

Introduced by: City Manager, Peter Williams
Date: April 13, 2021
Public Hearing: April 27, 2021
Action: Passed
Vote: 7-0

CITY OF BETHEL, ALASKA

Ordinance #21-13

AN ORDINANCE AUTHORIZING THE ACQUISITION OF INTEREST IN LAND FOR A UTILITY EASEMENT FROM IRVIN L. KREIDER AND DIANA S. KREIDER, CO-TRUSTEES OF KREIDER REVOCABLE TRUST INVOLVING THE BETHEL AVENUES PIPED WATER AND SEWER PROJECT - PHASE I

- Whereas,** the City of Bethel "City" has a grant from the U.S. Department of Agriculture (USDA). To provide for water and sewer improvements known as the Bethel Avenues Piped water and Sewer Project – Phase I;
- Whereas,** the City has arranged for a multi-phase project to supply water and collect sewer through the following described real property, including alignment of mains and service lines and other utilities through the easements and right-of-ways in perpetuity;
- Whereas,** the City needs to acquire various easements across the properties involved in the Bethel Avenues Piped Water and Sewer Project – Phase I;
- Whereas,** the proposed various easements are in the public interest because the easements allow the City the land necessary for placement of different utility lines for its Projects;
- Whereas,** in accordance with Section 4.08.02 of Bethel Municipal Code, the City Council hereby authorizes the acquisition of this easement, in the form as set forth in this ordinance;
- Whereas,** Lot Parcel E of Supplemental Plat of Lot 10, Block 2, U.S. SURVEY NO. 3770 NORTHWEST ADDITION TO THE TOWNSITE OF BETHEL, ALASKA, according to the official plat thereof, filed under Plat Number 78-5, Records of the Bethel Recording District, Fourth Judicial District, State of Alaska, more particularly described as:

The Basis of Bearing for this description is a local plane bearing based on NAD83(2011) Geodetic Bearings. Distances shown are horizontal ground distances in U.S. Survey Feet.

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A portion of Lot E, according to the Supplemental Plat of Lot 10, Block 2, U.S. Survey 3770, filed as Plat No. 78-5, Bethel Recording District, Fourth Judicial District, Alaska, being more particularly described by metes and bounds as follows:

Beginning at the northwest corner of said Lot E, being common with the southwest corner of Lot B according to the Supplemental Plat of Lot 10, Block 2, U.S. Survey 3770, filed as Plat No. 78-5, Bethel Recording District, Fourth Judicial District, Alaska, being the True Point of Beginning for this description; thence along the northern line of said Lot E N89°44'07"E 8.00 feet; thence departing said northern line S00°15'52"E 43.41 feet; thence S55°28'39"E 20.42 feet to a point on the southern line of said Lot E; thence along said southern line S89°44'07"W 14.02 feet to a point on the southern line of said Lot E; thence N55°28'39"W 13.09 feet to a point on the western line of said Lot E; thence N00°15'52"E 47.59 feet along said line to the True Point of Beginning. Said easement embraces an area of 498 square feet, more or less as calculated from said courses and distances.



NOW, THEREFORE BE IT ORDAINED, the City, in consideration of the agreement between IRVIN L. KREIDER and DIANA S. KREIDER, Co-trustees of KREIDER REVOCABLE TRUST, the Grantor, and the City of Bethel "CITY" the Grantee, mentioned herein,

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acquires this easement and this ordinance shall be recorded with each detailed "PUBLIC UTILITY EASEMENT" document.

SECTION 1. Classification. This ordinance is of a general nature and shall not become a part of the Bethel Municipal Code.

SECTION 2. Authorization. Pursuant to Bethel Municipal Code 04.08.020 Acquisition of Real Property.

SECTION 3. Effective Date. This Ordinance shall become effective upon the passage by the Bethel City Council.

ENACTED THIS 27th DAY OF APRIL 2021 BY A VOTE OF 7 IN FAVOR AND 0 OPPOSED.



[Michelle DeWitt \(May 14, 2021 07:43 AKDT\)](#)

Michelle DeWitt, Mayor

ATTEST:



Lori Strickler, City Clerk

Ordinance 21-13 Utility Easement -Kreider-Avenues Piped Water And Sewer Project – Phase I- w map

Final Audit Report

2021-05-14

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 Agreement completed.

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