

Introduced by: City Manager
Date: March 14, 2000
Public Hearing: March 28, 2000
Action: Enacted
Vote: Unanimous

CITY OF BETHEL, ALASKA

ORDINANCE #00-07

A ORDINANCE AUTHORIZING THE EXCHANGE OF LAND FOR THE BETHEL RIVER BANK STABILIZATION PROJECT

WHEREAS, the City of Bethel is the owner of a 1,125 S/F parcel of level upland, a portion Tract E, ATC 1346, situated between the southwest boundary of Lot 6A, Block 1, Mumtretlek Subdivision, and the Bethel seawall embankment; and

WHEREAS, Laura K. Whitman is the owner of record of Lots 6A and 7A, Block 1, Mumtretlek Subdivision, situated on the river embankment and contiguous to Tract E, ATS 1346; and

WHEREAS, a 1,603 S/F portion of Lot 6A (169S/F) and 7A (1,434 S/F) are situated on the current seawall bank. The seawall bank is part of the City of Bethel riverbank stabilization project. No easement has been granted to the city for access to this portion of the bank stabilization project; and

WHEREAS, the city has acquired ownership or maintenance easements along the waterfront for most of the properties within the riverbank stabilization project from contiguous upland landowners for the purpose of assuring unrestricted maintenance access; and

WHEREAS, Laura K. Whitman is offering to exchange the 1,603 S/F portions of Lots 6A and 7A for the 1,125 S/F portion of city owned land, as exhibited on the attached Exhibit A, at a stipulated equal value; and

WHEREAS, the Planning Commission, through Resolution 00-01 passed February 10, 2000, determined that it is in the best interest of the city to own and control the above described portion of Lots 6A and 7A that lie within the river bank stabilization project. Further, that the city owned property that is proposed to be exchanged has limited public use as it currently exists. The Planning Commission recommended the exchange of these parcels at a stipulated equal value exchange;

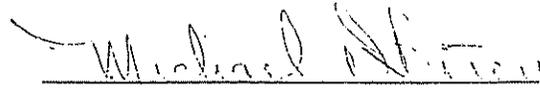
NOW, THEREFORE, BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Classification Code. This is a non-code ordinance.

SECTION 2. Upon adoption of this ordinance the City Manager is authorized, after receipt from Ms. Laura Whitman of a suitable plat for recording from a registered land surveyor that reflects the property boundaries created by this exchange, to receive and convey these parcels by suitable deeds of conveyance.

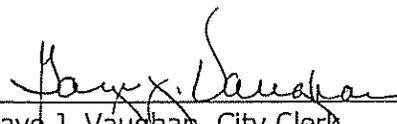
SECTION 3. Effective Date. This ordinance shall become effective upon adoption.

ENACTED THIS 28th DAY OF MARCH 1999, by a vote of 7 in favor and 0 opposed.



Mike O'Brien, Mayor

ATTEST:



Gaye J. Vaughan, City Clerk