

NON-CODE ORDINANCE

Sponsored by: Borough Manager  
Introduced: 04/04/17  
Public Hearing: 04/18/17  
Adopted: 04/18/17

**MATANUSKA-SUSITNA BOROUGH  
ORDINANCE SERIAL NO. 17-039**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY AUTHORIZING THE BOROUGH MANAGER TO TRANSFER AND RELINQUISH ANY AND ALL INTEREST THE BOROUGH HAS WITHIN WEST HAWK LANE TO THE CITY OF HOUSTON FOR MAINTENANCE WITHIN THE CITY BOUNDARIES, LOCATED WITHIN SECTIONS 1, 2, 3, 10, 11 AND 12, TOWNSHIP 17 NORTH, RANGE 03 WEST, SEWARD MERIDIAN, THIRD JUDICIAL DISTRICT, STATE OF ALASKA. (MSB PROJECT NO. 13-12-004190/35408 & DPW000117)

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WHEREAS, on October 4, 2011, the Borough voters authorized the issuance of general obligation bonds for the Transportation Systems Bonds (Proposition B-2) that financed the costs for the construction and betterment of West Hawk Lane Upgrade and Paving in the amount of \$1,000,000; and

WHEREAS, West Hawk Lane is located within the boundaries of the City of Houston; and

WHEREAS, MSB 5.15.025, Road Service Areas, allows road maintenance and improvements within road service areas of the Borough only; and

WHEREAS, the West Hawk Lane upgrade has been completed and the City of Houston is now ready to accept the transfer, maintenance, and responsibility of the new road; and

WHEREAS, the Houston City Council passed Resolution No. 14-16 approving the acceptance of the transfer of West Hawk Lane from the Borough within the city boundaries from the Parks

Highway to the common section line of Sections 3 and 4, containing approximately 2.5 miles; and

WHEREAS, MSB 23.05.030(D), allows the Manager, with the consent of the Assembly, to convey real property to or negotiate an exchange of real property within the United States of America, the state of Alaska, or other entity, where it is in the best interest of the Borough to do so.

BE IT ENACTED:

Section 1. Classification. This is a non-code ordinance.

Section 2. Authorization. The Manager is hereby authorized to transfer and relinquish any and all interest the Borough has within West Hawk Lane to the city of Houston within Sections 1, 2, 3, 10, 11, and 12, Township 17 North, Range 03 West, Seward Meridian, Third Judicial District, State of Alaska, by a Manager's Deed of Relinquishment.

Section 3. Effective date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this  
18 day of April, 2017.

  
Vern Halter, Borough Mayor

ATTEST:

  
LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)



PASSED UNANIMOUSLY: Sykes, Beck, McKee, Colligan, Mayfield, and  
Kowalke



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