

Presented by: The Manager  
Introduced: 10/06/86  
Drafted by: J.A.L.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 1191

A RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA, AUTHORIZING THE MANAGER TO GRANT A UTILITY EASEMENT ENCOMPASSING APPROXIMATELY 22,111 SQUARE FEET OF MUNICIPAL PROPERTY TO GLACIER HIGHWAY ELECTRIC ASSOCIATION, INC. FOR CONSTRUCTION AND MAINTENANCE OF AN ELECTRICAL LINE.

WHEREAS, pursuant to Section 53.09.300 of the code of the City and Borough of Juneau, the manager is authorized to execute easements on municipally-owned property upon approval of the Assembly by resolution and upon such terms and conditions as authorized by the Assembly, and

WHEREAS, Glacier Highway Electric Association, Inc. (GHEA) has applied for a utility easement varying in width from approximately 15 to 50 feet and encompassing approximately 22,111 square feet, adjacent to Glacier Highway and within Lots 28 and 29, U.S. Survey 3266, as shown on Exhibit "A" attached hereto, and

WHEREAS, the easement is to be used by GHEA solely for the placement and maintenance of electric transmission and distribution lines, and

WHEREAS, the city manager has determined it is in the public interest to waive CBJ 53.09.300(f) which requires the payment of compensation for the lease or sale of an easement, and

WHEREAS, the city manager has determined it is in the public interest to waive CBJ 53.09.300(i) which requires the relocation of improvements within an easement upon resolution by the Assembly, and

WHEREAS, the planning commission reviewed and approved the easement application at its regular meeting on September 23, 1986;

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

Notwithstanding CBJ 53.09.300(f) and (i), the manager is authorized to grant an easement to GHEA consisting of approximately 22,111 square feet, encompassing a portion of Lots 28 and 29, U.S. Survey 3266, as shown on Exhibit "A," subject to the following conditions:

1. The purpose of the easement shall be for the placement and maintenance of electric transmission and distribution lines.

2. The easement shall be non-exclusive and shall accommodate other utility lines, overlapping easements, public access, or any other uses deemed appropriate by the manager.

3. The easement shall be perpetual.

4. The easement shall terminate upon abandonment.

5. The easement shall be surveyed by the applicant pursuant to standards required by the manager.

6. The manager is authorized to grant the easement to GHEA without imposition of a sale or lease price.

7. The manager may include in the easement such other terms and conditions as may be determined to be in the public interest.

Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 6th day of October, 1986.

  
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Mayor

Attest:

  
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Clerk