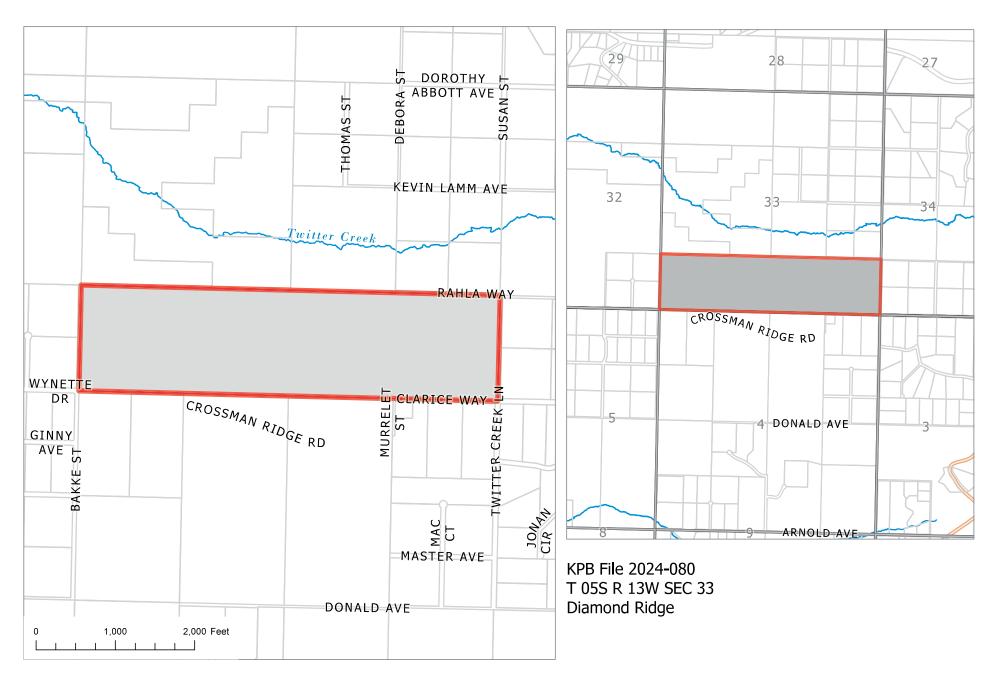
E. NEW BUSINESS

8. Paul Taylor Subdivision; KPB File 2024-080
Seabright Surveying / Taylor
Location: Bakke St., Wynette Dr., Clarice Way, Twitter
Creek Ln. & Rahla Way
Diamond Ridge Area / Kachemak Bay APC

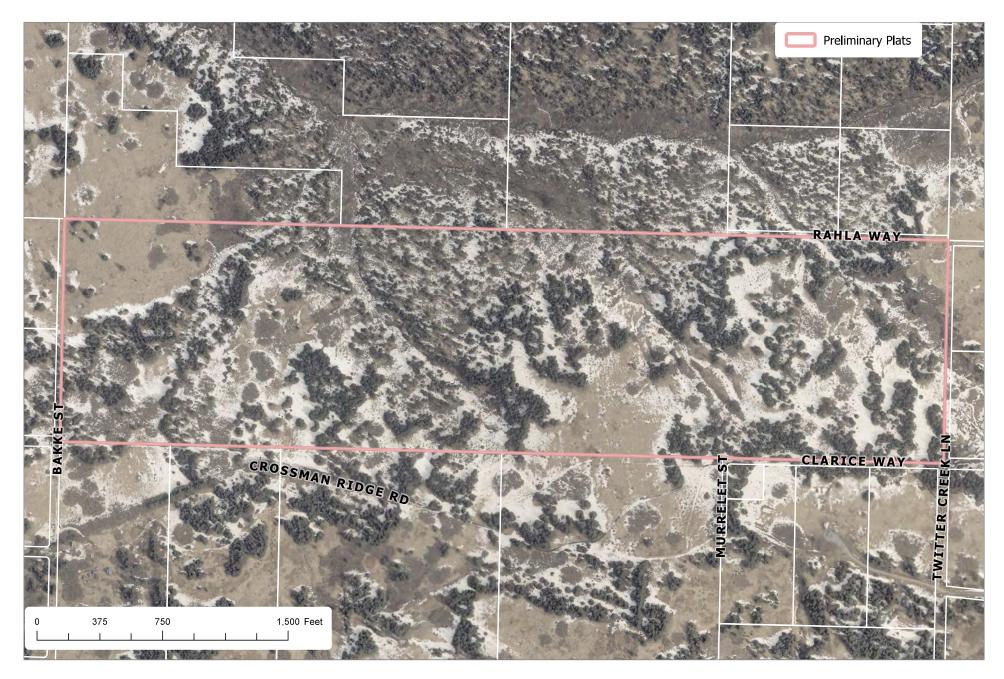
Vicinity Map

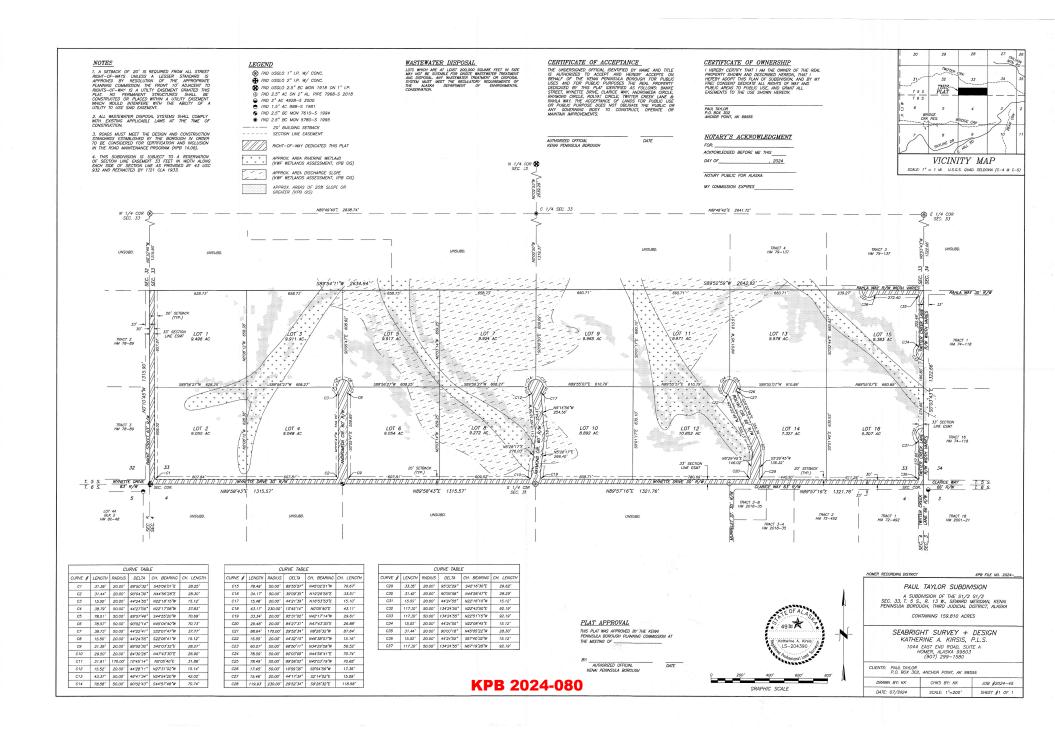












ITEM #8 - PRELIMINARY PLAT PAUL TAYLOR SUBDIVISION

KPB File No.	2024-080
Plat Committee Meeting:	August 12, 2024
Applicant / Owner:	Paul Taylor / Anchor Point, Alaska
Surveyor:	Katherine Kirsis / Seabright Survey + Design
General Location:	Diamond Ridge area / Kachemak Bay APC

Parent Parcel No.:	171-102-13
Legal Description:	T 5S R 13W SEC 33 SEWARD MERIDIAN HM S1/2 S1/2
Assessing Use:	Vacant
Zoning:	Rural Unrestricted
Water / Wastewater	Onsite / Onsite
Exception Request	20.30.170, 20.30.030

STAFF REPORT

<u>Specific Request / Scope of Subdivision:</u> The proposed plat will subdivide a 160 acre parcel into 16 lots ranging in size from 7.327 acres to 10.852 acres.

Location and Legal Access (existing and proposed):

Legal access to the property is by Twitter Creek in the southeast corner of the plat. There are several dedicated roads as shown adjacent to the plat, but none of them are currently constructed. There is a trail coming up from Bakke Street that turns east along the south of the plat at Wynette Dr then turns to connect into Grossman Ridge Rd near proposed Andromeda Cir.

There is no right-of-way vacation, but this plat is dedicating several right-of-ways around the perimeter of the subdivision along with three cul-de-sacs. Due to limitations of the natural condition along the perimeter of the subdivision, the applicant has requested an exception to KPB 20.30.030 Proposed Street layout - requirements.

The plat is affected by a 33' section line easement as shown on the plat located on the east, south and west sides. Another 33' section line esmt identifier could be added on the south line, more to the west side for easier identification.

Block length is not compliant along the north side of the subdivision and an exception to KPB 20.30.170 Block length requirement has been requested.

Surveyor should contact the Addressing Administrator about Twitter Creek Lane in the northeast corner. This portion of road may need a new name. Wynette Drive labeled on the east of plat should be checked with Addressing Administrator for correctness.

KPB Roads Dept. comments	Out of Jurisdiction: No Roads Director: Griebel, Scott Comments: The initial section of Palmer Street (leaving Skyline Dr), providing access to subdivision has no ROW Dedication
SOA DOT comments	No comment

Site Investigation:

There are no improvements shown on the proposed plat according to KPB GIS data.

Page 1 of 5

Several steep areas having slopes over 20% are shown on the plat with shading. These areas shown should remain on the final plat submittal. There are four of these steep areas shown on the plat that have created drainage runs from the south headed north towards Twitter Creek.

The plat has shown on it several areas of riverine and discharge slope wetlands on it. These areas coincide with the drainage runs going towards Twitter Creek on the plat. **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.

The River Center review did not identify the plat to be in a flood hazard area or a habitat protection district.

KPB River Center review	A. Floodplain Reviewer: Hindman, Julie Floodplain Status: Not within flood hazard area Comments: No comments
	B. Habitat Protection Reviewer: Aldridge, Morgan Habitat Protection District Status: Is NOT within HPD Comments: No comments
State of Alaska Fish and Game	No comment

Staff Analysis

The parcel is an aliquot part of Section 33, Township 5 south, Range 13 West SM Alaska. This is the first division of the property. There are no easements or restrictions found for this parcel.

A soils report will not be required as the lots are over 200,000 sq ft.

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.

Kachemak Bay Advisory Planning Commission minutes are unavailable as the APC is unable to create a quorum.

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

Utility Easements

There plat is proposing a utility easement along the front 10' adjacent to all right-of-ways. This easement is listed in plat note 1 and not shown on the plat.

HEA has submitted comments for easements to be added to the plat drawing, which are included in the packet.

The affected utility providers were emailed the subdivision plat public hearing notice as part of the routine notification process. **Staff recommends** to grant utility easements requested by the utility providers or work with the utility providers to obtain approval.

Utility provider review:

HEA	See comments in packet for easements requested
ENSTAR	No comments or recommendations
ACS	No objections
GCI	Approved as shown

Page 2 of 5

KPB department / agency review:

KPB department / agency review	
	Reviewer: Leavitt, Rhealyn
	Affected Addresses: NONE
	Existing Street Names are Correct: Yes
	List of Correct Street Names: BAKKE ST, WYNETTE DR, MURRELET ST, CLARICE WAY, TWITTER CREEK LN, RAHLA WAY
Addressing	Existing Street Name Corrections Needed:
	All New Street Names are Approved: Yes
	List of Approved Street Names: ANDROMEDA CIR, RAYMOND CIR, ROLYAT CIR
	List of Street Names Denied:
	Comments: No other comments
Code Compliance	Reviewer: Ogren, Eric Comments: No comments
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	Reviewer: Windsor, Heather Comments: No comment

STAFF RECOMMENDATIONS

CORRECTIONS / EDITS

- Roads must meet the design and construction standards established by the borough in order to be considered for certification and inclusion in the road maintenance program (KPB 14.06).

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.

C. The location, width, and name of existing or platted streets and public ways, railroad rights-of-way, and other important features such as section lines or political subdivisions or municipal corporation boundaries abutting the subdivision;

Staff recommendation:

Existing streets should list the current width, without the new dedications included from this plat.

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:

Add adjacent roads to the vicinity map some to get to site Bear Creek is mislabeled, KPB GIS labels is as Palmer Cree

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 20.30.170 Block Length & KPB 20.30.030 Propose Street Layout

Surveyor's Discussion:

We are requesting exceptions to the above referenced KPB Subdivision Design Requirements. The layout for proposed right-of-way dedications this plat is informed by topographical limitations. All attempts were made to match existing half-width dedications where practical. We propose cul-de-sac dedications for Twitter Creek Lane and Rahla Way to avoid a non-constructable dedication across the existing ravine. No half-width dedication exists north of Lots 1, 3, 5, 7 & 9, and these lots are affected by extensive steep slopes and wetland areas. Legal access is being provided to all proposed lots in this subdivision and additional dedications beyond what is depicted would not serve any practical purpose.

Staff Discussion:

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.

20.30.030. - Proposed street layout—Requirements.

A. The streets provided on the plat must provide fee simple right-of-way dedications to the appropriate governmental entity. These dedications must provide for the continuation or appropriate projection of all streets in surrounding areas and provide reasonable means of ingress for surrounding acreage tracts. Adequate and safe access for emergency and service vehicle traffic shall be considered in street layout.

Findings:

- 1. Steep areas block road locations needed for block length and extension fulfillment.
- 2. The cul-de-sacs splits the block length on the south between drainage areas as best possible.
- 3. Any future developments of these lots could add roads.
- 4. All lots are to have access to a road with the new dedications.
- 5. Construction of a road on the north would be costly.
- 6. No adjacent owner will be affected.

Staff reviewed the exception request and recommends granting approval.

Staff recommends the Committee select the findings they determine are applicable, make additional findings if

Page **4** of **5**

needed, tie the findings to the following standards, and vote on the exception in a separate motion.

Unless prohibited under this title, the committee may authorize exceptions to any of the requirements set forth in this title. Application for an exception shall present 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 by application; Findings 1, 2 & 4 appear to support this standard.
- 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 – 5 appear to support this standard.
- 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 1 & 6 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.

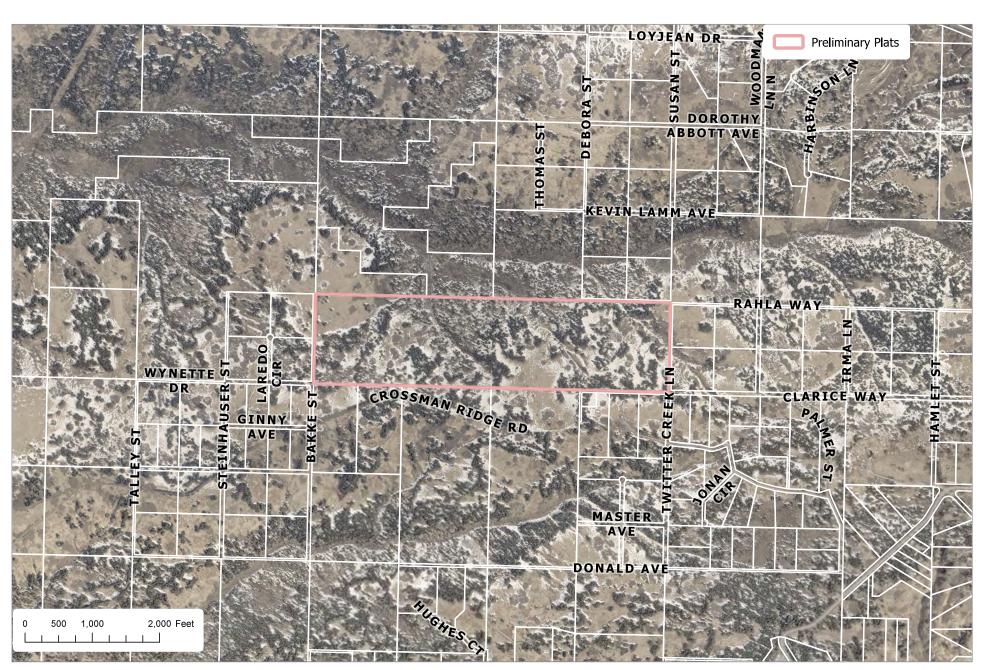
NOTE: 20.25.120. - REVIEW AND APPEAL.

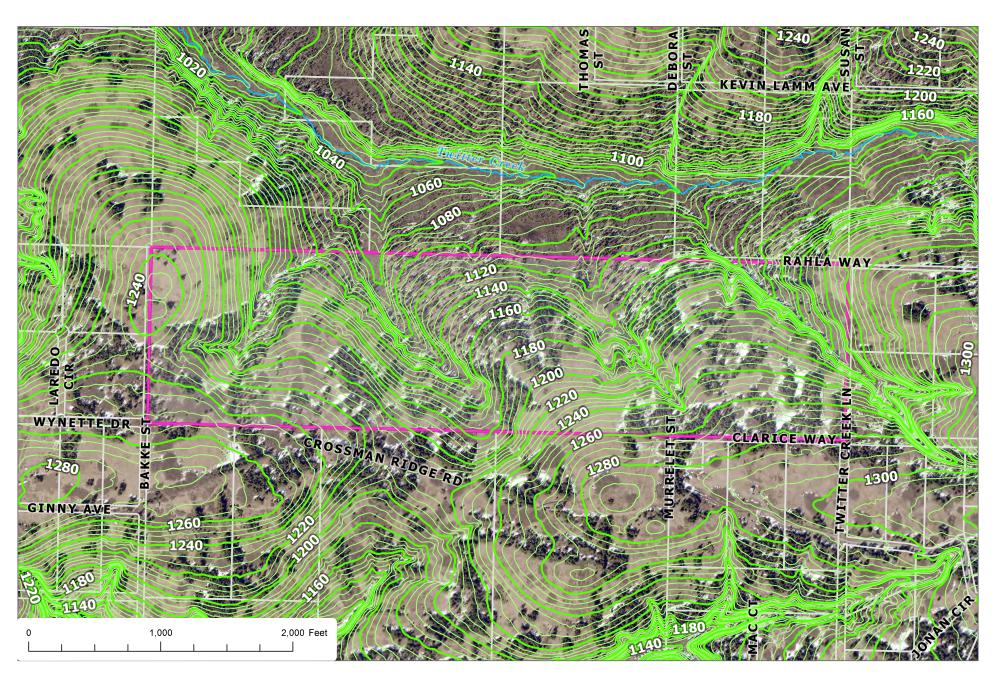
A PARTY OF RECORD MAY REQUEST THAT A DECISION OF THE PLAT COMMITTEE BE REVIEWED BY THE PLANNING COMMISSION BY FILING A WRITTEN REQUEST WITHIN 15 DAYS OF NOTIFICATION OF THE DECISION IN ACCORDANCE WITH KPB 2.40.080.

A DECISION OF THE PLANNING 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







Wetlands

KPB File 2024-080 7/19/2024



