

KENAI PENINSULA BOROUGH PLANNING DEPARTMENT
PETITION TO VACATE
PUBLIC RIGHT-OF-WAY/SECTION LINE EASEMENT
PUBLIC HEARING REQUIRED

Upon receipt of complete application with fees and all required attachments; a public hearing before the Planning Commission will be scheduled. The petition with all required information and attachments must be in the Planning Department at least 30 days prior to the preferred hearing date. By State Statute and Borough Code, the public hearing must be scheduled within 60 days of receipt of complete application.

[] Fees - \$300 non-refundable fee to help defray costs of advertising public hearing. Plat fees will be in addition to vacation fees.

N/A City Advisory Planning Commission. Copy of minutes at which this item was acted on, along with a copy of City Staff Report.

☒ Name of public right-of-way proposed to be vacated is POKEAK AVE; dedicated by plat of MORGANS ACRES Subdivision, filed as Plat No. 77-149 in KENAI Recording District.

☒ Are there associated utility easements to be vacated? [] Yes ☒ No
Are easements in use by any utility company; if so which? HEA & ACS

☒ Easement for public road or right-of-way as set out in (specify type of document) PLAT KN 77-149 as recorded in Book _____ Page _____ of the _____ Recording District. (Copy of recorded document must be submitted with petition)

N/A Section Line Easement. Width of easement must be shown on sketch.

[] Submit three copies of plat or map showing area proposed to be vacated. Must not exceed _____ inches in size. In the case of public right-of-way the submittal must include a sketch showing which parcels the vacated area will be attached to. Proposed alternative dedication is to be shown and labeled on the sketch.

Has right-of-way been fully or partially constructed? [] Yes ☒ No

Is right-of-way used by vehicles/pedestrians/other? [] Yes ☒ No

Has section line easement been constructed? [] Yes [] No N/A

Is section line easement being used? [] Yes ☒ No

Is alternative right-of-way being provided? ☒ Yes [] No

The petitioner must provide reasonable justification for the vacation.

Reason for vacating THE ROAD WILL NOT BE BUILT DO TO TERRAIN
HEA & ACS ARE USING IT AS A UTILITY EASEMENT
WISH TO VACATE UTILITY EASEMENT ON NORTHSIDE OF LOT
9 TO SOUTHSIDE WHICH IS WHERE POWER & PHONE NOW RUN.
SOUTH LOT LINE WOULD BE REDESIGNATED AS UTILITY EASEMENT.

The petition must be signed (written signature) by owners of majority of the front feet of land fronting part of right-of-way or section line easement proposed to be vacated. Each must include mailing address and legal description of his/her property.

Submitted by: Signature Charles Dickson
Name CHARLES DICKSON as [] representative [] petitioner
Address P.O. Box 2018
SALADINA AK 99669
Phone 907-262-6020, 252 2198

Petitioners:

Signature Sheila Dickson
Name Sheila Dickson
Address P.O. Box 2018
SALADINA AK 99669
Owner of Lot 9

Signature _____
Name _____
Address _____
Owner of _____

Signature _____
Name _____
Address _____
Owner of _____

Signature _____
Name _____
Address _____
Owner of _____



Kenai Peninsula Borough Planning Department
Petition to Vacate Utility Easement
No Public Hearing Required

RECEIVED

OCT 11 2010

KENAI PENINSULA BOROUGH
PLANNING DEPARTMENT

Upon receipt of complete application with all required attachments; vacation will be scheduled for Planning Commission action. The petitioner must secure and submit written comments from utility companies. If the easement is within city limits; secure and submit city's written comments. The completed petition, with all required attachments, accompanied by a \$50.00 non-refundable fee, must be submitted to the Planning Department a minimum of thirty (30) days prior to the meeting at which the Planning Commission will take action.

[] \$50.00 non-refundable petition fee attached.

To accomplish an approved vacation; a Planning Commission Resolution must be filed with the State Recorder to enter the vacation into the public records. Petitioner must pay filing fees (usually \$17 to \$22).

[] Utility easement requested to be vacated was granted by plat of MORGANS ACRES
Subdivision, filed as Plat No. _____ in _____ Recording District.

[] Utility easement proposed to be vacated was granted by (specify type of document) PLAT KN 77-149 as
recorded in Book _____ Page _____ of the _____ Recording District. (Copy of recorded document
must be submitted with petition)

✓ Comments from HOMER Electric Association attached. NO OBJECTIONS Charles
Sanley
10/10

N/A Comments from _____ Gas Company attached.

✓ Comments from AC Telephone Company attached. NO OBJECTIONS Sam
10/8/10

N/A Comment from _____ Cable Company attached.

N/A Comments from City of _____ attached.

[] Three copies of plat or map showing area proposed to be vacated. If easement was granted by document; one copy of
recorded document must be submitted.

[] If an existing structure is encroaching into easement; As-Built showing encroachment must be attached.

Is easement being used by utility company? [] Yes X No
If yes, which utility _____

The petitioner must provide reasonable justification for the vacation.

Reason for vacating TO RELOCATE TO SOUTH PROPERTY LINE AS
THIS IS WHERE UTILITIES ARE NOW LOCATED. HAA OVER-
HEAD & ACS TELEPHONE CURRENTLY RUN DOWN POKEAK AVE
WHICH WOULD BE VACATED AS ROAD AND MAKE THE UTILITY EASEMENT

The petition must be signed (written signature) by owners of majority of the front feet of land fronting part of easement
proposed to be vacated. Each must include mailing address and legal description of his/her property.

Submitted by: Signature Charles Dickson As X Petitioner [] Representative
Name CHARLES DICKSON
Address PO BOX 2018 SOLDOTNA AK 99669
Phone 907-262-6020, 252, 2190

Petitioners:

Signature	<u>Shirley Dickson</u>	Signature	_____
Name	<u>Shirley Dickson</u>	Name	_____
Address	<u>P.O. Box 2018</u>	Address	_____
	<u>Soldotna AK 99669</u>		_____
City/State/Zip Code	_____	City/State/Zip Code	_____
Owner of:	<u>Lot 9</u>	Owner of:	_____
Signature	_____	Signature	_____
Name	_____	Name	_____
Address	_____	Address	_____
	_____		_____
City/State/Zip Code	_____	City/State/Zip Code	_____
Owner of:	_____	Owner of:	_____

Submit to: Kenai Peninsula Borough Planning Department, 144 North Binkley Street, Soldotna, Alaska 99669