# Memorandum 12-174 Vacate Pedestrian and Utility Easement Pratt Museum Replat

**Memorandum ID:** 12-174
**Memorandum Status:** Approved

Office of the City Clerk 491 E. Pioneer Avenue
Homer, Alaska 99603
(907) 235-3130
Jo Johnson, CMC, City Clerk (907) 235-8121
Melissa Jacobsen, CMC, Deputy City Clerk II ext: 2224, 2226, or 2227
Renee Krause, CMC, Deputy City Clerk I Fax: (907) 235-3143
Email: clerk@ci.homer.ak.us

M E M O R A N D U M 12-174

TO: MAYOR WYTHE AND CITY COUNCIL

FROM: JO JOHNSON, CMC, CITY CLERK

DATE: NOVEMBER 19, 2012

SUBJECT: VACATE THE 20-FOOT PEDESTRIAN EASEMENT WITHIN TRACT A-1 DEDICATED BY ALFRED ANDERSON SUBDIVISION PRATT MUSEUM REPLAT (PLAT HM 2008-75); AND VACATE THE 10-FOOT UTILITY EASEMENT ALONG THE WEST BOUNDARY OF LOT 14-A AND 15-A GRANTED BY BUNNELL'S SUBDIVISION NO. 17 (PLAT HM 86-44) AND THE 10-FOOT UTILITY EASEMENT ALONG THE WEST BOUNDARY OF LOT 15-A-1 GRANTED BY BUNNELL'S SUBDIVISION 1996 PRATT MUSEUM ADDITION (PLAT HM 97-13); WITHIN SECTION 19, TOWNSHIP 6 SOUTH, RANGE 13 WEST, SEWARD MERIDIAN, ALASKA; THE CITY OF HOMER AND WITHIN THE KENAI PENINSULA BOROUGH; KPB FILE 2012-160; LOCATION: CITY OF HOMER.

At their November 5, 2012 meeting the Kenai Peninsula Borough Planning Commission approved the vacation of the 20-foot pedestrian easement within Tract A-1 dedicated by Alfred Anderson Subdivision Pratt Museum Replat (Plat HM 2008-75); and vacate the 10-foot utility easement along the west boundary of Lot 14-A and 15-A granted by Bunnell's Subdivision No. 17 (Plat HM 86-44) and the 10-foot utility easement along the west boundary of Lot 15-A-1 granted by Bunnell's Subdivision 1996 Pratt Museum Addition (Plat HM 97-13); within Section 19, Township 6 South, Range 13 West, Seward Meridian, Alaska; the City of Homer and within the Kenai Peninsula Borough; KPB File 2012-160; Location: City of Homer.

Notice of vacation was received on November 7, 2012 by fax. Per AS 29.40.140 no vacation of a City right-of-way and/or easement may be made without the consent of the City Council.

The City Council has thirty days from November 5, 2012 in which to veto the decision of the Kenai Peninsula Borough Planning Commission.

The Homer Advisory Planning Commission has no objection to granting this vacation as is reflected in the minutes of September 5, 2012, Staff Report PL 12-48, Pratt Public Vacation Easement.

"WHERE THE LAND ENDS AND THE SEA BEGINS"
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RECOMMENDATION:

Voice non objection and consent to the vacation of  the 20-foot pedestrian easement within Tract A-1 dedicated by Alfred Anderson Subdivision Pratt Museum Replat (Plat HM 2008-75); and vacate the 10-foot utility easement along the west boundary of Lot 14-A and 15-A granted by Bunnell's Subdivision No. 17 (Plat HM 86-44) and the 10-foot utility easement along the west boundary of Lot 15-A-1 granted by Bunnell's Subdivision 1996 Pratt Museum Addition (Plat HM 97-13); within Section 19, Township 6 South, Range 13 West, Seward Meridian, Alaska; the City of Homer and within the Kenai Peninsula Borough; KPB File 2012-160; Location: City of Homer.

Fiscal Note: N/A

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