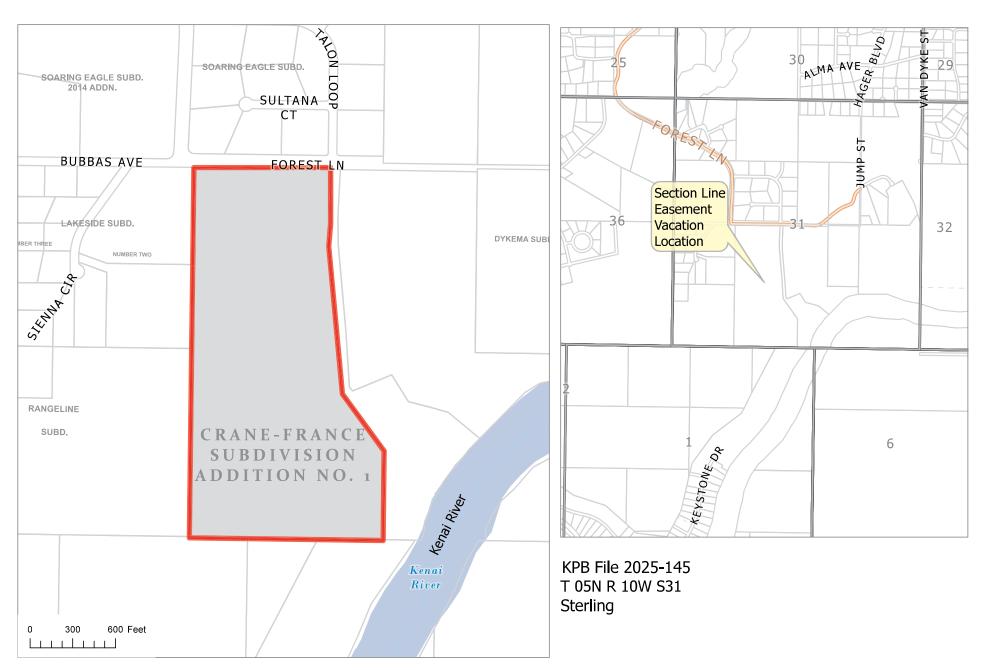
# **E. NEW BUSINESS**

1. Crane-France Addition No. 1; KPB File 2025-145
McLane Consulting Group / France
Location: Forest Lane off Sterling Highway
Sterling Area

Vicinity Map 9/17/2025



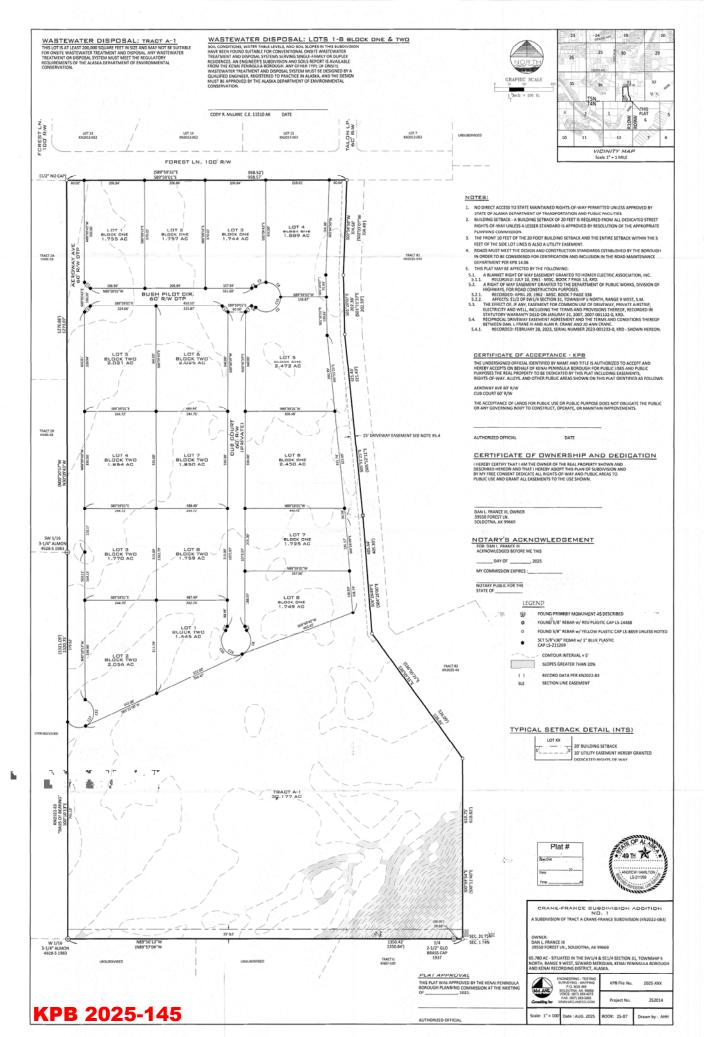
The information depicted hereon is for a graphical representation only of best available sources. The Kenai Peninsula Borough assumes no responsibility for any errors on this map.

Aerial Map

KPB File 2025-145 9/17/2025







# ITEM #1 - PRELIMINARY PLAT Crane-France Subdivision Addition No. 1

KPB File No.	2025-145
Plat Committee Meeting:	October 13, 2025
Applicant / Owner:	Dan L France III / Soldotna
Surveyor:	Andrew Hamilton / McLane Consulting, Inc.
General Location:	Sterling Area – Forest Lane

Parent Parcel No.:	063-850-23
Legal Description:	T 05N R 09W SEC 31 SEWARD MERIDIAN KN 2022083 CRANE-FRANCE SUB
	TRACT A
Assessing Use:	Residential
Zoning:	Rural Unrestricted
Water / Wastewater	Onsite / Onsite
Exception Request	20.30.100(A)

#### **STAFF REPORT**

<u>Specific Request / Scope of Subdivision:</u> The proposed plat will subdivide a 65.786-acre parcel into 16 lots ranging in size from 1.445 acres to 2.472 acres and one tract of size 30.177 acres. and two dedications and one private road.

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

Legal access is by Forest Lane to the north, a constructed 100-foot dedication, maintained by the State of Alaska DOT. Forest Lane connects to the Sterling Highway to the north near milepost 89.7, which is also State-maintained.

There is a 33-foot section line easement located on the south side of the proposed plat. **Staff recommends** a plat note in reference to item 9 of the Certificate to Plat be added and tied to the section line easement noted on the drawing.

The plat is proposing three dedications with this action. Aeroway Ave on the west will come into the subdivision from Forest Ln. as a 60' dedication giving access to 5 lots. Bush Pilot Cir will come off Aeroway Ave as another 60' dedication, giving access to 7 lots. Cub Court is being presented on the plat as a private 60' road headed south off of Cub Court giving access to 8 lots.

There is a reciprocal easement agreement noted on the drawing and referenced to plat note 5.4. the easement document identifies it as being 30' wide, while the drawing shows the 15 feet on the side of this plat. **Staff recommends** the surveyor note that the easement is 15' on both sides of the property line for 30' total.

DOT is proposing Tract a-1 take access from proposed Aeroway Ave and other internal roads. *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. DOT is requesting additional information on the development plan of Tract A-1, *Staff recommends* the owner or surveyor contact the Transportation Planner with information to discuss.

There is a private airstrip located across the middle of the plat that crosses into the adjacent property to the east. Most of the use looks to be on the part east of the subdivision as it is better maintained.

Block length is not on the west side of Block 2 along Aeroway Ave. From the center of Bush Pilot Cir south to the center of the bulb, the length is approximately 1420' being 100' longer than the required 1320' and longer than the

limit of no more than 1000'. The applicant has requested an exception to KPB 20.30.100(A) Cul-de-sacs and KPB 20.30.170 Block-length requirements. These will be looked at later in the staff report.

KPB Roads Dept RSA review	Out of Jurisdiction: No
	Roads Director: Uhlin, Dil Comments: Property owners should know the following ordinance. 14.06.190 Airparks. No roads within or directly adjacent to an airpark will be certified for maintenance where aircraft will utilize, or interfere with vehicular use of, the roadway. (Ord. No. 2008-05(S), § 1, 5-6-08)
SOA DOT comments	- No direct access to Forest Lane will be granted for Lots 1, 2, 3, 4. All proposed lots must take access from common access area onto Aeroway Ave. as shown on proposed plat.  - Apply for an Approach Road Review for the Aeroway Road connection to Forest Lane. Approach Road Reviews can be applied for at DOT&PF's online ePermits website: https://dot.alaska.gov/row/Login.po. Please contact - DOT&PF's ROW division at 1-800-770-5263 to speak with a regional permit officer if you have any questions.  DOT&PF requests additional information regarding development plan for Tract A-1? Is the flag lot necessary?  - Recommend Tract A-1 take access from proposed Aeroway Ave. and other proposed internal roads.

#### Site Investigation:

There are structures located on the property. When the plat is completed the structures will be located on Tract A-1 and the driveway comes down the neck to the structures following the reciprocal easement mostly.

There are steep areas over 20% indicated on the plat, being located in the south east corner of the subdivision. The steep slopes are labeled with a hatched to it.

There are no wetlands located on this plat, but the River Center review identified the plat to be located in a FEMA Flood Zone identified as X. Reviewer recommended a plat note be added in reference to KPB 20.30.280(D) but no depiction is needed on the drawing.

The plat is not located in a floodway though nor in a habitat protection zone.

**Staff recommendation**: place a note on the final plat indicating any person developing the property is responsible for obtaining all required local, state, and federal permits, including a U.S. Army Corps of Engineers wetland determination if applicable.

KPB River Center review	A. Floodplain
	Reviewer: Hindman, Julie Floodplain Status: IS in flood hazard area Comments: Within non-regulatory zone considered an area of minimal flood hazard. No depictions required.
	Flood Zone: X (unshaded)

	Map Panel: 02122C-0935F In Floodway: False Floodway Panel:
	B. Habitat Protection
	Reviewer: Aldridge, Morgan Habitat Protection District Status: Is NOT within HPD Comments: No comments
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. This platting action will subdivision Tract A into sixteen new lots and a tract along with three roads.

A soils report will be required for the lots within the blocks and an engineer will sign the final plat as the new lots are all below 200,000 sq ft. The wastewater disposal note will need to match the results of the soils report and recommendation of the engineer.

A soils report will not be required for Tract A-1, as it is above 200,000 sq ft. the wastewater disposal note shown for Tract A-1 is adequate for the tract shown.

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.

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

# **Utility Easements**

Plat note 10 needs carried forward to this plat. This note is in direct relation to the request from HEA for the easement over the overhead power line.

There are easements listed in the plat notes of unknown location and the section line easement on the south.

As part of our routine notification process, the subdivision plat was emailed to the affected utility providers for review. **Staff recommends:** the surveyor work with the utility providers to accommodate their request, ensuring optimal use of the owner's land and maximum benefit for both the provider and the public.

The plat is proposing a 10' utility easement along the front 10' of the 20' building setback and he entire setback within 5' of the side lot lines.

### Utility provider review:

HEA	See comment in packet
ENSTAR	No comments or recommendations
ACS	No comment
GCI	Approved as shown

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SEWARD ELECTRIC	
CHUGACH	
ELECTRIC	
FASTWYRE	

KPB department / agency review:

<b><u>KPB department</u></b> / agency re Addressing Review	Reviewer: Pace, Rhealyn
	Affected Addresses:
	34105 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: AEROWAY AVE, BUSH PILOT CT, CUB CIR
	List of Street Names Denied: CUB CT, BUSH PILOT CIR
	Comments: 34105 FOREST LN WILL REMAIN WITH TRACT A-1.
Code Compliance	Reviewer: Ogren, Eric Comments: No comments
LOZMS Review 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 Review	Reviewer: Windsor, Heather Comments: No comments

# **STAFF RECOMMENDATIONS**

# **CORRECTIONS / EDITS**

Add to the Plat Approval the date of October 13, 2025

Year in the Notary's Acknowledgement may need to be changed to 2026 for the signature year, please be aware.

Wastewater Disposal note for lots 1-8 Blocks 1 & 2 needs to match recommendation from engineer.

Check the information on the BLM pins, other sources indicate years and other data given on caps Modify the KPB File No. to 2025-145

Plat notes and sub-notes as aligned are congested and confusing to read, please adjust.

# 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:

Foster Ln needs changes Forest Ln. near the top.

F. The location, width and name of existing and platted streets and public ways, railroad rights-of-way, easements, and travel ways existing and proposed, within the subdivision;

#### Staff recommendation:

Add a plat note for the section line easement noted at item 9 of the CTP and tie to notation on the drawing, this would be related to parent plat note 10.

Add a plat note for item 10 of the CTP

N. Apparent encroachments, with a statement indicating how the encroachments will be resolved prior to final plat approval;

#### Staff recommendation:

Issues/encroachments noted in Bk 406 Pg 52 appear to be covered by location of lines of parent plat.and do not need to be included in the certificate to plat or this plat

#### **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.

#### **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.

# **EXCEPTIONS REQUESTED:**

# A. KPB 20.30.100(A) Cul-de-Sacs & 20.30.170 Block – Length Requirements

# Surveyor's Discussion:

We have tried to develop this subdivision in the most feasible and economical fashion possible while retaining the private reciprocal driveway that is located along the eastern boundary of the subdivision and described in the official document recorded as 2023-001233-0, KRD.

Aeroway Ave extends roughly an additional 1420 feet beyond the intersection of Bush Pilot Circle. Due to the rectangular nature of the parent parcel this is a practical con figuration of the property. There are multiple accesses to the property with Pilot Circle being dedicated and he private right of way of Cub Court. All lots within this subdivision will have rights of access to Cub Court per the future covenants.

The Surveyor/Applicant has submitted the following proposed Findings in support of the exception request.

- 1. The rectangular nature of the parent parcel requires extended rights of way and block lengths.
- 2. Access is extensive and safety is preserved.
- 3. The integrity of the private driveway is maintained
- 4. There Is no detriment to public health, safety or welfare.

#### Staff Discussion:

#### 20.30.100. - Cul-de-sacs.

A. Streets designed to have one end permanently closed shall be no more than 1,000 feet long. The closed end of the cul-de-sac shall have a suitable turnaround with a minimum radius of 50 feet to the property line. The turnaround shall be constructible to a 4 percent grade or less.

#### 20.30.170. - Blocks-Length requirements.

Blocks shall not be less than 330 feet or more than 1,320 feet in length. Along arterial streets and state maintained roads, block lengths shall not be less than 800 feet. Block lengths shall be measured from centerline intersections.

# Findings.

- 5. The division of the lots and the tract is keeping the airstrip usable as it will be located on the north end of Tract A-1, just south of the lots.
- 6. Cub Court follows the opening down the timber in Tract A, to the airstrip.
- 7. As the Roads Director noted is his comments above, a road parallel to an airstrip will not be Borough maintain per code for safety reasons. Connecting the bulbs is not a safe option.

#### Staff reviewed the exception request and recommends granting approval

Staff recommends the Committee (or Commission, as applicable) select the findings they determine are applicable, make additional findings if needed, tie the findings to the following standards, and vote on the exception in a separate motion.

Unless prohibited under KPB Title 20, the Committee may authorize exceptions to any of the requirements set forth in KPB Title 20. A request for an exception shall be in writing and presented to the Committee with substantial evidence, justifying the requested waiver or exception stating fully the grounds for the application and the facts relied upon. All exceptions must be requested and granted at the time of preliminary plat approval. Exceptions may not be requested with a final plat submittal.

The Committee shall make findings of fact meeting the following standards before granting any exception:

- 1. That special circumstances or conditions affecting the property have been shown **Findings 1-5 appear to support this standard.**
- 2. That the exception is necessary for the preservation and enjoyment of a substantial property right and is the most practical manner of complying with the intent of this title;

Findings 1-4 & 6 appear to support this standard.

3. That the granting of the exception will not be detrimental to the public welfare or injurious to other property in the area in which said property is situated.

Findings 3, 4 & 7 appear to support this standard.

**Staff recommendation**: place notes on the final plat indicating any exceptions granted by the Plat Committee with the meeting date.

#### **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: KPB 20.25.120. - REVIEW AND APPEAL.

IN ACCORDANCE WITH KPB 2.40.080, ANY PERSON, AGENCY, OR CITY THAT PARTICIPATED AT THE PLAT COMMITTEE HEARING, EITHER BY WRITTEN OR ORAL PRESENTATION, MAY REQUEST THAT A DECISION OF THE PLAT COMMITTEE BE REVIEWED BY THE PLANNING COMMISSION BY FILING A WRITTEN REQUEST WITHIN 15 DAYS OF DATE OF DISTRIBUTION OF THE DECISION.

A DECISION OF THE PLAT COMMISSION 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 Map

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Wetlands

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Aerial with 5-foot Contours

KPB File 2025-145 9/17/2025 \( \big| \)

