

CITY OF VALDEZ, ALASKA

RESOLUTION 08-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA AUTHORIZING ACCESS TO PARCELS A-1, A-2 AND B, ASLS 79-116 THROUGH CITY-OWNED PROPERTY OVER THE ALPETCO ROAD

WHEREAS, the City of Valdez sold Ryan McCune 100 acres of property within Tract A and Tract B, ASLS 79-116 to known as Parcels A-1, A-2 & B, ASLS 79-116; and

WHEREAS, Mr. McCune (Rydor Enterprises) requires access to this property for the purpose of developing a mountain recreation center; and

WHEREAS, the City Council approved Resolution 07-62 on August 21, 2007 authorizing permitted and insured access to the property via the Alpetco Road through December 31, 2007; and

WHEREAS, this property is landlocked with no platted access, and Mr. McCune is requesting access through City property so that he may continue the process of development; and

WHEREAS, the City wishes to grant him access while maintaining the use of existing easements and road beds; and

WHEREAS, the City of Valdez needs to be protected against liability that may result from brushing and clearing work in these areas; and

WHEREAS, the City of Valdez needs to ensure all state and federal permits for such work are obtained for all actions taken on its land.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, that:

Section 1. Access for purposes of project development is granted over the Alpetco Road until otherwise revoked by Council resolution so long as all other requirements of this resolution are satisfied.

Section 2. The City, acting through the City Manager, may restrict any form of access not expressly provided for by this resolution.

Section 3. Ryan McCune (Rydor Enterprises) is required to construct an alternative route to the Alpetco Road away from Corbin Creek Subdivision; the cost of which will be the responsibility of Mr. McCune.

Section 4. The City will determine and adequately mark the route prior to construction.

Section 5. A plan for brush disposal shall be submitted to the City Manager for approval.

Section 6. For the duration of access, the City of Valdez, and road areas shall be named as an additional insured on a \$1,000,000 general liability policy, proof of which must be submitted to the City Manager.

Section 7. In conformance with state and federal regulations, Alaska Coastal Management Plan, Corps of Engineers, DNR Habitat and any other applicable state and federal permits shall be obtained and submitted to the City Manager for inspection.

Section 8. The City shall install a gate and provide key access to Rydor Enterprises.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this 2nd Day of June, 2008.

CITY OF VALDEZ, ALASKA


Bert L. Cottle, Mayor

ATTEST:

for Shellie Moore, Deputy
Sheri L. Pierce, CMC/AEE, City Clerk

