

Submitted by: Chair of the Assembly at the
Request of the Acting Mayor
Prepared by: Anchorage Water and Wastewater
Utility
For reading: June 9, 2009

CLERK'S OFFICE

APPROVED

Date:

6-23-09

ANCHORAGE, ALASKA
AO No. 2009-75

1 AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY EASEMENT, FOR THE
2 PLACEMENT OF ELECTRICAL FACILITIES, ON A PORTION OF AN
3 UNSUBDIVIDED PARCEL BEING DESCRIBED IN A COURT ORDER RECORDED
4 AT DOCUMENT NUMBER 2008-044964-0 ON AUGUST 6, 2008, BETWEEN
5 ANCHORAGE WATER AND WASTEWATER UTILITY AND CHUGACH
6 ELECTRIC ASSOCIATION, INC.

7
8 WHEREAS, the Municipality of Anchorage owns property described as an unsubdivided
9 parcel being described in a Court Order recorded at Document Number 2008-044964-0 on
10 August 6, 2008; and

11
12 WHEREAS, AMC section 25.30.020 states that disposal of Municipal land or interest
13 therein shall be by ordinance only, but excludes rights-of-way or easements across
14 Municipal land which the Assembly finds is without substantial value to the
15 Municipality; and

16
17 WHEREAS, the Assembly hereby finds the Right-of-Way Easement described herein
18 and depicted on Exhibit A attached hereto is across Municipal land and is without
19 substantial value to the Municipality; and

20
21 WHEREAS, at its June 3, 2009 meeting, the AWWU Authority Board supported
22 Chugach Electric Association, Inc.'s request for Right-of-Way Easement within MOA-
23 AWWU property; now therefore,

24
25 THE ANCHORAGE ASSEMBLY ORDAINS:

26
27 **Section 1.** AWWU is authorized to grant a Right-of-Way Easement on an
28 Unsubdivided parcel being described in a Court Order recorded at Document Number
29 2008-044964-0 on August 6, 2008; to Chugach Electric Association, Inc. summarized in
30 the Assembly Memorandum submitted to the Assembly with this ordinance.

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32 **Section 2.** This Right-of-Way Easement shall run with the property granting
33 Chugach Electric Association, Inc. the right to install, operate, maintain, repair, alter
34 inspect, replace, improve, and relocate, and remove, such electric transmission and
35 distribution lines and their related facilities.

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37 **Section 3.** This ordinance shall be effective immediately upon passage and approval
38 by the Assembly.

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PASSED and APPROVED by the Anchorage Assembly this 23rd day of June, 2009.

Debbi Ossander
Chair of the Assembly

ATTEST:

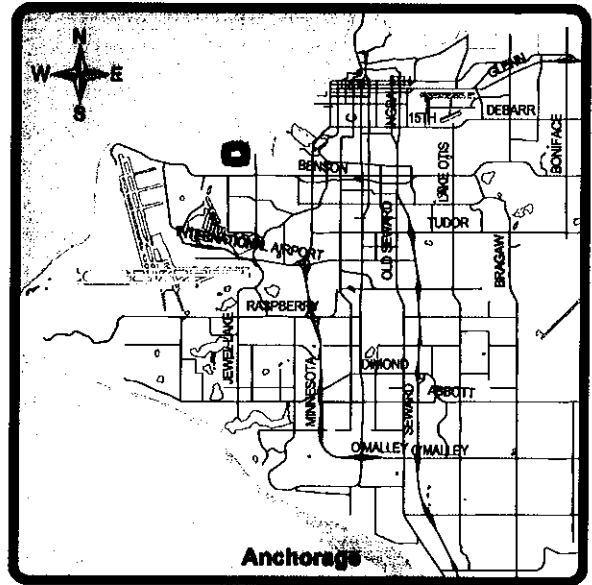
John S. Goulet
Municipal Clerk

Exhibit A

Parcel ID 001-193-39
Pump Station 10

10' Right-of-Way Easement

Pump Station 10
2121 Petes Place
Grid SW1526



MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 321-2009

Meeting Date: June 9, 2009

1 **From:** Acting Mayor

2
3 **Subject:** **An Ordinance Authorizing a Right-of-Way Easement, for the**
4 **placement of electrical facilities, on a portion of an unsubdivided**
5 **parcel being described in a Court Order Recorded at Document**
6 **Number 2008-044964-0 on August 6, 2008, between Anchorage Water**
7 **and Wastewater Utility and Chugach Electric Association, Inc.**
8

9 Chugach Electric Association Inc. seeks approval for a (10) ten foot easement supporting
10 facilities at the future Pump Station 10 site, an unsubdivided parcel of land located within
11 Lot 5, Section 23, Township 13 North, Range 4 West, Anchorage Recording District,
12 Seward Meridian, Alaska said unsubdivided parcel being described in a Court Order
13 recorded at Document Number 2008-044964-0 on August 6, 2008. The easement is more
14 particularly depicted on Exhibit A attached hereto.
15

16 This Right-of-Way Easement will grant Chugach Electric Association, Inc. the right to
17 install, operate, maintain, repair, alter, inspect, replace, improve, and relocate, and remove,
18 such electric transmission and distribution lines, and their related facilities necessary for the
19 operation of Pump Station 10. This easement is without substantial value to the
20 Municipality.
21

22 At its regular meeting of June 3, 2009, the AWWU Board of Directors endorsed this Right-of-
23 Way Easement.
24

25 **THE ADMINISTRATION RECOMMENDS APPROVAL OF AN ORDINANCE**
26 **AUTHORIZING A RIGHT-OF-WAY EASEMENT, FOR THE PLACEMENT OF**
27 **ELECTRICAL FACILITIES, ON A PORTION OF AN UNSUBDIVIDED**
28 **PARCEL BEING DESCRIBED IN A COURT ORDER RECORDED AT**
29 **DOCUMENT NUMBER 2008-044964-0 ON AUGUST 6, 2008, BETWEEN**
30 **ANCHORAGE WATER AND WASTEWATER UTILITY AND CHUGACH**
31 **ELECTRIC ASSOCIATION, INC.**
32

33 Prepared by: Anchorage Water and Wastewater Utility
34 Approved by: Mark Premo, P.E., General Manager, AWWU
35 Recommended by: William M. Mehner, Executive Director, Heritage Land Bank
36 Concur: Mary Jane Michael, Executive Director,
37 Office of Economic and Community Development
38 Concur: James N. Reeves, Municipal Attorney
39 Concur: Michael K. Abbott, Municipal Manager
40 Respectfully submitted: Matt Claman, Acting Mayor

Content ID: 007797**Type:** Ordinance - AO

Title: AN ORDINANCE AUTHORIZING A RIGHT-OF-WAY EASEMENT, FOR THE PLACEMENT OF ELECTRICAL FACILITIES, ON A PORTION OF AN UNSUBDIVIDED PARCEL BEING DESCRIBED IN A COURT ORDER RECORDED AT DOCUMENT NUMBER 2008-044964-0 ON AUGUST 6, 2008, BETWEEN ANCHORAGE WATER AND WASTEWATER UTILITY AND CHUGACH ELECTRIC ASSOCIATION, INC.

Author: maglaquijp**Initiating Dept:** AWWU**Review Depts:** HLB, ECD**Date Prepared:** 5/28/09 2:12 PM**Director Name:** Mark Premo**Assembly Meeting Date:** 6/9/09**Public Hearing Date:** 6/23/09

Workflow Name	Action Date	Action	User	Security Group	Content ID
Clerk_Admin_SubWorkflow	6/1/09 8:30 AM	Exit	Joy Maglaqui	Public	007797
MuniMgrCoord_SubWorkflow	6/1/09 8:30 AM	Approve	Joy Maglaqui	Public	007797
MuniManager_SubWorkflow	6/1/09 8:30 AM	Approve	Joy Maglaqui	Public	007797
MuniManager_SubWorkflow	5/29/09 3:32 PM	Checkin	Joy Maglaqui	Public	007797
Legal_SubWorkflow	5/29/09 1:08 PM	Approve	Dean Gates	Public	007797
Finance_SubWorkflow	5/28/09 7:04 PM	Approve	Teresa Peterson	Public	007797
OMB_SubWorkflow	5/28/09 3:39 PM	Approve	Bruce Holmes	Public	007797
ECD_SubWorkflow	5/28/09 3:01 PM	Approve	Tawny Klebesadel	Public	007797
HLB_SubWorkflow	5/28/09 2:38 PM	Approve	Tammy Oswald	Public	007797
AWWU_SubWorkflow	5/28/09 2:27 PM	Approve	Kurt Vause	Public	007797
AllOrdinanceWorkflow	5/28/09 2:23 PM	Checkin	Wendy Drew	Public	007797