



Kenai Peninsula Borough Planning Department
 144 North Binkley
 Soldotna, Alaska 99569-7599
 Toll free within the Borough 1-800-478-4441, extension 2200
 (907) 714-2200

Petition to Vacate Public Right-of-Way/Easement/Platted Public Area
Public Hearing Required

Upon receipt of complete application with fees and all required attachments, a public hearing before the Planning Commission will be scheduled. The petition with all required information and attachments must be in the Planning Department at least 30 days prior to the preferred hearing date. By State Statute and Borough Code, the public hearing must be scheduled within 60 days of receipt of complete application.

- \$500 non-refundable fee to help defray costs of advertising public hearing.
 - City Advisory Planning Commission. Copy of minutes at which this item was acted on, along with a copy of City Staff Report.
 - Name of public right-of-way proposed to be vacated is Snowden dedicated by the plat of FOLZ SUBDIVISION, DUVN REPLAT Subdivision, filed as Plat No. 199-15 98-33 in SEWARD Recording District.
 - Are there associated utility easements to be vacated? Yes No
 - Are easements in use by any utility company? If so, which company NONE
 - Easement for public road or right-of-way as set out in (specify type of document) _____ as recorded in Book _____ Page _____ of the _____ Recording District. (Copy of recorded document must be submitted with petition.)
 - Submit three copies of plat or map showing area proposed to be vacated. Must not exceed 11x17 inches in size. In the case of public right-of-way, the submittal must include a sketch showing which parcels the vacated area will be attached to. Proposed alternative dedication is to be shown and labeled on the sketch.
- Has right-of-way been fully or partially constructed? Yes No
 Is right-of-way used by vehicles / pedestrians / other? Yes No
 Is alternative right-of-way being provided? Yes No

The petitioner must provide reasonable justification for the vacation. Reason for vacating:

1. The easement was incorrectly dedicated on the 1999 Plat as a 66' total Section line Easement. The effective date of the patent is in the year 1914, well before section line easement law was in effect.
2. Public access for this easement is improbable, it is unbuild, and partially passes through a pond
3. Equal or better access around Tract E1 exists in the form of Alaska DOT Right of Way

The petition must be signed (written signature) by owners of the majority of land fronting the right-of-way, easement, or platted public area proposed to be vacated. Each petitioner must include address and legal description of his/her property.

Submitted By:

Name: Iain Brown
 Address: 38240 Kenai Spur Highway
Soldotna, AK 99569
 Phone: 907-529-6466

Signature as:

- Petitioner Representative

Petitioners:

Signature <u>[Signature]</u>	Signature _____
Name <u>Elliott Jackson</u>	Name _____
Address <u>1120 Munman Rd, Ste 24</u>	Address _____
<u>Anchorage, AK 99515</u>	_____
Owner of <u>Tract E1 (SW1999-15), Tr B & C (SW0000024)</u>	Owner of _____
Signature _____	Signature _____
Name _____	Name _____
Address _____	Address _____
_____	_____
Owner of _____	Owner of _____