


KENAI PENINSULA BOROUGH
Office of the Borough Clerk

*144 N. Binkley Street
Soldotna, AK 99669
907-714-2160
Fax: 907-714-2388*

Sherry Biggs, CMC
Borough Clerk

MEMORANDUM

To: Assembly President Ron Long
Members of the Assembly

From:  Borough Clerk Sherry Biggs

Date: June 8, 2006

Subj: Application for New Liquor License
Tutka Bay Wilderness Lodge

Kenai Peninsula Borough Code § 7.10.010 provides for mandatory Assembly review of all applications for new liquor licenses at locations within the borough. Accordingly, the attached application for a new liquor license as filed by Jon L. & Nelda J. Osgood dba Tutka Bay Wilderness Lodge located at Tutka Bay is being submitted to you for review and action. The Borough Finance Department has reviewed the application and has no objection to the new license based on unpaid taxes. The Planning Department has reviewed the application for proximity to churches and/or schools and has no objection to the new license based on location.

RECOMMENDATION: That the Assembly authorize a letter of non-objection to the issuance of the liquor license as requested and filed by Jon L. & Nelda J. Osgood dba Tutka Bay Wilderness Lodge

State of Alaska
Alcoholic Beverage Control Board

Date of Notice: June 8, 2006

Application Type: NEW X

 TRANSFER
 Ownership
 Location
 Name Change

Governing Body: **Kenai Peninsula Borough**
 Community Councils: None

License #: 4562
 License Type: **Lodge License**
 D.B.A.*: Tutka Bay Wilderness Lodge
 Licensee/Applicant: Jon L Osgood
 Physical Location: N59 28 28' W 151 30.11'

Mail Address: PO Box 960 Homer AK 99603
 Telephone #: 907-235-3905 907-235-3909 Fax
 EIN: 92-0097600

Corp/LLC Agent:	Address	Phone	Date and State of Limited Partnership	Good standing?

Please note: the Members/Officers/Directors/Shareholders (principals) listed below are the principal members. There may be additional members that we are not aware of because they are not primary members. We have listed all principal members and those who hold at least 10% shares.

Member/Officer/Director:	DOB	Address	Phone	Title/Shares (%)
Jon L. Osgood		PO Box 960 Homer AK 99603	907-235-3905	Owner 100%
Nelda J. Osgood		PO Box 960 Homer AK 99603	907-235-3905	Affiliate

If **transfer** application, current license information:

License #: N/A
 Current D.B.A.: N/A
 Current Licensee: NA
 Current Location: N/A

Additional comments: None.

**Date of Birth
 * Doing Business As

Cc:

Liquor License Application Review	
TO:	<input checked="" type="checkbox"/> Delinquent Accounts <input checked="" type="checkbox"/> Planning Department
DATE:	<u>6-8-06</u>
Review and return to Borough Clerk with comments by: <u>6-8-06</u>	
For Assembly Meeting of <u>6-20-06</u>	
The <u>Finance</u> Department has no objection to the issuance of this license.	
Date:	<u>6-8-06</u> By: <u>James Ingful</u>




KENAI PENINSULA BOROUGH

144 N. BINKLEY SOLDOTNA, ALASKA 99669-7520
BUSINESS (907) 262-4441 FAX (907) 262-1892

JOHN J. WILLIAMS
MAYOR

MEMORANDUM

TO: Sherry Biggs, Borough Clerk

FROM:  Max Best, Planning Director

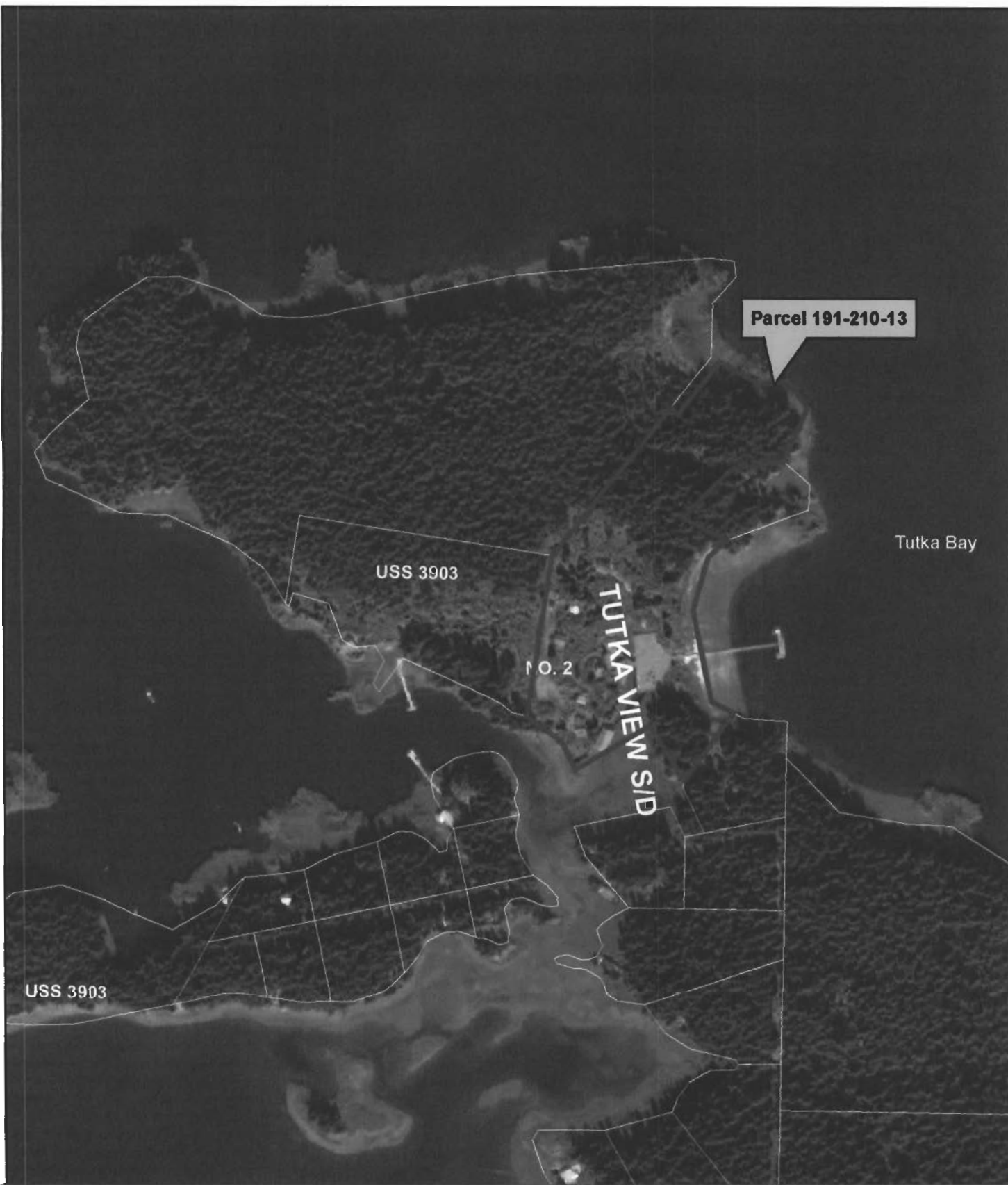
RE: Tutka Bay Wilderness Lodge New Liquor License Application

DATE: June 8, 2006

As requested, the Planning Department reviewed the Tutka Bay Wilderness Lodge new liquor license application to determine if churches or schools are within 500 feet (KPB 7.10.020).

A 500-foot radius search was done for KPB Parcel 191-210-13, Lot 1, Tutka View Subdivision #2 (SL 2000-3). Kenai Peninsula Borough records show no schools or churches within the 500-foot buffer.

Maps and land status information are attached.



Parcel 191-210-13

USS 3903

NO. 2

TUTKA VIEW S/D

Tutka Bay

USS 3903

The information depicted hereon is for a graphical representation only of best available sources. The Kenai Peninsula Borough assumes no responsibility for any errors on this map.

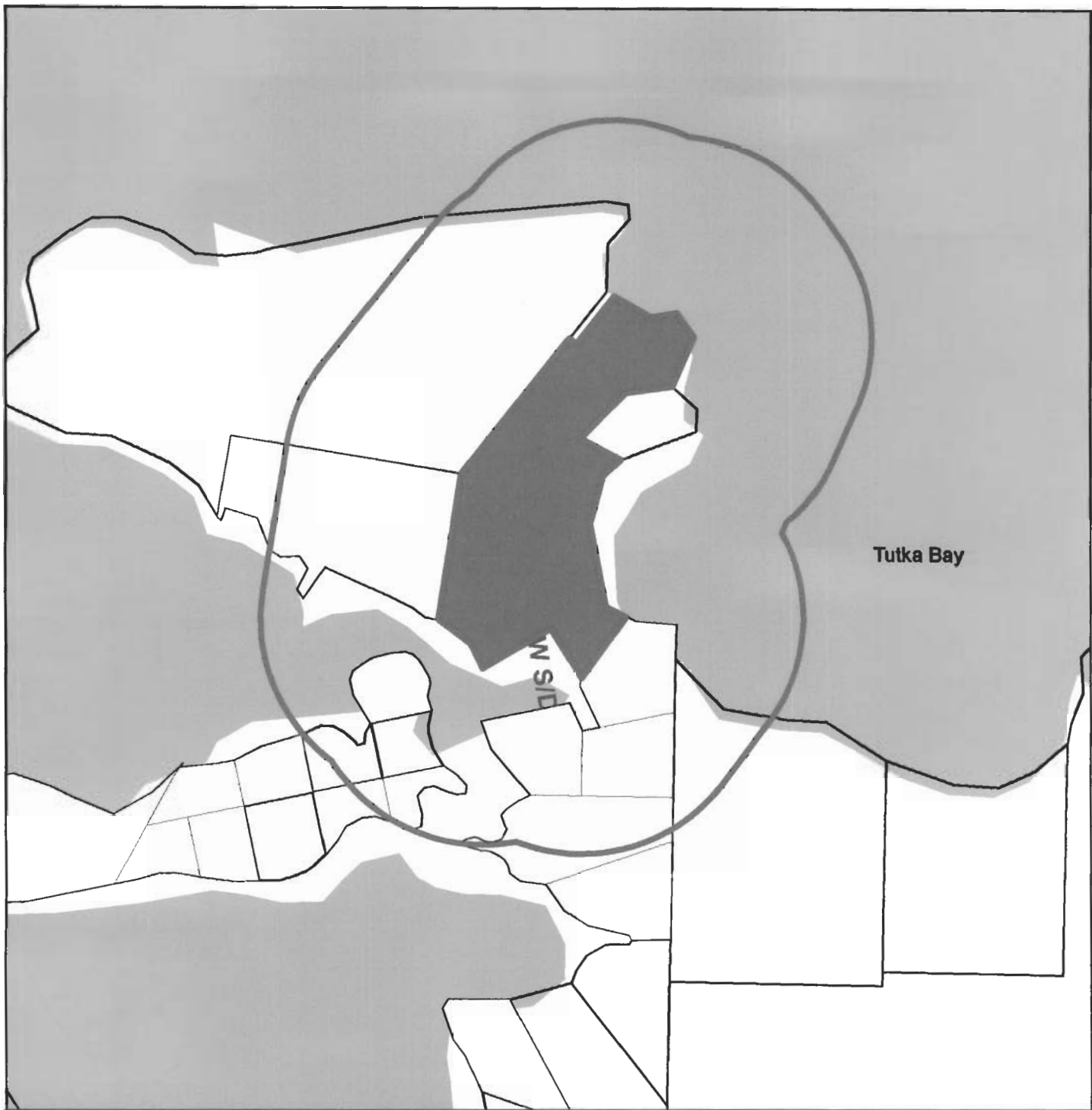
6/8/06



Kenai Peninsula Borough Planning Department

Vicinity Map





The information depicted hereon is for a graphical representation only of best available sources. The Kenai Peninsula Borough assumes no responsibility for any errors on this map.

6/8/06

Tutka Bay Wilderness Lodge

Land Use within 500 Feet



0 150 300 600 Feet

Land Use

- VACANT
- RESIDENTIAL
- COMMERCIAL
- INSTITUTIONAL
- INDUSTRIAL
- TIMBER/FARM
- ACCESSORY BUILDING

Tutka Bay Wilderness Lodge

Existing Use within 500 Feet

19109055
Usage: VA
Acreage: 12.00
AK MENTAL HEALTH TRUST AUTHORITY
718 L STREET STE 202
ANCHORAGE, AK 99501

19109404
Usage: VA
Acreage: 9.50
ALASKA STATE D N R
550 W 7TH AVE STE 650
ANCHORAGE, AK 99501

19117052
Usage: RC
Acreage: 1.81
ARIANS H ARTHUR ET AL
14101 GOLDENVIEW DR
ANCHORAGE, AK 99516

19117055
Usage: VA
Acreage: .74
AK MENTAL HEALTH TRUST AUTHORITY
718 L STREET STE 202
ANCHORAGE, AK 99501

19117056
Usage: RS
Acreage: .79
CHRISTEN GREGORY ALYN & SANDRA R A
RED MOUNTAIN BOX RDO
HOMER, AK 99603

19117057
Usage: VA
Acreage: .60
CHRISTEN GREGORY ALYN & SANDRA R A
RED MOUNTAIN BOX RDO
HOMER, AK 99603

19117058
Usage: RC
Acreage: .60
ALASKA STATE D N R
550 W 7TH AVE STE 650
ANCHORAGE, AK 99501

19117059
Usage: RC
Acreage: .46
CRANSTON NANCY F PERS REP OF EST OF
CHARLES KINNEY CRANSTON
36995 KALIFONSKY BEACH RD
KENAI, AK 99611

19117064
Usage: RC
Acreage: 4.36
CHANDLER BROOKS W & ET AL
GARDNER-CHANDLER MARY K
825 W 8TH # 200
ANCHORAGE, AK 99501

19121002
Usage: VA
Acreage: .96
BILLUPS EUNICE
10079 BILTEER CT
SANTEE, CA 92071

19121010
Usage: RC
Acreage: 1.45
BRINK FRANCES M S & RUGGLES SARA A
810 BRINY CIR
ANCHORAGE, AK 99515

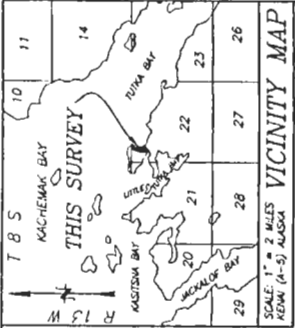
19121011
Usage: RS
Acreage: 1.21
OSGOOD JON L & NELDA J
PO BOX 960
HOMER, AK 99603

19121012
Usage: RC
Acreage: 1.17
IVERSON KEITH A & RANDI L
PO BOX 2265
HOMER, AK 99603

19121013
Usage: CM
Acreage: 8.45
OSGOOD JON L & NELDA J
PO BOX 960
HOMER, AK 99603

Land Use Abbreviations

AB	ACCESSORY BUILDING
AP	APARTMENTS
CH	CHURCH
CL	COAL RESERVES
CM	COMMERCIAL
CO	CONDOMINIUM
FA	AGRICULTURE / FARM
GP	GRAVEL PIT
ID	INDUSTRIAL
IG	INSTITUTION
MH	MOBILE HOME
MP	MOBILE HOME PARK
PL	PARKING LOT
RC	RECREATION/CABIN
RS	RESIDENTIAL
SL	SCHOOL
TB	TIMBER HARVEST
TL	TIDELANDS
VA	VACANT



CERTIFICATE OF OWNERSHIP
 WE HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE REAL ESTATE DESCRIBED HEREON, THAT WE HEREBY ADOPT THIS PLAN OF SUBDIVISION AND WE HEREBY DEDICATE ALL RIGHTS OF WAY AND PUBLIC AREAS TO PUBLIC USE, AND GRANT ALL EASEMENTS TO THE USE SHOWN HEREON.

Jon L. Oswood
 JON L. OSWOOD
 PO BOX 960
 HOMER, ALASKA 99603

Nelda J. Oswood
 NELDA J. OSWOOD
 PO BOX 960
 HOMER, ALASKA 99603

NOTARY'S ACKNOWLEDGEMENT
 SUBSCRIBED AND SWORN TO BEFORE ME THIS 12th DAY OF December, 2000.



NOTARY'S ACKNOWLEDGEMENT
 SUBSCRIBED AND SWORN TO BEFORE ME THIS 12th DAY OF December, 2000.



SEADIVA RECORDING DISTRICT	KPB FILE NO. 2000-170
TUTKA VIEW SUBDIVISION No. 2	
A RE-SUBDIVISION OF TRACTS 1, 3, 4, 5, 6, 7, 8, 9 AND THE VACATION OF THE SUNSHINE ST R/W TUTKA VIEW SUBD. (PLAT 75-66 S.R.D.) LOCATED WITHIN NW 1/4 PROTRACTED SECTION 22 T 8S, R 13W, S.M., TUTKA BAY, ALASKA CONTAINING 8.445 ACRES MORE OR LESS	
SEABRIGHT SURVEYING 1044 EAST ROAD, SUITE A HOMER ALASKA 99603 (907) 235-4247 & FAX	
DRAWN BY: B.B.	DATE: 12/06/00
CHK BY: A.B.	JOB #20-34
	SCALE: 1" = 100'
	SHEET 1 OF 1

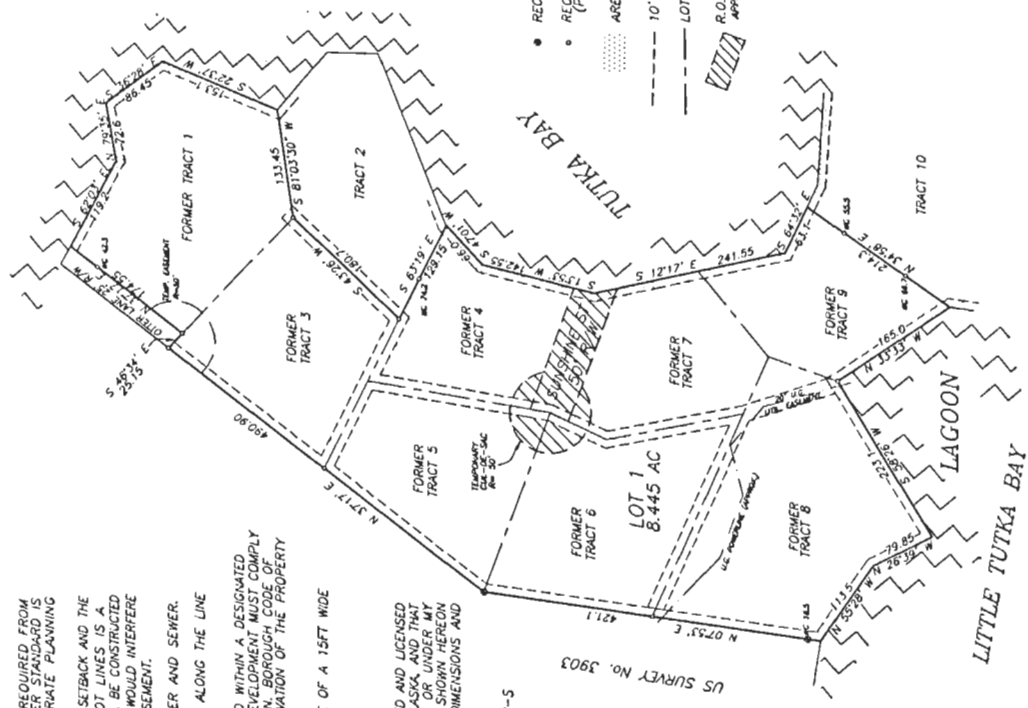


SCALE 1" = 100'

LEGEND

- RECORD BLM MONUMENT (PLAT 75-66 SRD)
- RECORD MONUMENT 5/8" REBAR (PLAT 75-66 SRD)
- AREA OF MEAN HIGH WATER
- 10' UTIL EASEMENT
- LOT LINE VACATED THIS PLAT
- R.O.W. VACATED THIS PLAT APPROVED KPB PLANNING COMMISSION 10/29/2000

2000-3
 Seabright
 Date 12/13/00
 Title 3111 - P-2
 Submitted: Seabright
 Address:



WASTEWATER DISPOSAL:
 THE LOT IN THIS SUBDIVISION IS AT LEAST 200,000 SQUARE FEET OR NOMINAL 5 ACRES IN SIZE AND CONDITIONS MAY NOT BE SUITABLE FOR ONSITE WASTEWATER TREATMENT AND DISPOSAL. ANY WASTEWATER TREATMENT OR DISPOSAL SYSTEM MUST MEET THE REGULATORY REQUIREMENTS OF THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION.

NOTES

- NO FIELD SURVEY WAS COMPLETED NOR WERE ANY MONUMENTS SET BEARINGS AND DISTANCES WERE BASED ON RECORD INFORMATION TUTKA VIEW SUBD. (PLAT 75-66 S.R.D.)
- BUILDING SETBACK OF 20' IS REQUIRED FROM ALL PERMANENT STRUCTURES APPROVED BY RESOLUTION OF THE APPROPRIATE PLANNING COMMISSION.
- THE FRONT 10 FEET OF THE 20 FOOT BUILDING SETBACK AND THE ENTIRE SETBACK WITHIN 5 FEET OF SIDE LOT LINES IS A UTILITY EASEMENT. NO PERMANENT STRUCTURE SHALL BE CONSTRUCTED OR PLACED WITHIN THE UTILITY EASEMENT WHICH WOULD INTERFERE WITH THE ABILITY OF A UTILITY TO USE THE EASEMENT.
- THIS LOT WILL BE SERVED BY ONSITE WATER AND SEWER.
- THERE IS A 10' WIDE PEDESTRIAN EASEMENT ALONG THE LINE OF MEAN HIGH WATER (MHW).
- THE LOT WITHIN THIS SUBD. MAY BE LOCATED WITHIN A DESIGNATED FLOOD HAZARD AREA. IF SUCH IS THE CASE, DEVELOPMENT MUST COMPLY WITH TITLE 21, CHAPTER 05 OF THE KENAI PENN. BOROUGH CODE OF ORDINANCES. A SURVEY TO DETERMINE THE ELEVATION OF THE PROPERTY MAY BE REQUIRED PRIOR TO CONSTRUCTION.
- EXISTING U.G. POWERLINE IS THE CENTERLINE OF A 15FT WIDE ELECTRICAL DISTRIBUTION LINE EASEMENT.

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT I AM PROPERLY REGISTERED AND LICENSED TO PRACTICE LAND SURVEYING IN THE STATE OF ALASKA, AND THAT THIS PLAN REPRESENTS A SURVEY MADE BY ME OR UNDER MY DIRECT SUPERVISION, AND THAT THE MONUMENTS SHOWN HEREON ACTUALLY EXIST AS DESCRIBED AND THAT ALL DIMENSIONS AND OTHER DETAILS ARE CORRECT.

DATE Dec. 12, 2000 REGISTRATION NO. 7968-5
Kent J. Brown
 REGISTERED LAND SURVEYOR



PLAT APPROVAL

THIS PLAT WAS APPROVED BY THE KENAI PENINSULA BOROUGH PLANNING COMMISSION AT THE MEETING OF 9/13/2000

KENAI PENINSULA BOROUGH
 BY: *Mary Abbott*
 AUTHORIZED OFFICIAL