

Presented by: Diebels
Introduced: 12/16/82
Drafted by: G.L.S.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 908

A RESOLUTION AMENDING RESOLUTION SERIAL NO. 907
TO PERMIT THE LEASE OF THE FISH CREEK QUARRY SITE
ONLY UPON PLANNING COMMISSION APPROVAL OF THE
LAND USE AND NECESSARY ZONING PERMITS.

WHEREAS, section 2 of Resolution Serial No. 907 may appear to have preempted substantive review by the Planning Commission of the merits of using the Fish Creek quarry site for processing and batch plants in connection with the extraction of materials for the North Douglas highway paving project, and

WHEREAS, such preemption was not intended;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

1. That Resolution Serial No. 907 is amended by changing the title to read:

A RESOLUTION AUTHORIZING THE MANAGER TO DISPOSE OF UP TO 15,000 YARDS OF MATERIAL FROM THE FISH CREEK QUARRY SITE FOR USE ON THE NORTH DOUGLAS HIGHWAY PAVING PROJECT; AND TO LEASE THE SITE FOR PROCESSING AND BATCH PLANTS ONLY AFTER PLANNING COMMISSION APPROVAL; AND AUTHORIZING THE MANAGER TO SELL MATERIALS FROM THE SITE AT OTHER TIMES.

2. That paragraph 2 of Resolution 907 is amended to read:

2. That upon Planning Commission approval of the land use and necessary temporary or other zoning permits the manager is authorized to lease to the State of Alaska or its contractor on the North Douglas Highway paving project so much area within the Fish Creek quarry site as may be required by the state or its contractor to establish a processing operation, an asphalt batch plant, and such other operations as are ancillary to the foregoing; provided, the state or its contractor shall be responsible for obtaining all temporary use zoning permits and other permits necessary. The lease rate shall be the fair market lease rate determined by the assessor. The manager may establish such restrictions on the

restrictions on the use of the leased property as he determines may be reasonable or in the public interest.

Adopted this 16th day of December, 1982.



Deputy Mayor

Attest:



Clerk