

Introduced by: City Manager Herron  
Date: November 13, 2001  
Public Hearing: December 11, 2001  
Action: Passed  
Vote: 7-0

## ***CITY OF BETHEL, ALASKA***

### **ORDINANCE #01-44**

#### **AN ORDINANCE AUTHORIZING THE ACQUISITION OF INTERESTS IN LAND FROM VARIOUS OWNERS FOR UTILITY EASEMENTS**

**WHEREAS** the City of Bethel has various grants from the state and federal government to provide for water and sewer improvements in City Subdivision; and

**WHEREAS** the City needs to acquire various easements across property in and around City Subdivision to install water and sewer lines, and the grant money can be used to acquire the easements at fair market value, as required by state and federal law;

**WHEREAS** the improvement project for City Subdivision is divided into 3 phases, and these acquisitions pertain to Phase 1 of the project;

**WHEREAS** the proposed acquisitions are in the public interest because the easements allow the City the land necessary to construct community water and sewer lines for City Subdivision;

**BE IT ORDAINED** by the City Council of Bethel, Alaska that:

**SECTION 1. Classification.** This ordinance is not permanent in nature and shall not be placed in the Bethel Municipal Code.

**SECTION 2. Authorization of Acquisition.** In accordance with Section 4.08.020(A) of the Bethel Municipal Code, the City Council hereby authorizes the acquisition of easements, subject to the consent of any lienholders in the real property covered by the easement, in the form attached as Attachment A to this Ordinance, across land owned by the individuals listed in Attachment B to this Ordinance, for payment by the City of the amounts listed in Attachment B, and authorizes the City Manager to execute all documents and do all actions necessary to carry out the easement acquisitions. This authorization shall be effective for all actions of the City administration taken to negotiate the easements.

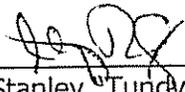
**SECTION 3. Name.** In accordance with Section 4.08.020(B) of the Bethel Municipal Code, the easements acquired shall be held in the name of the "City of Bethel."

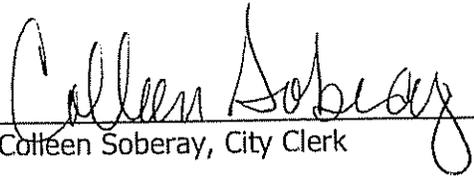
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**SECTION 4. Effective Date.** This ordinance shall become effective immediately and shall have retroactive effect back to the first date that the City administration began to negotiate for acquisition of the easements.

**PASSED AND APPROVED THIS** 11 **DAY OF** December **2001, by a**  
**vote of** <sup>\*</sup>7 **in favor and** <sup>\*</sup>0 **opposed.**

ATTEST:

  
\_\_\_\_\_  
Stanley "Tundy" Rodgers, Mayor

  
\_\_\_\_\_  
Colleen Soberay, City Clerk