

**KENAI PENINSULA BOROUGH ROAD SERVICE AREA
RESOLUTION 2012-01**

**A RESOLUTION RECOMMENDING DECERTIFICATION OF APPROXIMATELY
350 FEET OF STRAWBERRY ROAD EXTENDING BEYOND THE EASTERLY END
OF DEDICATED BOROUGH RIGHT-OF-WAY**

WHEREAS, Strawberry Road, located between SW¼, SE¼, Section 5 and NW¼, NE¼ Section 8, all within T5N, R10W, Seward Meridian, is on the Kenai Peninsula Borough Road Service Area (RSA) maintenance system; and

WHEREAS, the most easterly 350 feet of Strawberry Road is not located in platted right-of-way but is within a state section line easement; and

WHEREAS, the most easterly 350 feet of Strawberry Road is not constructed to borough standards and is used primarily as a driveway for the two bordering parcels which are owned by the Wasson Family Trust; and

WHEREAS, the Wasson Family Trust has formally requested that the RSA decertify the most easterly 350 feet of Strawberry Road; and

WHEREAS, no properties other than those owned by the Wasson Family Trust utilize the subject road for access; and

WHEREAS, KPB 14.06.240 provides for the decertification of roads certified for borough maintenance upon meeting standards within that section and recommendation by the RSA Board to the assembly; and

WHEREAS, the most easterly 350 feet of Strawberry Road was posted with the decertification notice required by KPB 14.06.240(B)(2); and

WHEREAS, the notice of public hearing on the decertification was advertised on December 29, 2011 and January 5, 12, 19, 2012 in the Peninsula Clarion; and

WHEREAS, a public hearing was held on January 24, 2012 at the RSA Board meeting held in Soldotna, Alaska; and

WHEREAS, no written objection to the decertification was received as per KPB 14.06.240 (B) (3);

NOW, THEREFORE, BE IT RESOLVED BY THE KENAI PENINSULA BOROUGH ROAD SERVICE AREA BOARD:

SECTION 1. That the RSA Director has made a written recommendation to the RSA Board to decertify the most easterly maintained 350 feet of Strawberry Road.

SECTION 2. That the most easterly maintained 350 feet of Strawberry Road meets the following decertification standards of KPB 14.06.240(C) and (D) with one noted exception:

1. Dwellings standards. *No road shall be decertified which provides the only vehicular access to dwellings.* The most easterly 350 feet of Strawberry Road provides the only vehicular access to a driveway access, wholly owned by the Wasson Family Trust which requests the road be decertified. If this standard is not met, the RSA requests the assembly approve the decertification by ordinance waiving the standard set by KPB 14.06.240(C).
2. Safety. The road presents safety concerns because of a steep grade.
3. Road condition. The road is not constructed to borough standards.
4. Drainage problems. There are no drainage issues.
5. Access. The road is outside platted right-of-way and does not provide access to other maintained roads.
6. Snow storage. There are no current issues with snow storage.
7. Funding. Cost will be saved by this decertification through decreased maintenance expenditures and reduced Capital Improvement Project expenditures.
8. Prior maintenance. The 350 foot portion of the road being decertified has been on road maintenance for at least 10 years. It is unknown when this section of road was accepted for maintenance.

SECTION 3. The most easterly maintained approximately 350 feet of Strawberry Road meets the requirements pursuant to KPB 14.06.240, with one noted exception, and the Road Service Area Board recommends decertification to the Kenai Peninsula Borough Assembly.

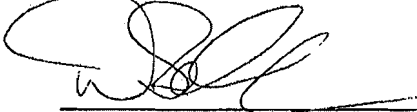
SECTION 4. A copy of this resolution shall be forwarded to the mayor and the assembly.

RESOLVED BY THE KENAI PENINSULA BOROUGH ROAD SERVICE AREA BOARD ON THIS 24TH DAY OF JANUARY 2012.



Cam Shafer, Road Service Area Vice-Chairman

ATTEST:



Doug Schoessler, Road Service Area Director