

DESK PACKET

(MATERIALS SUBMITTED AFTER MEETING PACKET PUBLICATION)

2. Right-Of-Way Vacation; KPB File 2023-114V

McLane Consulting / Triple-Knot Land & Livestock, Oliva

Request: Vacates a 110' x 30' portion of Park Rd. and the entire

Sara Jane ROW of Rappe Park Subdivision, KN 1987-105

Nikiski Area / Nikiski APC

From: [James Hall](#)
To: [Piagentini, Vincent](#); [Shirnberg, Ann](#)
Subject: <EXTERNAL-SENDER>KPB 2023-114v
Date: Thursday, November 9, 2023 2:31:09 PM
Attachments: [image002.png](#)
[4. STAFF REPORT Rappe Park Subdivision Vacate Park Road and Sara Jane Street KPB 2023-114V.pdf](#)
[Comment KPB 2023-114V ADFG YES.pdf](#)

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Good Afternoon,

Please add the below comment regarding the comment from ADF&G.

The owners request that the Planning Commission reject the request by ADF&G, which has no authority over the rights of way proposed to be vacated. The owners will provide an alternate 60' right of way to Daniels Lake that they have partially developed to be suitable for pedestrian traffic, in exchange for vacating: (1) a portion of Craig Drive per Plat KN87-105, which is a driveway not maintained by the Borough, and (2) Sara Jane Street per Plat KN87-105, which is undeveloped and runs through swamp land. The Borough code only requires that the Planning Commission consider whether there is "equal or superior access" in order to vacate a right of way that provides access to a lake or river -- and that applies only to Sara Jane Street in this case. KPB 20.65.070(D)(7). The Borough Code does not require a particular type of access, or that the owner develop the access. The owners believe that they provided either equal or superior access. There is no requirement in Borough Code that they develop the alternate access any further, or that they are obliged to maintain the alternate access they have provided.

Thanks for your time
James Hall, PLS
McLane Consulting, Inc.
907-283-4218 office
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From: Shirnberg, Ann <ashirnberg@kpb.us>
Sent: Tuesday, November 7, 2023 9:35 AM
To: James Hall <jhall@mcclanecg.com>
Subject: 11/13/23 Planning Commission Meeting

Good Morning,

The following plats are being heard at the 11/13/23 Plat Committee meeting:

- Bings Landing Subdivision Gregory Addition
- Evenson Subdivision 2023 Replat