

AR 99-341

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 12-7-99

Submitted by: Chair of the Assembly
at the Request of the Mayor
Prepared by: Public Works Department
For Reading: NOVEMBER 23, 1999

ANCHORAGE, ALASKA
AR NO. 99-341

A RESOLUTION AUTHORIZING EMINENT DOMAIN PROCEEDINGS AND ACCEPTANCE
OF THE DECISIONAL DOCUMENT FOR THE CONSTRUCTION OF THE 15TH AVENUE
SAFETY IMPROVEMENTS, 'L' STREET TO JUNEAU STREET, PART II

WHEREAS, the Municipality has engaged in negotiations regarding the
acquisition of property rights for the parcels listed in the attached Exhibit A, and;

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

WHEREAS, further delay as a result of continued nonproductive
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 construction of the 15th Avenue Street Safety Improvements, 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 rights in regard to the following parcels for right of way for the 15th Avenue
Safety Improvements between 'L' Street and Juneau Street, 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 Assembly approved and accepted the Decisional
Document, Parts I and II, with AR 99-254. Part III adds discussion of those parcels
described in Exhibit A. Said Part III is attached hereto as Exhibit B and 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.

1 PASSED AND APPROVED by the Anchorage Municipal Assembly this 7th day of
2 December, 1999.

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Chair

ATTEST:


Municipal

**15TH AVENUE – TEA-21 SAFETY IMPROVEMENTS PROJECT
L STREET TO JUNEAU STREET**

EMINENT DOMAIN EXHIBIT A

<u>PARCEL</u>	<u>LEGAL DESCRIPTION</u>	<u>OWNER</u>	<u>RIGHTS</u>
30	Lot 7, Block 35C Third Add	Harris & Martens	PUE/TCP
31 & 32	Lot 7A & 8A, Block 27D Third Add	Kruse/Erwin Jacobson	PUE
38	Lot 6, Block 26D Third Add	Troutman	FEE

EXHIBIT A
Revision 1

**15TH AVENUE – TEA-21 SAFETY IMPROVEMENTS PROJECT
L STREET TO JUNEAU STREET**

EMINENT DOMAIN EXHIBIT A

<u>PARCEL</u>	<u>LEGAL DESCRIPTION</u>	<u>OWNER</u>	<u>RIGHTS</u>
6	N49' Lot 12, Block 42A Welch's (South Add)	Schleusner	PUE/TCP
27	Lot 11, Block 28D Third Add	Raymer	PUE
30	Lot 7, Block 35C Third Add	Harris & Martens	PUE/TCP
31 & 32	Lot 7A & 8A, Block 27D Third Add	Kruse/Erwin Jacobson	PUE
38	Lot 6, Block 26D Third Add	Troutman	FEE

Replaced by Exhibit A, Revision 1

EXHIBIT A
New