# E. NEW BUSINESS

1. Crane-France Subdivision; KPB File 2024-099

**Peninsula Surveying / Crane** 

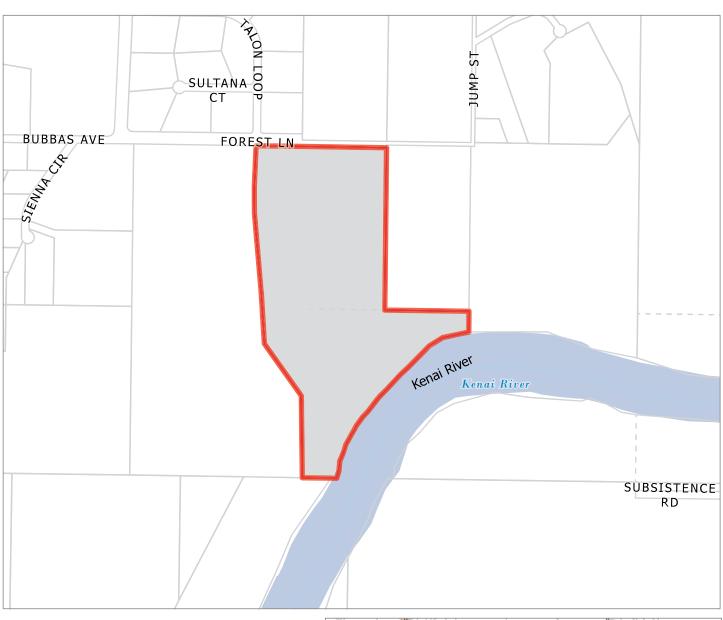
**Location: Forest Lane** 

**Sterling Area** 









KPB File 2024-099 T 05N R 09W SEC 31 Sterling

9/16/2024

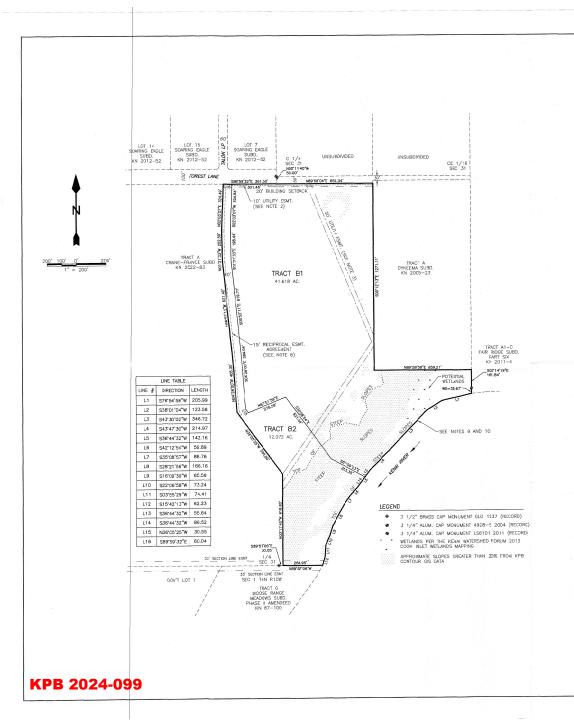




# Aerial View







CERTIFICATE OF OWNERSHIP AND DEDICATION

WE HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE REAL PROPERTY SHOWN AND DESCRIBED HEREON, AND THAT WE HEREBY ADOPT "HIS PLAN OF SUBDIMISION AND BY OUR OWN FREE CONSENT DEDICATE ALL RIGHTS-OF-WAY AND GRANT ALL EASEMENTS TO THE USE SHOWN.

JO ANN CRANE 34075 FOREST LANE SOLDOTNA, AK 99669

NOTARY ACKNOWLEDGMENT

FOR: ALAN F. CRANE AND JO ANN CRANE ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF\_\_

NOTARY PUBLIC FOR ALASKA MY COMMISSION EXPIRES:



NOTES

- A BUILDING SETBACK OF 20' IS REQUIRED FROM ALL STREET RIGHTS-OF-WAY UNLESS A LESSER STANDARD IS APPROVED BY RESOLUTION OF THE APPROPRIATE PLANNING COMMISSION.
- THE FRONT 10' OF THE BUILDING SETBACK AND THE ENTIRE SETBACK WITHIN 5' OF THE SDE LOT LINES IS ALSO A UTILITY EASEMENT.
- THE EXISTING OVERHEAD ELECTRIC LINE IS THE CENTERLINE OF A 30' WIDE ELECTRICAL DISTRIBUTION LINE EXSENSITY INCLUDING GUYS AND ANCHORS, PER KN2022-83.

  NO PERMANENT STRUCTURE SHALL BE CONSTRUCTED OF PLACED WITHIN A UTILITY EXSEMENT WHICH WOULD INTERFERE WITH THE ABILITY OF A UTILITY TO USE THE EXSEMENT.
- NO ACCESS TO STATE MAINTAINED RIGHTS-OF-WAY PERMITTED UNLESS APPROVED BY THE STATE OF ALASKA DEPARTMENT OF TRANSPORTATION.
- 5. NO ACCESS TO STATE MAINTNESS FORTH OF THE SUBDIVISION FOR EXCESS APPROVED BY THE STATE OF ASSAIN DEPARTMENT OF THORSTORING PORTIONS OF THE SUBDIVISION FOR EXCESSION PROVIDED BY THE SUBDIVISION FOR EXCESSION FOR THE SUBDIVISION FOR THE SUBDIVISION FOR THE SUBDIVISION IS RECORDED IN BOOK 576 PAGE 5, KENAI RECORDING DISTRICT. THIS LIES WITHIN THE FOREST A RESIDENCE FOR THE SUBDIVISION IS RECORDED IN BOOK 576 PAGE 5, KENAI RECORDING DISTRICT. THIS LIES WITHIN THE FOREST
- LANE ROW. 8. A RECIPROCAL FASEMENT ACREMENT ACREMENT AFFECTING THE SURDIVISION IS RECORDED BY DOCUMENT SERIAL NUMBER 2023-001233-0. KENAL RECORDING DISTRICT, 2/28/2023.
- 5. A RECIPROCAL PARKET MACEBER IN PRECIPION THE SUBURISHEN STREET, A SUBURISHED STREET, AS A RECIPROCAL PARKET MACEBER AND THE INTERSECTION WITH THE NATURAL MEANDERS OF ORDINARY HIGH WATER IS FOR AREA COMPUTATIONS ONLY, THE TRUE CORNERS BEING ON THE EXTENSION OF THE SIDELINE AND THE INTERSECTION WITH THE NATURAL MEANDERS.
- 10. ANAIGNOUS WITERS HABITAT PROTECTION DISTRICT NOTE: PORTIONS OF THIS SUBDIVISON ARE WITHIN THE KENAI PENNSULA BOROUGH ANADROMOUS WATERS HABITAT PROTECTION DISTRICT. SEE KPB CHAFTER 21.18, AS MAY BE AMENDED FOR RESTRICTIONS THAT AFFECT DEVELOPMENT IN THIS SUBDIVISON. WIDTH OF HABITAT PROTECTION DISTRICT SHALL BE IN ACCORDINGE WITH KPG 21.18.040.
- 11. FLOOD HAZARD NOTICE: SOME OR ALL CF THE PROPERTY SHOWN ON THIS PLAT HAS BEEN DESIGNATED BY FEMA AS A FLOOD HAZARD AREA DISTRICT AS OF THE DATE THIS PLAT IS RECORDED WITH ED DISTRICT RECORDER'S OFFICE. FROM TO DESCLOPMENT, THE KENN FEMILIAND FOR CONSIDERATION AND REQUISITIONS, DEVELOPMENT MUST COMPLY FEMILIAND BOROUGH CLODEN ADMINISTRATOR SHOULD BE CONTACTED FOR CURRENT INFORMATION AND REQUISITIONS, DEVELOPMENT MUST COUPLY WITH CHAPTER 21.06 OF KEWA PENNISULA 30ROUGH CODE, SEE FEMA FIRM PANEL 020012—2085A FOR INFORMATION ON FLOODPLAIN ZONES 44 AND C.
- FLOCUPEUM COMES AS AND C. TO SET OF THE PROPERTY IS RESPONSIBLE FOR OBTAINING ALL REQUIRED LOCAL, STATE AND FEDERAL PERMITS, INCLUDING A U.S. ARMY CORPS OF ENGINEERS WETLAND DETERMINATION F APPLICABLE.

  13. ALL DIMINISTORS ARE RECORD FER KN2022-83.

  14. AN EXCEPTION TO SEE 03.03.170, BLOCK LENGTH REQUIREMENTS, WAS GRANTED BY THE FLAT COMMITTEE AT THE MEETING OF AUGUST 8, 2022 FOR PARENT PLAT KN2012-83.

  15. THE FLAF PORTION OF TRACT OR IS A FRANCE ORNEWAY THAT IS NOT TO SE DEVELOPED.

49 III 🛪 PRELIMINAR'

WASTEWATER DISPOSAL THESE LOTS ARE AT LEST 200,000 SOLARE FEET, AND CONDITIONS MAY NOT BE SUITABLE FOR ONSITE MASERWATER TREATMENT AND DISPOSAL. ANY WASTEWATER TREATMENT OR DISPOSAL SYSTEM MUST MEET THE REGULATORY REQUIREMENTS OF THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONDENSEMATION.

PLAT APPROVAL

THIS PLAT WAS APPROVED BY THE KENAI PENINSULA BOROUGH PLANNING COMMISSION AT THE MEETING OF -----

KENAL FENINSULA BOROUGH

AUTHORIZED OFFICIAL

KPB FILE NUMBER: 2024-XXXX

PENINSULA SURVEYING, LLC

10535 KATRINA BOULEVARD, NINILCHIK, AK 99639 (907)306-7065

CRANE-FRANCE SUBDIVISION REPLAT 2024

4 SURDVISION OF

TRACT B, CRANE-FRANCE SUBDIVISION, KN 2022-83

LOCATED WITHIN
SW1/4 AND SE 1/4 SEC 31, T5N, R9W, S.M., ALASKA
KENAI RECORDING DISTRICT, KENAI PENINSULA BOROUGH
CONTAINING 53,690 ACRES

OWNET: ALAN R. CRAVE AND JO ANN CRANE 34075 FOREST LANE SOLDOTNA, AK 99669

SCALE:	1" = 200		DATE: SEPTEMBER 4, 2024
DRAVN:	3LT	CHECKED: JLS	SHEET: 1 OF 1

# ITEM #1 - PRELIMINARY PLAT CRANE-FRANCE SUBDIVISION REPLAT 2024

KPB File No.	4. 2024-099
Plat Committee Meeting:	October 14, 2024
Applicant / Owner:	Alan R. & Jo Ann Crane
Surveyor:	Jason Schollenberg – Peninsula Surveying, Inc
General Location:	Forest Lane, Mile 28 Kenai River, Sterling Area

Parent Parcel No.:	063-850-24
Legal Description:	T 05N R 09W Sec 31 Seward Meridian KN 2022083 Crane-France Sub Tract B
Assessing Use:	Residential
Zoning:	Rural Unrestricted
Water / Wastewater	Onsite / Onsite
Exception Request	None Requested

#### STAFF REPORT

**Specific Request / Scope of Subdivision:** The proposed plat will subdivide a 53.690-acre tract into two new tracts: one measuring 12.072 acres and the other 41.618 acres.

#### Location and Legal Access (existing and proposed):

Legal access is by Forest Lane to the north, a constructed 100-foot road, maintained by the State of Alaska DOT. Forest Lane connects to the Sterling Highway to the north, which is also State-maintained. Both tracts will have access to Forest Lane.

There is a 33-foot section line easement located on the south side of the proposed plat.

There are no dedications or vacations proposed with this platting action.

A reciprocal easement agreement affects proposed Tract B2, and the adjacent property to the west, Tract A, KN 2022-83, allowing a shared driveway on their common property line. It is added as plat note number eight and delineated on the plat.

The block length is non-compliant. An exception to KPB 20.30.170, Block Length, was granted by the Plat Committee at the meeting of August 8, 2022 for Parent Plat KN 2022-83. This exception is being carried forward as plat note number fourteen. **Staff recommends:** the plat committee concur this exception shall be carried forward and can remain on the plat as noted.

PER DOT: The platting action voids any previous issued permits. Land owners will need to reapply for driveway access permits to state road and right-of-way access.

	Out of Jurisdiction: No
KPB Roads Dept. comments	Roads Director: Griebel, Scott
	Comments: No RSA comments or objections
SOA DOT comments	No comment

#### Site Investigation:

Per KPB imagery, there are structures located on the south side of Tract B2.

Tract B2 is a flag lot with the access portion being 60-feet wide connecting to Forest Lane. No exception for KPB 20.30.190 (B) is needed. **Staff recommends:** Add standard note on the plat for flag lot: "No structures are permitted within the panhandle portion of the flag lot." And to add a note that "Flag lot neck is not intended to be considered as a road for use or dedication."

Wetland area is located to the south of Tract B1 and is delineated on the preliminary plat. Steep slopes are present along the Kenai River, as depicted.

The River Center Review identified the plat to be within a FEMA flood hazard zone and Floodway. The required Flood Hazard note is on the drawing but the updated flood zones should be added to the note with the effective date. **Staff recommends:** depict on the plat the new AE zone and Floodway as requested by the River Center Review. Add Floodway Notice per KPB 20.30.280 (E).

The River Center Review identified portions of the plat to be within the Anadromous Waters Habitat Protection District. The required plat note is added to the preliminary plat as plat note number ten. **Staff recommends:** correct note to reflect note as stated in KPB 20.30.290.

KPB River Center review	A. Floodplain Reviewer: Hindman, Julie Floodplain Status: IS in flood hazard area Comments: This property is within the currently mapped floodplain. FEMA remapped this area and new maps will be effective 2/28/2025. Staff requests the new AE zone and Floodway be clearly marked on the plat and code required plat notes be present. Flood Zone: AE,X Zone Map Panel: In Floodway: True Floodway Panel:
	B. Habitat Protection Reviewer: Aldridge, Morgan Habitat Protection District Status: IS totally or partially within HPD Comments: Portions of this plat are within the KPB 21.18 jurisdiction. Permits will be required in these areas to do work. Contact the River Center for regulatory information.
State of Alaska Fish and Game	

#### **Staff Analysis**

Originally the land was an aliquot part of the NW 1/4 SE 1/4 and Government Lot 6 of Section 31, Township 5 North, Range 9 West, Seward Meridian, Kenai Peninsula Borough, Alaska. Crane-France Subdivision, KN 2022-83, subdivided the land into two tracts, A and B. The proposed plat will replat Tract B into two tracts, B1 and B2.

A soils report will not be required as the lots are both over 200,000 square feet 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.

The property is not within an advisory planning commission.

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

A reciprocal easement agreement affects proposed Tract B2, and the adjacent property to the west, Tract A, KN 2022-83, allowing a shared driveway on their common property line. It is added as plat note number eight and delineated on the plat.

#### **Utility Easements**

Crane-France Subdivision, KN 2022-83, granted a 30-foot electrical distribution easement and a 10-foot utility easement adjoining the right-of-way, including 5-feet of the side lot lines. The easements are delineated on the proposed plat and added as plat notes number two and number ten.

The affected utility providers were emailed the subdivision plat public hearing notice as part of the routine notification process. **Staff recommends** to grant utility easements requested by the utility providers or work with the utility providers to obtain approval.

Utility provider review:

Chility provider reviews	
HEA	No comments
ENSTAR	
ACS	
GCI	

KPB department / agency review:

NED department agency review	
Addressing	Reviewer: Leavitt, Rhealyn Affected Addresses: 34075 FOREST LN Existing Street Names are Correct: Yes List of Correct Street Names: FOREST LN, TALON LOOP Existing Street Name Corrections Needed: All New Street Names are Approved: No List of Approved Street Names: List of Street Names Denied: Comments: 34075 FOREST LN WILL REMAIN
Code Compliance	Reviewer: Ogren, Eric Comments: No comments
Planner	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	Reviewer: Windsor, Heather Comments: No comment

# STAFF RECOMMENDATIONS

**CORRECTIONS / EDITS** 

o Correct KPB File Number to: 2024-099

- Update the Plat Approval date to: October 14, 2024
- Review Certificate to Plat Item Number 11 and add to plat, if applicable.

## 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.

D. A vicinity map, drawn to scale showing location of proposed subdivision, north arrow if different from plat orientation, township and range, section lines, roads, political boundaries, and prominent natural and manmade features, such as shorelines or streams;

#### Staff Recommendation:

Label sections to the east and west.

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:

Correct subdivision names to the east and south of proposed plat: <u>"Dykema"</u> Subdivision, KN 2005-23" and "Moose Range Meadows Subdivision Phase II <u>Amended</u>, KN 87-100"

#### **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.

20.30.190. Lots-Dimensions.

**Staff recommendation**: place the standard note on the plat for the flag lot(s): No structures are permitted within the panhandle portion of the flag lot(s).

# 20.30.280. Floodplain requirements.

To maintain consistency with KPB 21.06.050, **staff requests** the surveyor ensure the proposed subdivision have adequate drainage to reduce exposure to flood damage.

**Staff reminds** the owner(s), that it is the responsibility of the subdivider to provide all necessary information regarding flood protection measures at the time the preliminary plat is presented for consideration by the planning commission (21.06.050).

#### Staff recommendation:

Any area of the subdivision within the floodplain, floodway or Seward Mapped Flood Data Area (SMFDA) is to be shown and labeled on the plat.

D. All subdivisions or replats within the Flood Insurance Rate Map (FIRM) area or SMFDA, as amended, as defined by KPB 21.06.030, shall contain the following note: Some or all of the property shown on this plat has been designated by FEMA or the Kenai Peninsula Borough Seward Mapped Flood Data Area as a flood hazard area district as of the date this plat is recorded with the district recorder's office. Prior to development, the Kenai Peninsula Borough floodplain administrator should be contacted for current information and regulations. Development must comply with Chapter 21.06 of the Kenai Peninsula Borough Code.

E. All subdivisions or replats that include any portion of the mapped floodway shall contain the following note: FLOODWAY NOTICE:

Portions of this subdivision are within the floodway. Pursuant to KPB Chapter 21.06, all development (including fill) in the floodway is prohibited unless certification by an engineer or architect is provided demonstrating that encroachments shall not result in any increases in flood levels during the occurrence of the base flood discharge.

#### **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.

## **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.

NOTE: 20.25.120. - REVIEW AND APPEAL.

A DECISION OF THE PLAT COMMITTEE 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 View





