

Introduced by: Mayor
Date: 02/14/17
Action: Adopted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2017-016**

**A RESOLUTION APPROVING THE ACQUISITION OF ACCESS EASEMENTS FROM
THE STATE OF ALASKA IN THE SEWARD AREA TO SUPPORT THE SALMON
CREEK FLOOD RISK MANAGEMENT (SECTION 205) PROJECT**

WHEREAS, the borough's Seward-Bear Creek Flood Service Area is coordinating with the U.S. Army Corp of Engineers to construct an armored revetment on borough owned land to help manage and mitigate the risk of flooding from Salmon Creek known as the Salmon Creek Flood Risk Management (Section 205) Project; and

WHEREAS, it is necessary to acquire two easements across state land to provide construction, parking, vehicle turnaround, staging, and access to Salmon Creek for the maintenance of the armored revetment as their primary purpose; and

WHEREAS, a secondary purpose of both easements is to provide public access to an existing trail system for recreational use; and

WHEREAS, pursuant to KPB 17.10.030 the acquisition of lands or interest in lands or resources are subject to assembly approval by resolution; and

WHEREAS, the Kenai Peninsula Borough Planning Commission at its regular scheduled meeting of January 23, 2017, recommended approval by unanimous consent; and

WHEREAS, the Seward-Bear Creek Flood Service Area at its regular scheduled meeting of January 23, 2017, recommended approval by unanimous consent;

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

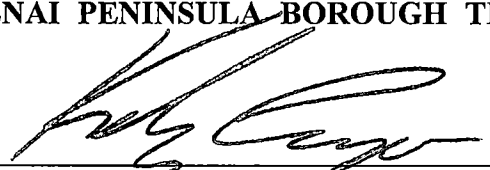
SECTION 1. A 200' x 150' easement and a 60' x 3,100' easement situated within the NW¼, Section 18, T1N, R1E, Seward Meridian, Alaska substantially as shown on Exhibit A (attached) are approved for acquisition for the purpose of access supporting the Salmon Creek Flood Risk Management (Section 205) Project and public recreation use.

SECTION 2. That the terms and conditions shall be in accordance with the State of Alaska, Department of Natural Resource's application program for public easements. The classification required by KPB 17.10.040(B) is inapplicable as classification only applies to land to which the borough will take title pursuant to KPB 17.10.080(C)

SECTION 3. That the mayor is authorized to acquire from the State of Alaska said easements and execute any documents necessary to accomplish the acquisitions.

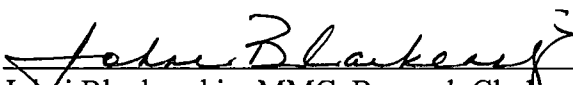
SECTION 4. This resolution shall take effect immediately upon adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 14TH DAY OF FEBRUARY, 2017.

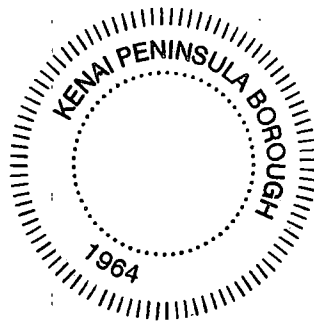


Kelly Cooper, Assembly President

ATTEST:



John Blankenship, MMC, Borough Clerk



Yes: Bagley, Dunne, Fischer, Hibbert, Holmdahl, Ogle, Schaefer, Welles, Cooper
No: None
Absent: None

