

KENAI PENINSULA BOROUGH
PLANNING COMMISSION
RESOLUTION 89-12

VACATING FIVE FEET OF A TEN FOOT WIDE UTILITY EASEMENT WITHIN LOT 4, WOODRIDGE SUBDIVISION, PLAT 83-77 KRD; WITHIN SECTION 26, TOWNSHIP 5 NORTH, RANGE 10 WEST, SEWARD MERIDIAN, KENAI RECORDING DISTRICT, ALASKA

WHEREAS, a request has been received to vacate the west five feet of the ten foot utility easement adjacent to South Shady Street within Lot 4, Woodridge Subdivision; 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 the west five feet of said 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 west five feet of the ten foot wide utility easement adjacent to South Shady Street within Lot 4, Woodridge Subdivision is hereby vacated.

Section 2. That this Resolution is eligible for recording after approval of the vacation by the Assembly of the Kenai Peninsula Borough; 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 Assembly of the Kenai Peninsula Borough 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 43 DAY OF April, 1989.

Colleen Denbrock
Colleen Denbrock, Chairperson

ATTEST:

Nancy 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 REC.
DISTRICT

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FILED BY J. Schooley
ADDRESS 591865