

Memorandum 10-150 Amending Street, Sidewalk and Utility Easements in Subdivision and Planned Unit Developments

Memorandum ID: 10-150
Memorandum Status: Backup

City of Homer
Planning & Zoning Telephone (907) 235-3106
491 East Pioneer Avenue Fax (907) 235-3118
Homer, Alaska 99603-7645 E-mail Planning@ci.homer.ak.us
Web Site www.ci.homer.ak.us

MEMORANDUM 10-150

TO: Mayor Hornaday and Homer City Council
THRU: Walt Wrede, City Manager
FROM: Rick Abboud City Planner
DATE: December 13, 2010
SUBJ: Ordinance 10-57 amending HCC 11.04.030, Definitions; Amending HCC 11.04.040, Street Construction, Design and Dedication Requirements- General; Amending HCC 11.04.120 Sidewalks; Amending HCC 21.52.030 Development Plan; Amending HCC 22.10.030 Definitions; Amending 22.10.050 Improvement Requirements- General; and HCC 22.10.051, Utility easements: Regarding Subdivision and Subdivision and Planned Unit Developments.

Introduction

This proposed ordinance has two distinct goals. First, it started out as a request of the Planning Commission to clarify City of Homer platting requirements in regards to dedications requested by public works. The Commission wanted it very clear that any resubdivision was included in the definition of subdivision (some had argued that erasing a lot line was not a subdivision). Additionally, they wanted to make it clear that we required dedication of utility easements for 15 feet along all rights-of-way and easements needed for any water and sewer mains shown on the Water and Sewer Master Plan.

Second, I found a proposed ordinance made by former attorney Tans that enacted some of the provisions of the Non-motorized Trails and Transportation Plan (adopted 2004 as part of the Comprehensive Plan). Since it is a Near Term Goal of the 2008 Comprehensive Plan to "Implement the policy recommendation of the Non-Motorized Transportation Plan, e.g. and acceptance policy for trail easements" and it was to change to some of the very sections of code that the Commission wished to amend it seemed a very good time to enact the already established policy. This part of the ordinance requires the dedication of trail easements described in the HNMTTP and further requires that facilities not identified in the HNMTTP be designed in accordance to the Design Criteria Manual, and may be accepted at the discretion of the City Council.

Recommendation: Adopt Ordinance 10-57 amending HCC 11.04.030, Definitions; Amending HCC 11.04.040, Street Construction, Design and Dedication Requirements- General; Amending HCC 11.04.120 Sidewalks; Amending HCC 21.52.030 Development Plan; Amending HCC 22.10.030 Definitions; Amending 22.10.050 Improvement Requirements- General; and HCC 22.10.051, Utility easements: Regarding Subdivision and Subdivision and Planned Unit Developments.

Related Ordinances **Memorandum - Related Ordinances:** [Ordinance 10-57 Utility Easements for Subdivisions and Planned Unit Development](#)

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