

CITY OF VALDEZ, ALASKA

RESOLUTION NO. 22-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, GRANTING A 20 FOOT WIDE AND 2,610 FOOT LONG PUBLIC UTILITY EASEMENT TO COPPER VALLEY TELECOM, ON CITY OF VALDEZ OWNED TRACT A-2 ASLS 2004-6

WHEREAS, the City of Valdez is the owner of the real property known as Tract A2 ASLS 2004-6, Within Sections 23 and 24, T9S R5 W, Copper River Meridian, AK, Valdez Recording District; and

WHEREAS, Copper Valley Telecom Cooperative, dba Copper Valley Telecom has requested a utility easement for the purpose of installing and maintaining buried fibre optic lines; and

WHEREAS, the recommendation to grant this easement was approved by the City of Valdez Planning and Zoning Commission on June 22nd, 2022; and

WHEREAS, The City has the authority to establish such an easement as stated by VMC Section 13.5 Public Utility Franchises: "The city may grant a franchise to any person for the use of the streets, alleys, bridges, easements and other public places of the city for the furnishing of any public utility service to the city and its inhabitants".

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

Section 1. The City Of Valdez hereby grants a 20 foot wide and 2,610 foot long public utility easement to Copper Valley Telecom, on City owned Tract A-2 ASLS 2004-6, shown as "20' Wide Utility Easement " on Exhibit A, attached hereto and made a part hereof ("Easement").

Section 2. Upon the passing of this resolution, this easement will be recorded in the Valdez recording district at the sole expense of Copper Valley Telecom.

Section 3. This Public Utility Easement shall exist for the construction, reconstruction, repair, operation, and maintenance on the above-described lands, of telecommunication, transmission, and/or other types of distribution lines, which shall be buried.

Section 4. All wires and other facilities, including any main service entrance equipment, installed on the above-described lands at a utility company's expense shall remain the property of said utility company, removable at the option of the utility company at any time.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
VALDEZ, ALASKA, this _____ day of _____, 2022

CITY OF VALDEZ, ALASKA

Sharon Scheidt, Mayor

ATTEST:

Sheri L. Pierce, MMC, City Clerk