

Submitted by: Chairman of the Assembly at the
Request of the Mayor
Prepared by: Anchorage Water & Wastewater
Utility
For reading: September 21, 2004

CLERK'S OFFICE

APPROVED

Date: 9-21-04 ANCHORAGE, ALASKA
AR No. 2004- 228

**A RESOLUTION AUTHORIZING THE DISPOSAL OF A MUNICIPAL INTEREST, VIA
RELINQUISHMENT, ON LOTS 1 AND 4, BLOCK 3, FYFE SUBDIVISION LOCATED IN
THE S1/2 SECTION 32, T13N, R3W, SM, ALASKA**

WHEREAS, the Anchorage Municipal Charter 10.02(8) provides that any action to convey or lease or authorizing the conveyance or lease of any interest in lands of the Municipality must be by ordinance, but Charter 17.13(e) excepts and excludes from said requirement revocable permits or licenses, rights-of-way and easements which the Assembly finds to be without substantial value to the Municipality; and

WHEREAS, the Anchorage Water and Wastewater Utility recommends release and relinquishment of sewer easement identified in Section 1 below; and

WHEREAS, this disposal will remove and extinguish a documented and recorded sewer easement no longer required by AWWU and the Municipality; and

WHEREAS, the Assembly finds that the municipal interest in real property to be disposed of hereunder is without substantial value to the Municipality.

NOW THEREFORE, the Assembly of Anchorage resolves:

Section 1. The Municipality may dispose, via relinquishment, of its sewer easement identified below and as depicted on the attached map:

A sewer easement recorded April 4, 1972 in Misc. Book 207, Page 827 for a 20 foot strip of land located entirely within Lots 1 and 4, Block 3, FYFE SUBDIVISION according to Plat No. 69-258 on file in the office of the District Recorder, Anchorage Recording District, S.M., Alaska, the centerline of said strip being described as follows: commencing at the SE corner of said Lot 4 being common the SW corner of Lot 5, Block G, FYFE SUBDIVISION; thence N00°09'40"W 170 feet to the true point of beginning; thence S89°52'25"W 475 feet and end of said strip.

PASSED AND APPROVED by the Anchorage Assembly, this 21st day of September, 2004.

Deek 2
Chairman

ATTEST:

Brian S. J. [Signature]
Municipal Clerk

MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 700 -2004

Meeting Date: September 21, 2004

1 **From:** Mayor

2
3 **Subject:** **DISPOSAL OF MUNICIPAL INTERESTS ON LOTS 1 AND 4, BLOCK 3,**
4 **FYFE SUBDIVISION (PER PLAT 69-258) VIA RELINQUISHMENT, THE**
5 **PARCELS GENERALLY LOCATED IN THE S1/2 SECTION 32, T13N,**
6 **R3W, SM, ALASKA**
7

8 The Municipality of Anchorage, dba the Anchorage Water & Wastewater Utility (AWWU), has
9 received a request to relinquish a certain sanitary sewer easement recorded against Lot 1,
10 Block 3, Fyfe Subdivision and the former Lot 4, Block 3, Fyfe Subdivision. The Anchorage
11 Water & Wastewater Utility (AWWU) supports the request.
12

13 In 1972, a *sewer easement* was granted to the Greater Anchorage Area Borough on Lot 1 and
14 Lot 4, Block 3, Fyfe Subdivision in anticipation of extending the public wastewater collection
15 system along this easement corridor.
16

17 Plans changed. In 1982, Lot 4 subdivided into 21 smaller parcels now known as Igloo Estates
18 Subdivision, Block 1, Lots 1 through 18 and Block 2, Lots 1 through 3, (per Plat 82-193).
19 Wastewater mains were extended to the Igloo Estates Subdivision parcels in platted right-of-
20 way and easement corridors independent of and separate from the 1972 *sewer easement*
21 grant. On completion of the Igloo Estates improvements, the 1972 *sewer easement* grant
22 became an unnecessary encumbrance on several of the Igloo Estates parcels.
23

24 Regarding Fyfe Subdivision, Block 3, Lot 1, a wastewater collection main is located adjacent
25 to its east property line and the east 105 feet± of its south property line. Lot 1 is served by a
26 public main which does not depend on the 1972 *sewer easement* grant.
27

28 The *sewer easement* identified in the accompanying resolution is no longer required for public
29 purpose. Because the easement is specifically a *sewer easement*, AWWU is the only utility
30 with an interest in this 1972 *sewer easement* grant.
31

32 AWWU recommends the easement be relinquished.
33

34 The passage of this resolution will have no fiscal impact on Municipal owned parcels.
35

36 **THE ADMINISTRATION SUPPORTS THE RELINQUISHMENT OF THE EASEMENT IN**
37 **ASSEMBLY RESOLUTION 2004-228.**
38

39 Prepared by: Mark Premo, P.E., General Manager, AWWU
40 Concur: Denis C. LeBlanc, Municipal Manager
41 Respectfully submitted: Mark Begich, Mayor

Content Information**Content ID :** 002143**Type:** AM_OtherServices - Other Services Memorandum

Title: DISPOSAL OF MUNICIPAL INTERESTS ON LOTS 1 AND 4,
BLOCK 3, FYFE SUBDIVISION (PER PLAT 69-258) VIA
RELINQUISHMENT, THE PARCELS GENERALLY LOCATED IN
THE S1/2 SECTION 32, T13N, R3W, SM, ALASKA

Author: gibsonam**Initiating Dept:** AWWU**Date Prepared:** 9/2/04 11:08 AM**Director Name:** Mark Premo**Requested****Assembly Meeting** 9/21/04**Date MM/DD/YY:****Workflow History**

<u>Workflow Name</u>	<u>Action Date</u>	<u>Action</u>	<u>User</u>	<u>Security Group</u>	<u>Content ID</u>
OtherServicesAMWorkflow	9/2/04 11:10 AM	Checkin	gibsonam	Public	002143
AWWU_SubWorkflow	9/2/04 11:11 AM	Approve	premomc	Public	002143
MuniManager_SubWorkflow	9/10/04 10:44 AM	Approve	leblancdc	Public	002143
MuniMgrCoord_SubWorkflow	9/10/04 11:56 AM	Approve	katkusja	Public	002143

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CLERK OF COURT
J. N. A.