

Introduced by: Mayor  
Date: 4/20/93  
Action: Adopted  
Vote: Unanimous

KENAI PENINSULA BOROUGH  
RESOLUTION 93-38

**A RESOLUTION AUTHORIZING AN EXCHANGE OF LAND IN  
THE VICINITY OF ANCHOR POINT BETWEEN  
THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES  
AND THE KENAI PENINSULA BOROUGH**

- WHEREAS,** the Alaska Department of Transportation and Public Facilities (ADOT/PF) owns a parcel of land containing approximately 16 acres in Anchor Point, known as M.S. 21-1-293-1; and
- WHEREAS,** the Anchor Point Senior Citizens have expressed their desire to utilize the M.S. 21-1-293-1 site for construction and use as a Senior Center; and
- WHEREAS,** the KPB owns various parcels of land in the general vicinity of Anchor Point but those parcels are not well situated for the proposed Anchor Point Senior Citizens facility; and
- WHEREAS,** through discussions with all parties concerned it appears that a land exchange between the KPB and ADOT/PF would be a satisfactory method to accommodate the desires of the Anchor Point Senior Citizens; and
- WHEREAS,** ADOT/PF, under AS 19.05.070.(b)(2) and KPB under KPB 17.17.030.C.3 are both authorized to exchange land; and
- WHEREAS,** a draft Memorandum of Agreement on the proposed Exchange of Land has been prepared by ADOT/PF; and
- WHEREAS,** the Anchor Point Advisory Planning Commission considered the land exchange and the related draft Memorandum of Agreement at their meeting of March 16, 1993 and recommended the Kenai Peninsula Borough continue to pursue an agreement with ADOT/PF for the land exchange; and
- WHEREAS,** the KPB Planning Commission considered the land exchange and the related draft Memorandum of Agreement at their meeting of April 12, 1993 and recommended that the Mayor be authorized to continue negotiations with DOT/PF for the land exchange and further recommended that the following two items be deleted from the Memborandum of Agreement: 1) reservation for DOT/PF to remove up to

50,000 cubic yards of gravel from the site within a 10-year period; 2) a 2-acre parcel in the southwest corner of the site to be retained in ownership by DOT/PF; and

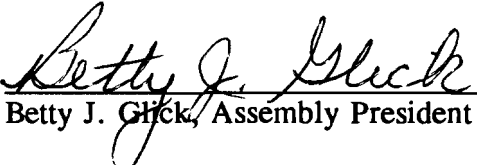
**WHEREAS**, the appropriate classification, upon KPB receiving title to M.S. 21-1-293-1, would be "Government" and "Institutional" in accordance with KPB 17.10.080.(K);

**NOW THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

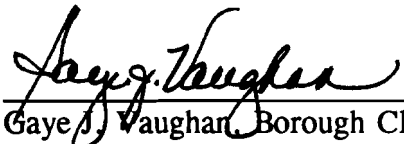
**SECTION 1.** That the Mayor may negotiate an agreement for exchange of land with DOT/PF for the purpose specified in the proposed agreement attached as Exhibit A. The Mayor may agree to such modifications as he deems in the best interests of the borough.

**SECTION 2.** That upon reaching a mutual agreement with ADOT/PF on suitable parcel(s) to be exchanged from the Kenai Peninsula Borough lands inventory for ADOT/PF site M.S. 21-1-293-1, the Mayor shall present to the assembly a plan of classification and disposal of the KPB parcel(s) in accordance with KPB Chapter 17.10.

**ADOPTED BY THE KENAI PENINSULA BOROUGH ASSEMBLY THIS 20th DAY OF APRIL, 1993.**

  
Betty J. Gluck, Assembly President

ATTEST:

  
Gaye J. Vaughan, Borough Clerk