

KENAI PENINSULA BOROUGH

PLANNING COMMISSION
RESOLUTION 89-14

VACATING THE TEN FOOT UTILITY EASEMENT WITHIN AND ALONG SOUTH BOUNDARY OF LOT 2, SPRUCE GROVE SUBDIVISION NO. 2 (plat 78-138 KRD) WITHIN SECTION 31, TOWNSHIP 6 NORTH, RANGE 11 WEST, SEWARD MERIDIAN, CITY OF KENAI, ALASKA.

WHEREAS, a request has been received to vacate the entire of the ten foot utility easement adjacent to the south boundary of Lot 2, Spruce Grove No. 2; and

WHEREAS, on April 3, 1989, a public hearing was held by the Kenai Peninsula Borough Planning Commission to address all concerns about this proposed vacation; and

WHEREAS, the Planning Commission has found that vacating said ten foot utility easement will not be detrimental to the public interest; and

WHEREAS, 20.28.120 of the Kenai Peninsula Borough Code of Ordinances authorizes the Planning Commission to accomplish vacations by Resolution.

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

Section 1. That the ten foot utility easement within and adjacent to south boundary of Lot 2, Spruce Grove Subdivision No. 2 is hereby vacated.

Section 2. That this Resolution is eligible for recording after approval of the vacation by the Kenai City Council; and will be void if not recorded within 90 days of adoption.

Section 3. That this Resolution is void if the vacation approval is vetoed by the Kenai City Council within 30 calendar days of adoption.

Section 4. That this Resolution becomes effective upon being properly recorded; with petitioner being responsible for payment of recording fees.

ADOPTED BY THE PLANNING COMMISSION OF THE KENAI PENINSULA BOROUGH ON THIS 3rd DAY OF APRIL, 1989.

Colleen Denbrock
Colleen Denbrock, Chairperson

ATTEST:

Nancy D. Jungmann
Nancy Jungmann, Planning Secretary

Return to: Kenai Peninsula Borough
Planning Department
144 No. Binkley Street
Soldotna, AK 99669

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RECORDED
KENAI PENINSULA
DISTRICT

MAY 23 10 55 AM '89

REQUESTED BY K. River Realty
by KPB

ADDRESS 592109