

**DENALI BOROUGH, ALAKSA
PLANNING COMMISSION
RESOLUTION NO. PC 21-04**

**A RESOLUTION PROVIDING PRELIMINARY APPROVAL FOR A
PUBLIC ACCESS EASEMENT ACROSS BOROUGH MUNICIPAL
LAND ENTITLEMENT ADL 415801
Located within Section 26, T12S, R8W, F.M. Alaska**

WHEREAS, all formal acts by the Planning Commission must be by resolution; and

WHEREAS, Black Diamond Resort Company has applied for an access easement across Denali Borough Municipal Land Entitlement ADL 415801 located in section 26, T12S, R8W, F.M. Alaska; and

WHEREAS, the access easement will provide alternative access to their parcel, Tract A, ASLS 72-79, plat 77-2 and provide a turn-around loop for public users; and

WHEREAS, the request for this access easement is because of a concern for safety for the horse drawn wagons that have encountered ATV riders on a blind corner. Over the past several years ATV riders have come around this blind corner fast or they pop out of the tree line coming from Dry Creek nearly colliding with the horse drawn wagons and other private property owners; and

WHEREAS, having an alternative access route also allows for the wagon riders to get a view and learn the history of Dry Creek; and

WHEREAS, there was a public notice mailed to our posting places about the easement request; and

WHEREAS, the aforementioned request has been reviewed by the Denali Borough Planning Commission.

NOW THEREFORE BE IT RESOLVED, the Denali Borough Planning Commission is providing preliminary approval for a public access easement across borough land subject to the following:

1. The easement shall not exceed 25 feet wide.
2. The easement will veer off the current unnamed road and loop up toward Dry Creek continuing west then south about 500 feet to the northeastern corner of parcel Tract A, ASLS 72-79.
3. An as-built survey that depicts the location of the access easement must be created by a State Certified surveyor and is required prior to final approval of the easement.

4. Borough staff will create an easement agreement with terms and conditions after the planning commission's preliminary approval.
5. The eastern access point provides sufficient public access to Dry Creek. The western access point can be remediated by the spoils of the easement construction.

BE IT FURTHER RESOLVED, the Denali Borough Planning Office shall adjudicate the final as-built survey within two (2) years of the Planning Commission preliminary approval.

PASSED and APPROVED by the Denali borough Planning Commission this 18th day of August, 2021.



Kesslyn Tench, Presiding Officer



ATTEST: _____

Amber Renshaw, Borough Clerk

VOTE: PASSED; BRAUN OPPOSED

