



**KENAI PENINSULA BOROUGH PLANNING COMMISSION
RESOLUTION 2023-07
SEWARD RECORDING DISTRICT**

Vacate entire 10' by 393' utility easement granted on Fourth of July Creek Subdivision Seward Marine Industrial Center Raibow Replat SW 2015-14; within S18, T01S, R01E, Seward Meridian, Alaska, within the Kenai Peninsula Borough. KPB File 2023-004V

WHEREAS, a request has been received from City of Seward of Seward, AK to Vacate entire 10' by 393' utility easement granted on Fourth of July Creek Subdivision Seward Marine Industrial Center Raibow Replat SW 2015-14;

WHEREAS, affected utility companies have provided written non-objection to the proposed vacation; and

WHEREAS, the Kenai Peninsula Borough Roads Department provided written non-objection to the proposed vacation; and

WHEREAS, the easement is not in use by the utility companies; and

WHEREAS, no surrounding properties will be denied utilities; and

WHEREAS, on April 10, 2023, the Kenai Peninsula Borough Planning Commission addressed all concerns about the proposed vacation; and

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

WHEREAS, 20.70.140 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 above described Vacate entire 10' by 393' utility easement granted on Fourth of July Creek Subdivision Seward Marine Industrial Center Raibow Replat SW 2015-14 are hereby vacated.

Section 2. That an as-built survey or sketch prepared, signed, and sealed by a licensed land surveyor showing the locations of the portions of the utility easements being vacated be attached to, and made a part of this resolution, becoming page 2 of 2.

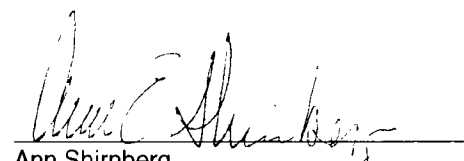
Section 3. That this resolution is eligible for recording upon being signed by the Planning Commission chairperson and will be deemed void if not recorded within 90 days of adoption.

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

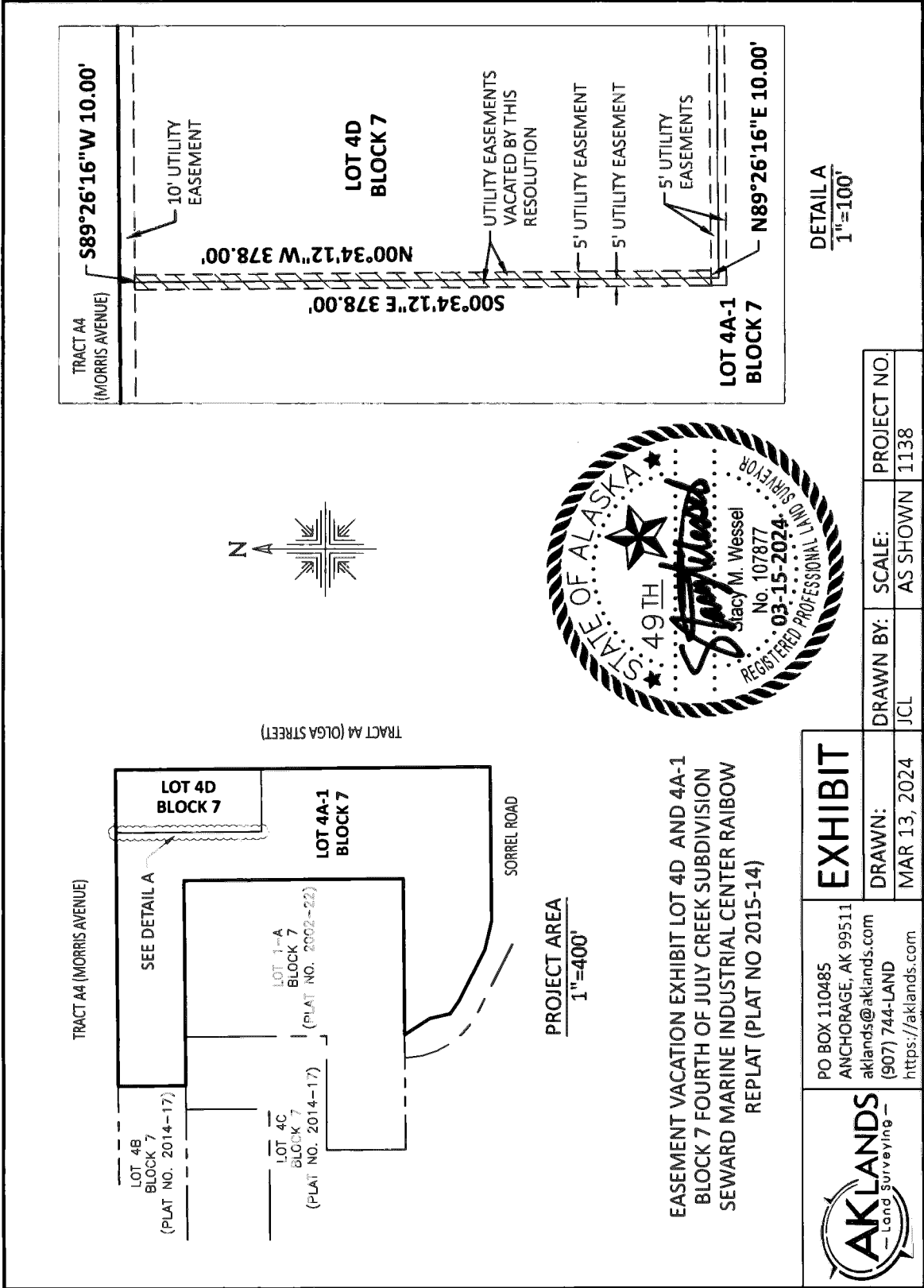
ADOPTED BY THE PLANNING COMMISSION OF THE KENAI PENINSULA BOROUGH ON THIS
25TH DAY OF MARCH, 2024.


Jeremy Brantley, Chairperson
Planning Commission

ATTEST:


Ann Shimberg,
Administrative Assistant

Return to:
Kenai Peninsula Borough Planning Department
144 N. Binkley Street
Soldotna, Alaska 99669



 <div>PO BOX 110485 ANCHORAGE, AK 99511 aklands@aklands.com (907) 744-LAND https://aklands.com</div>	EXHIBIT	
	DRAWN: MAR 13, 2024	SCALE: AS SHOWN
DRAWN BY: JCL		PROJECT NO: 1138



DETAIL A
1"=100'

EASEMENT VACATION EXHIBIT LOT 4D AND 4A-1
BLOCK 7 FOURTH OF JULY CREEK SUBDIVISION
SEWARD MARINE INDUSTRIAL CENTER RAINBOW
REPLAT (PLAT NO 2015-14)

PROJECT AREA
1"=400'

