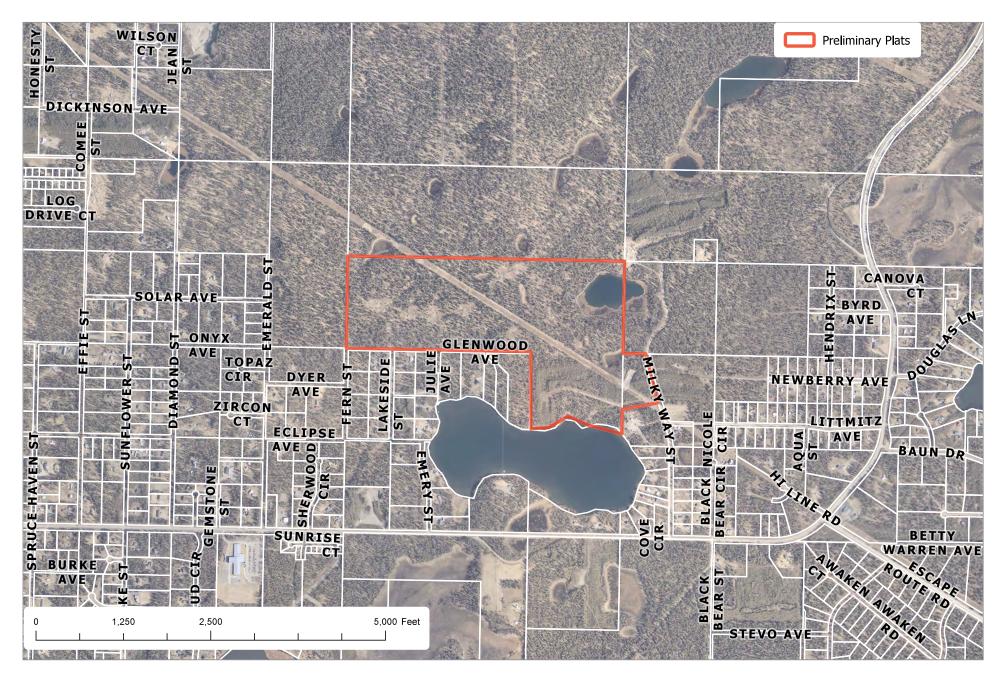
IN ACCORDANCE WITH KPB 2.40.080, ANY PERSON, AGENCY, OR CITY THAT PARTICIPATED AT THE PLAT COMMITTEE HEARING, EITHER BY WRITTEN OR ORAL PRESENTATION, MAY REQUEST THAT A DECISION OF THE PLAT COMMITTEE BE REVIEWED BY THE PLANNING COMMISSION BY FILING A WRITTEN REQUEST WITHIN 15 DAYS OF DATE OF DISTRIBUTION OF THE DECISION.

A DECISION OF THE PLAT COMMISSION MAY BE APPEALED TO THE HEARING OFFICER BY A PARTY OF RECORD WITHIN 15 DAYS OF THE DATE OF NOTICE OF DECISION IN ACCORDANCE WITH KPB 21.20.250.

END OF STAFF REPORT

Aerial Map

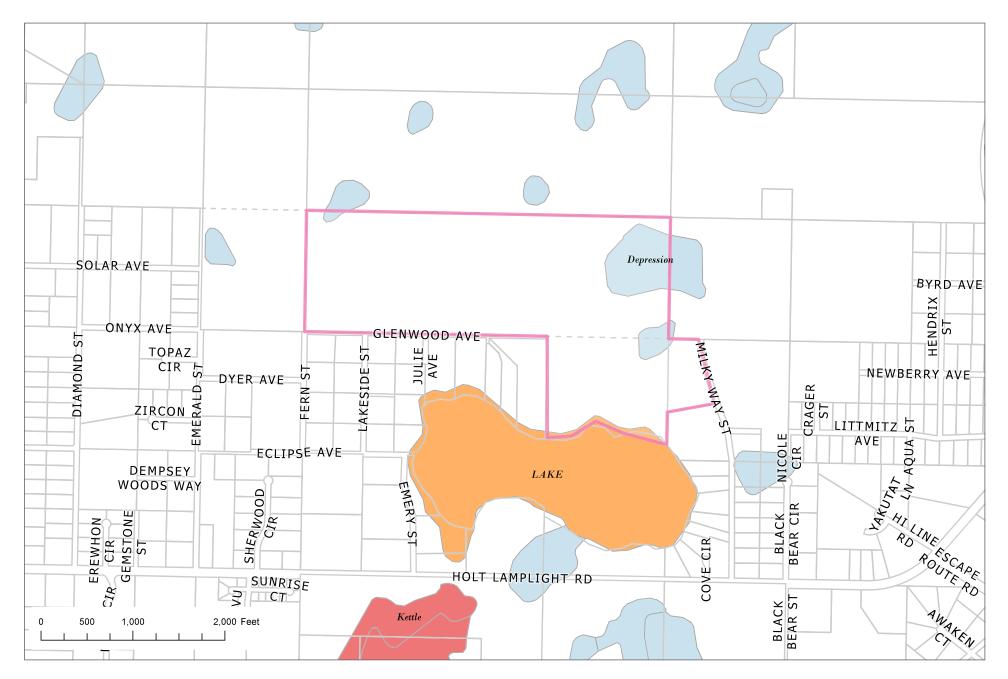


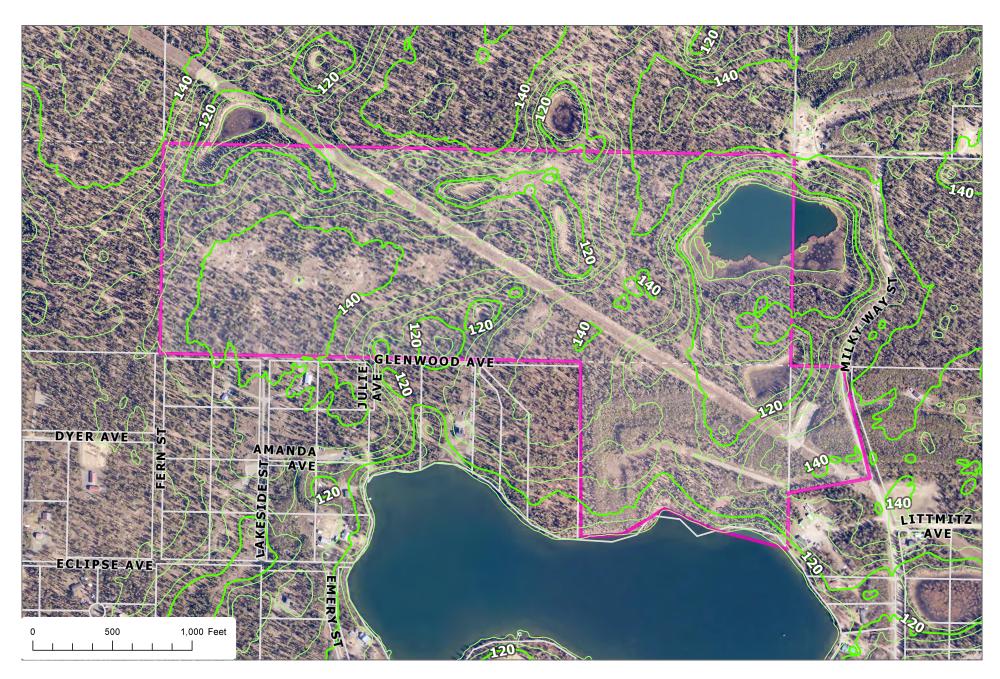


Wetlands

KPB File 2025-019 2/27/2025







Aerial with 5-foot Contours

