

1 **CITY OF HOMER**
2 **HOMER, ALASKA**

3 City Manager

4 **RESOLUTION 17-028**

5
6 A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA,
7 GRANTING A LIMITED PRIVATE PEDESTRIAN ACCESS EASEMENT
8 ALONG THE NORTH WALL OF LAND'S END HOTEL AND
9 AUTHORIZING THE CITY MANAGER TO EXECUTE THE
10 APPROPRIATE DOCUMENTS.

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12 WHEREAS, Land's End Acquisition Corporation is requesting a limited private access
13 easement for the purpose of providing pedestrian emergency egress from the Land's End
14 Quarter deck on the second floor and the Chart Room on the first floor; and

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16 WHEREAS, Coastal erosion that occurred during the winter of 2017 threatened the
17 emergency egress stairways on the north wall of the Land's End Hotel. The piling that supports
18 the stairways need to be rebuilt to direct the stairways more inland; and

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20 WHEREAS, The Land's End Hotel building is 0.1 feet from the north property line which
21 does not leave enough room on private property to direct the stairways inland; and

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23 WHEREAS, City of Homer End of the Road Park and associated tideland abut the Land's
24 End Hotel building; and

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26 WHEREAS, This easement will provide a 5 foot wide by 35 foot long egress easement to
27 allow for construction of two new stairways; and

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29 WHEREAS, Land's End Acquisition Corporation has agreed to pay all survey and legal
30 associated fees with such easement; and

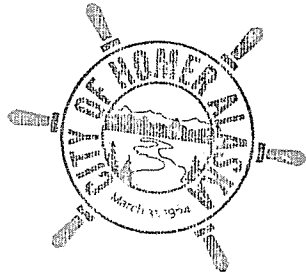
31
32 WHEREAS, Land's End Acquisition Corporation will hold the City harmless and will be
33 responsible for the construction and maintenance of the stairways; and

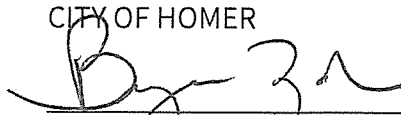
34
35 WHEREAS, The City retains the right to terminate the easement with a 90-day notice.

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37 NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska grants a
38 limited private pedestrian access easement along the north wall of Land's End Hotel and
39 authorizes the City Manager to execute the appropriate documents.


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41 PASSED AND ADOPTED by the Homer City Council this 28th day of March, 2017.
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CITY OF HOMER

BRYAN ZAK, MAYOR

ATTEST:


JOHNSON, MMC, CITY CLERK

Fiscal note: NA