

**Petersburg Borough, Petersburg, Alaska
RESOLUTION #2016-25**

A RESOLUTION VACATING A 50' PUBLIC ACCESS EASEMENT AND REPLACING IT WITH A 20' PRIVATE ACCESS AND UTILITY EASEMENT ON LOT 10, SECTION 35, TOWNSHIP 58S, RANGE 79E, COPPER RIVER MERIDIAN (PARCEL #01-014-125), LOCATED AT 919 SANDY BEACH ROAD

WHEREAS, the Petersburg Borough submitted an application to vacate a 50' wide public access easement along the southern property line of Parcel #01-014-125 located at 919 Sandy Beach Road; and

WHEREAS, proper notice was sent to adjacent property owners and a public hearing was held on the request by the Planning Commission; and

WHEREAS, a motion to recommend the easement vacation and replacement failed by a vote of 3-3; and

WHEREAS, public access to tidelands and historic resources is provided to the south of the subject easement so vacation of the subject easement would not diminish public access to cultural and historic resources and tidelands in the area; and

WHEREAS, there does not seem to be any established trail or historic use of the easement on the subject parcel, except for a small pullout adjacent to Lot N, which encroaches onto Lot 10; and

WHEREAS, the existing easement is quite large and limits development options on the parcel and prevents a future private owner from full use of their property.

THEREFORE BE IT RESOLVED, the Petersburg Borough Assembly authorizes the Borough Manager to sign a deed amendment relinquishing a 50' public access easement and replacing it with a 20' private access and utility easement along the southern property line on Lot 10, Section 35, Township 58S, Range 79E, Copper River Meridian (Parcel #01-014-125), a copy of which is attached and incorporated herein by reference.

Passed and Approved by the Petersburg Borough Assembly on November 7, 2016.

Mark Jensen, Mayor

ATTEST:

Debra K. Thompson, Clerk

GENERAL NOTES:

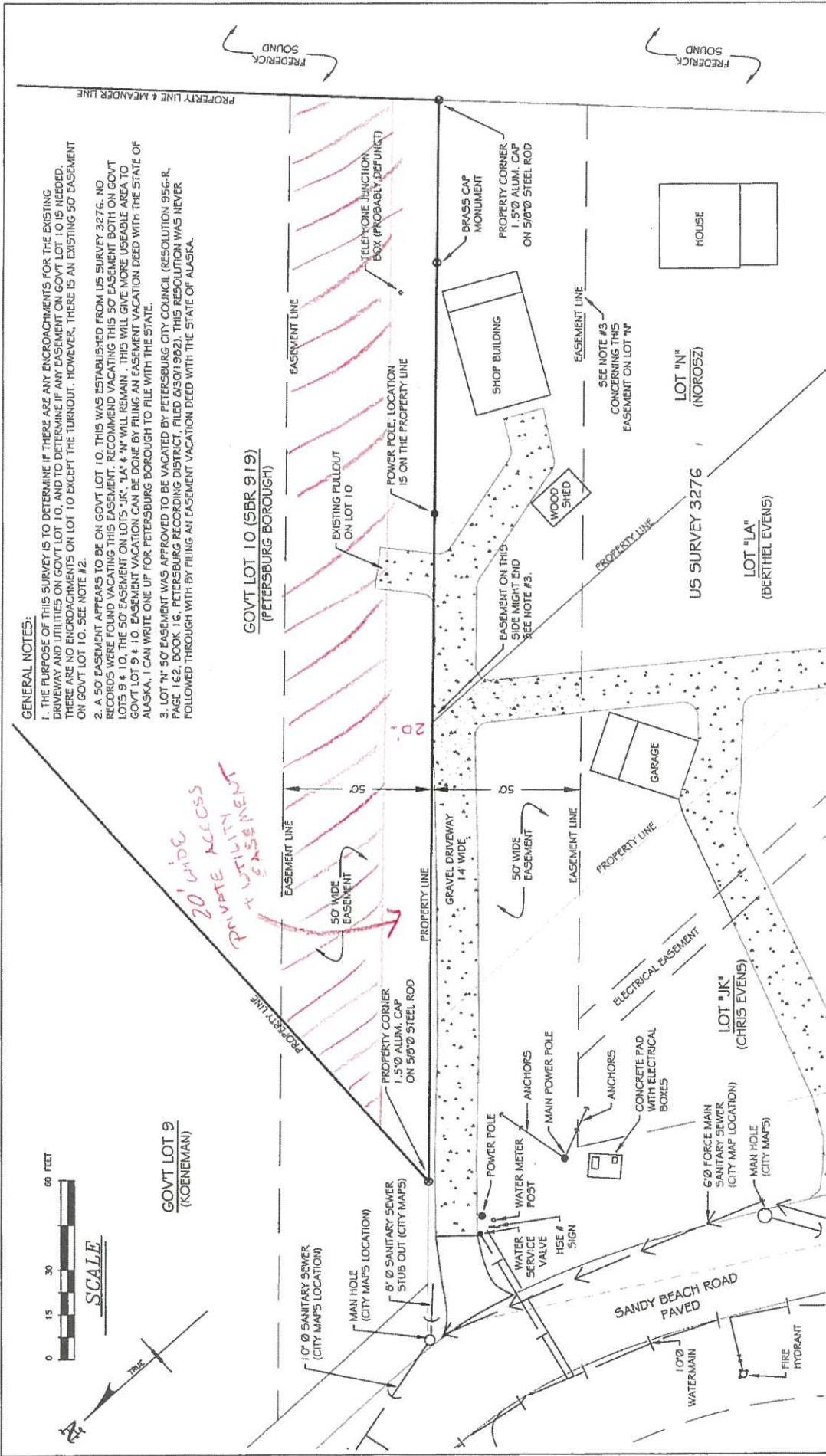
1. THE PURPOSE OF THIS SURVEY IS TO DETERMINE IF THERE ARE ANY ENCROACHMENTS FOR THE EXISTING DRIVEWAY AND UTILITIES ON GOVT LOT 10, AND TO DETERMINE IF ANY EASEMENT ON GOVT LOT 10 IS REQUIRED. THERE ARE NO ENCROACHMENTS ON LOT 10 EXCEPT THE TURNOUT. HOWEVER, THERE IS AN EXISTING 50' EASEMENT ON GOVT LOT 10. SEE NOTE #2.
2. A 50' EASEMENT APPEARS TO BE ON GOVT LOT 10. THIS WAS ESTABLISHED FROM US SURVEY 3276. NO RECORDS WERE FOUND VACATING THIS EASEMENT. RECOMMEND VACATING THIS 50' EASEMENT BOTH ON GOVT LOTS 9 & 10. THE 50' EASEMENT ON LOTS "JK", "LA" & "N" WILL REMAIN. THIS WILL GIVE MORE USEABLE AREA TO GOVT LOT 9 & 10. EASEMENT VACATION CAN BE DONE BY FILING AN EASEMENT VACATION DEED WITH THE STATE OF ALASKA. I CAN WRITE ONE UP FOR PETERSBURG BOROUGH TO FILE WITH THE STATE.
3. LOT "N" 50' EASEMENT WAS APPROVED TO BE VACATED BY PETERSBURG CITY COUNCIL (RESOLUTION 95G-R, PAGE 162, BOOK 16, PETERSBURG RECORDING DISTRICT, FILED 03/01/1982). THIS RESOLUTION WAS NEVER FOLLOWED THROUGH WITH BY FILING AN EASEMENT VACATION DEED WITH THE STATE OF ALASKA.



SCALE

GOVT LOT 9
(KOENEMAN)

GOVT LOT 10 (SBR 919)
(PETERSBURG BOROUGH)



AS-BUILT SHOWING
RELATIONSHIP OF
EXISTING DRIVEWAY
TO EASEMENT

EXISTING SITE SURVEY
DRIVEWAY OFF OF SAND BEACH ROAD
ACCESSING LOT 10
~2016~

PETERSBURG BOROUGH

P.O. BOX 329, PETERSBURG, AK. 99833
(907) 772-4532

REVISIONS

NO.	DATE	REVISION
1	5/10/16	REVISION TO NOTE #3

DESIGNED BY:
PETERSON & ASSOCIATES, INC.
P.O. BOX 622, PETERSBURG, ALASKA 99833

DATE: APRIL 2016

SHEET NUMBER

1 OF 1