Presented by: The Manager
Introduced: 08/17/87
Drafted by: S.B.G.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 1259

A RESOLUTION AUTHORIZING THE MANAGER TO EXECUTE A LEASE OF AN EASEMENT OF A PORTION OF LOT 3B, U.S. SURVEY NO. 3662, JUNEAU RECORDING DISTRICT, LOCATED ADJACENT TO 24625 GLACIER HIGHWAY.

WHEREAS, Peter Templeton has applied for an easement within Lot 3B, U.S. Survey No. 3662, Juneau Recording District, for the purpose of allowing for the location and maintenance of a water line and infiltration gallery which provides water to the residence at 24625 Glacier Highway, and

WHEREAS, after review by the community development department, the Planning Commission, at its meeting of August 11, 1987, recommended approval of the application upon certain terms and conditions, and

WHEREAS, the city and borough assessor has, within the last ninety days, determined the appraised rental value of the easement for the term thereof to be negligible;

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

1. Lease of Easement Authorized. The manager is authorized to execute a thirty-five year lease of an easement of a portion of Lot 3B, U.S. Survey No. 3662, Juneau Recording District, at no cost, to Peter Templeton for the purpose of allowing for the location and maintenance of a water line and infiltration gallery to provide water to the single-family residence at 24625 Glacier Highway.

2. Conditions of Lease. The lease of the easement shall be subject to the following conditions:

(a) The easement may be terminated at the sole discretion of the city and borough manager, upon one year notice to the lessee, at any time the manager determines the city and borough needs the property for other purposes.

(b) The easement shall be granted solely for the purpose of allowing for the location and maintenance of the existing water system to serve a single-family residence.

(c) The easement shall be nonexclusive and shall accommodate public access, overlapping easements, or any other uses deemed in the city and borough's interest.

3. Survey. Prior to the execution of the easement, the applicant shall provide a survey of the easement prepared in accordance with city and borough standards and approved by the city and borough land surveyor.

4. Applicability of CBJ Title 53. The easement shall be subject to the terms and conditions of easements and leases set forth in Title 53 of the code of the city and borough in effect on the effective date of this resolution.

5. Other Terms and Conditions. The manager may include in the lease agreement all such terms and conditions as may be necessary to protect the public interest.

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

Adopted this 17th day of August, 1987.

Mayor

Attest:

Clerk