

Presented by: The Manager
Introduced: 07/21/97
Drafted by: S.B.G./J.R.C.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 1876

A Resolution Authorizing the Manager to Convey an Easement Across Lot 2, U.S. Survey No. 3764, Near Mile 23 Glacier Highway for a New Driveway to the Shrine of St. Therese.

WHEREAS, the Corporation of the Catholic Bishop of Juneau has applied for an easement across Lot 2, U. S. Survey No.3764, for the purpose of providing driveway access, and

WHEREAS, after departmental comment, the Assembly Lands Committee at its meeting of July 9, 1997, and the Planning Commission at its meeting of July 8, 1997, recommended approval of the easement pursuant to CBJ 53.09.300 subject to the terms and conditions set forth below, and

WHEREAS, the Shrine of St. Therese is a prominent community facility used extensively by the tourist industry and the local public;

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

Section 1. Authorization. The manager is authorized to convey to the Corporation of the Catholic Bishop of Juneau, a nonexclusive easement across a portion of Lot 2, U.S. Survey No. 3764, for the purpose of providing driveway access and utilities to the Shrine of St. Therese.

Section 2. Terms and Conditions. The easement shall be subject to the following terms and conditions:

(a) The alignment of the easement shall be approved by the manager prior to construction of the driveway.

(b) The applicant shall provide an as-built survey showing the actual location of the easement upon completion of the driveway.

(c) The easement shall be subject to other uses determined by the city and borough in its sole discretion to be in the public interest, provided that such uses shall not unreasonably interfere with use.


(d) The city and borough shall not be responsible for construction of any improvements.

Section 3. Easement Price. That the easement shall be granted at no cost to the applicant.

Section 4. Other Terms and Conditions. The manager may include in the easement agreement any other terms and conditions in the public interest.

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

Adopted this 21st day of July, 1997.



Mayor

Attest:



Clerk