

Presented by: The Manager
Presented: 03/16/2020
Drafted by: R. Palmer III

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2882

A Resolution Authorizing the Manager to Convey an Access and Drainage Easement to 324 Willoughby Avenue and Twilight Café.

WHEREAS, Catherine Hill-Cristobal and Ariel C. Cristobal are the owners of certain property located on Tidelands Addition Block 68, Fraction of Lot 8, according to Plat 82-18, Juneau Recording District, First Judicial District, State of Alaska (the “Property”); and

WHEREAS, the CBJ received an application from the Cristobals requesting a five foot wide easement on CBJ’s property that would provide better access to Willoughby Avenue from the back property line of their Property; and

WHEREAS, on January 6, 2020, the Lands Committee passed a motion of support to grant this easement for fair market value; and

WHEREAS, an appraisal was complete on October 14, 2019, which calculated the fair market value of the acquisitions to be \$11,352.00.

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

Section 1. Classification. This ordinance is a non-code ordinance.

Section 2. Authorization to Convey. The Manager is authorized to negotiate and execute an easement across a fraction of Lot 12A, Block 68, A.T.S. 3 in Juneau, Alaska, as shown in Exhibit A.

Section 3. Easement Authorization. The Manager is authorized to negotiate and execute this access and drainage easement. The easement shall be subject to the essential terms and conditions outlined in Section 4 below.

Section 4. Terms and Conditions.

- 1) The easement is non-exclusive. The CBJ may grant other overlapping easements.

- 2) Only access and drainage improvements, including awnings projecting from adjacent structures, are allowed in the easement. The Grantee is responsible for construction and maintenance of any improvements in the easement area.
- 3) The CBJ reserves the right of public access along the easement.
- 4) The Grantee shall provide an as-built survey of the easement for any improvements located within the easement.
- 5) The Grantee shall obtain all authorizations and permits necessary for construction of any improvements.
- 6) The Grantee shall pay the CBJ fair market value for the easement which has been determined to be \$11,352.00.
- 7) The Manager may include such other terms and conditions as may be in the public interest.

Section 5. Effective Date. This resolution shall be effective immediately after its adoption.

Adopted this 6th day of April, 2020.



Beth A. Weldon, Mayor

Attest:



Elizabeth J. McEwen, Municipal Clerk

Exhibit A

Proposed Easement Location

