RESOLUTION
Bethel Planning Commission
Resolution No. 2017 – 01

A RESOLUTION OF THE PLANNING COMMISSION TO THE CITY COUNCIL RECOMMENDING THE CITY COUNCIL ADOPT THIS APPROVING RESOLUTION FOR THE PETITION SUBMITTED BY THE YUKON KUSKOKWIM HEALTH CORPORATION (YKHC) TO VACATE AN UNIMPROVED RIGHT OF WAY (ROW) LOCATED AT 800 CHIEF EDDIE HOFFMAN HIGHWAY, US SURVEY 4117, LOT 51.

WHEREAS, Bethel Municipal Code Section 17.32.020 states no platted street, section line easement, access easement or similar right-of-way shall be vacated except upon petition by the City, State, a public utility, or owners of the majority of the land fronting the part of the right-of-way sought to be vacated, and

WHEREAS, YKHC is the only land owner fronting the ROW to be vacated, and therefore the only petitioner required on the petition, and

WHEREAS, the Right-of-Way (ROW) easement is a 40'X 733' unimproved strip of land that divides the hospital campus in front of the hospital entrance, and

WHEREAS, the YKHC hospital is undergoing a major development including support services, roads, and parking which would require the land under the easement. If vacated, the unimproved access easement would provide alternate public access to new hospital expansion facilities and services, and

WHEREAS, the ROW is entirely on the hospital campus and the vacation of this ROW would not take a ROW out of the City's road stock, and

NOW, THEREFORE BE IT RESOLVED, the Planning Commission recommends to the City Council to adopt this approving resolution for YKHC to vacate the 40-foot by 733-foot ROW located on USS 4117, lot 51, with the following two (2) conditions: **1: Condition for final plat approval requested from City of Bethel Public Works Department.** YKHC will provide a 10-foot easement to be shown on the final plat to cover the waste heat line and water and sewer lines located adjacent to the North boundary of Lot 51. **2: Condition for final plat approval requested from Alaska Villages Electric Cooperative (AVEC).** Regarding the existing AVEC utilities in the ROW to be vacated, conditions for final plat approval shall be the final plat revised to show new easements, agreed to by AVEC and YKHC for AVEC to construct and maintain the existing and proposed AVEC facilities.

PASSED AND APPROVED BY THE BETHEL PLANNING COMMISSION by a duly constituted quorum on this 9th day of March, 2017. City of Bethel City Planning Commission

Action: Vote: In Favor: 5 Opposed: Ø Abstained: Ø

ATTEST:

Kathy Hanson, Chairman
City of Bethel Planning Commission

Betsy Jumper - 3-10-17
Betsy Jumper, Recorder

Bethel Recording District:
After recording please return to:
City of Bethel Planning Department
PO Box 1388
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