

Introduced by: Mayor
Date: 11/15/22
Action: Adopted
Vote: 9 Yes, 0 No, 0 Absent

**KENAI PENINSULA BOROUGH
RESOLUTION 2022-056**

**A RESOLUTION AUTHORIZING THE ACQUISITION BY DONATION OF THREE
LOTS OF LAND LOCATED IN THE SEWARD AREA ON BEHALF OF THE SEWARD
BEAR CREEK FLOOD SERVICE AREA**

WHEREAS, the Seward Bear Creek Flood Service Area (“SBCFSA”) provides for flood planning and mitigation within the SBCFSA; and

WHEREAS, the record owner of two tax parcels of land within the SBCFSA boundary has offered to donate the parcels to the Kenai Peninsula Borough (“Borough”) for floodplain conservation and mitigation purposes; and

WHEREAS, the two tax parcels, containing three lots and approximately 1.4 acres, are located in the Resurrection River historic braid plain east of the Seward Airport and in close proximity to other Borough land managed for floodplain purposes; and

WHEREAS, the acquisition and management of this land for floodplain values would further Objective D, Strategy 2 of the Kenai Peninsula Borough Comprehensive Plan; and

WHEREAS, the land is vacant and unimproved with a combined current assessed value of \$2,000.00; and

WHEREAS, the SBFCSA board at its meeting of September 20, 2021, recommended approval of the subject acquisition; and

WHEREAS, the KPB Planning Commission, at its regularly scheduled meeting of November 14, 2022, recommended adoption by unanimous consent;

**NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI
PENINSULA BOROUGH:**

SECTION 1. That the acquisition of the following described real property on behalf of the SBCFSA is in the best interest of the Borough:

Lots 3 and 4, Tract A, Crawford Subdivision, according to Plat S-15, filed in the Seward Recording District, Third Judicial District, State of Alaska.
(PARCEL NO. 145-093-06)

AND

Lot 2, Riverside Subdivision, according to Plat S-16, filed in the Seward Recording District, Third Judicial District, State of Alaska.
(PARCEL NO. 145-093-01)

SECTION 2. Parcels referenced will be conveyed through a deed to the Borough and upon donation the parcels will be considered a land asset of the SBCFSA.

SECTION 3. That the terms and conditions substantially in the form of the Purchase Agreement accompanying this resolution are hereby approved. The purchase price shall be one dollar (\$1.00) plus title research and due diligence fees not to exceed eight hundred dollars (\$800.00).

SECTION 4. That the costs of the acquisition will come from Seward Bear Creek Flood Service Area FY23 budgeted funds.

SECTION 5. That this acquisition is for flood mitigation purposes.

SECTION 6. That the proposed classification of this land is Preservation and Resource Management.

SECTION 7. That the mayor is authorized to execute any and all documents necessary to purchase the real property described in Section 1 in accordance with the terms and conditions contained in this resolution and the accompanying Purchase Agreement, consistent with applicable provisions of KPB Chapter 17.10.

SECTION 8. That this resolution is effective immediately upon adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 15TH DAY OF NOVEMBER, 2022.

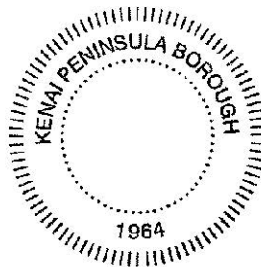
Brent Johnson

Brent Johnson, Assembly President

ATTEST:

John Blankenship

John Blankenship, MMC, Borough Clerk



Yes: Bjorkman, Chesley, Cox, Derkevorkian, Ecklund, Elam, Hibbert, Tupper, Johnson

No: None

Absent: None