

Kenai Peninsula Borough  
Planning Department – Land Management Division

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**MEMORANDUM**

**TO:** Kelly Cooper, Assembly President  
Members of Kenai Peninsula Borough Assembly

**THRU:** Charlie Pierce, Mayor *chi*  
Max Best, Planning Director *MB*

**FROM:** Marcus Mueller, Land Management Officer *mm*

**DATE:** January 9, 2020

**RE:** Ordinance 2020-04 Authorizing the Mayor to Select a Parcel of Land in the City of Kenai through the Kenai Peninsula Borough's Municipal Entitlement Land Grant and Authorizing the Conveyance of the Parcel to the City of Kenai for a Municipal Park (Mayor)

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A parcel of land originally deeded from the Bureau of Land Management (BLM) to the North Kenai Home Owners Association and made into the 4<sup>th</sup> Avenue Park went through tax foreclosure and became deeded to the City of Kenai (the "city") in 1978. BLM later enforced a reversionary clause in the original deed, reclaiming title and divesting the city of lawful interests in the municipal park that the city had assumed and continued to manage. To efficiently resolve the title matter, the city has requested that the borough work with the state to convey title using land selection processes and ultimately to transfer title back to the city under a cooperative arrangement.

This ordinance would authorize the mayor to select the 3.75 acre parcel through the borough's 155,780-acre municipal entitlement land grant and also would authorize the Mayor to then convey the parcel to the City of Kenai. The ordinance specifies that a restriction would be placed on the title for park purposes open to the general public.

Your consideration of this resolution of this ordinance is appreciated.