

Presented by: The Manager
Introduced: 03/06/2000
Drafted by: J.R. Corso

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2022am

A Resolution Requesting Transfer of Certain Tidelands From the State of Alaska to the City and Borough of Juneau, and Assigning Departmental Responsibility for the Administration of Such Lands.

WHEREAS, AS 38.05.825 requires the Alaska Department of Natural Resources shall convey to a municipality state tide or submerged land requested by the municipality that is occupied or suitable for occupation and development, and

WHEREAS, the Docks and Harbors Department has during the past two years conducted a review of properties suitable for transfer pursuant to AS 38.05.825, and

WHEREAS, The Docks and Harbors Board at its regular meeting in July, 1999 reviewed and approved a request for transfer of all applicable state-owned tidelands to the City and Borough for administration by the Docks and Harbors and Parks and Recreation Departments, and

WHEREAS, the Assembly Lands Committee at its meeting of February 23, 2000 reviewed and recommended approval of the transfer of such land, and

WHEREAS, the Assembly finds that it would be in the public interest for the City and Borough to request and accept transfer, and

WHEREAS, the Assembly recognizes its obligation under AS 38.05.825 to preserve reasonable public access to public waters and tidelands, recognizes that it has management authority over the land and may lease but not sell it, and recognizes that no municipal lease may be for the purpose of shore fisheries, and

WHEREAS, CBJ 53.04.030 provides that real property to be acquired as a grant or as a part of a program of grants from the federal or state government may be acquired only pursuant to a resolution of the Assembly;

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

Section 1. The Assembly requests pursuant to AS 38.05.025 that the Alaska Department of Natural Resources convey to the City and Borough of Juneau those tidelands identified in the list attached as Exhibit A.

Section 2. Upon conveyance by the State of Alaska, the Manager is authorized to accept pursuant to CBJ 53.04.030 any land identified in the list attached as Exhibit A.

Section 3. All lands designated in Exhibit A as "Parks & Rec" shall be administered by the Parks and Recreation Department. All others, together with any hereafter acquired by the City and Borough for inclusion in the Channel Wayside Project, shall be administered by the Docks and Harbors Department.


Section 4. Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 6th day of March, 2000.



Dennis Egan, Mayor

Attest:



Laurie J. Sica, Clerk