

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 7-21-98

Submitted by: Chairman of the Assembly
at the request of the Mayor
Prepared by: Public Works
For Reading: June 9, 1998

ANCHORAGE, ALASKA
AR NO. 98-197

A RESOLUTION AUTHORIZING EMINENT DOMAIN PROCEEDINGS AND
ACCEPTANCE OF THE DECISIONAL DOCUMENT FOR THE 1998 CONSTRUCTION
OF THE EAST 68TH AVENUE IMPROVEMENT PROJECT BETWEEN LAKE OTIS
PARKWAY AND ABBOTT LOOP ROAD

WHEREAS, the Municipality has engaged in negotiations regarding the
acquisition of property interest of those parcels listed in Exhibit A, and

WHEREAS, the Municipality has made every reasonable effort to acquire
the property interests described in Exhibit A by negotiated agreement in accordance
with applicable law, and

WHEREAS, further delay as a result of the continued non-productive
negotiations would have a detrimental effect upon the cost and scheduling of the
project.

NOW, THEREFORE, the Anchorage Assembly resolves:

Section 1. The property interests described in Exhibit A are to be
acquired for the reconstruction of East 68th Avenue, a public project, the design of which
has been determined to provide the greatest public good for the least private injury. The
Municipality is hereby authorized to acquire necessary property interests in regard to the
following parcels for right of way for the reconstruction of East 68th Avenue between
Lake Otis Parkway and Abbott Loop Road, more specifically described in Exhibit A.

Section 2. The Municipality is authorized to institute eminent domain
proceedings, including the use of a declaration of taking, against the properties
described in Exhibit A.

Section 3. The Decisional Document, attached as Exhibit B, has been
reviewed and accepted by the Assembly and is approved for use in filing a declaration of
taking for the properties described in Exhibit A.

Section 4. This resolution shall take effect immediately upon passage
and approval by the Anchorage Assembly this 21st day of July 1998.

See revision 5 to AM 590-98 Exhibit A for amendment.

AM 590-98

Resolution Authorizing Eminent Domain Proceedings
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1 PASSED AND APPROVED by the Anchorage Municipal Assembly this 21st day of
2 July, 1998.
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Chair Fay Van Denning

ATTEST:

Lepine Ferguson
Municipal Clerk

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AR No. 98-197

**EAST 68TH AVENUE IMPROVEMENT PROJECT
Lake Otis Parkway To Abbott Loop Road
EXHIBIT A**

Revision 5

Parcel	Legal Description	Owner	Rights
1	L5, SEC 4, T12N, R3W	Turinsky	PUE/DE
21	L10C, B2, Campbell Heights Subd.	Williams, Jr.	PUE/TCP
49	L24, B1, Campbell Heights Subd.	Christian	PUE/SE/TCP
50	L23, SEC 4, T12N, R3W	Findorff	PUE /SE/TCP
63	N330', E165', W198', L16, SEC4, T12N, R3W	Williams, Jr.	PUE/SE/TCP
73	L12, SEC 4, T12N, R3W	Wilson	TCP/SE

PUE = Public Use Easement

DE = Drainage Easement

SE = Slope Easement

TCP = Temporary Construction Permit