

CITY OF PALMER, ALASKA
RESOLUTION NO. 156

A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL ON BEHALF OF THE CITY OF PALMER TO ACCEPT THE PROPOSED ANNEXATION TO THE CITY OF PALMER OF A PART OF THE SOUTHWEST QUARTER NORTHWEST QUARTER AND NORTHEAST QUARTER SOUTHWEST QUARTER AND NORTHWEST QUARTER SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 17 NORTH, RANGE 2 EAST, SEWARD MERIDIAN, ALASKA, NOW CONTIGUOUS TO THE CITY, TO PROVIDE A LEGAL DESCRIPTION OF THE AREA, TO MAKE A DETAILED STATEMENT OF THE TERMS AND CONDITIONS UPON WHICH THE ANNEXATION SHALL BE AGREED TO, TO ESTABLISH THE PROPOSED EFFECTIVE DATE OF THE PROPOSED ANNEXATION, AND TO DETERMINE ANY LIABILITIES WHICH MAY SUBJECT THE PROPERTY IN THE ANNEXATION AREA TO ASSESSMENTS.

WHEREAS, On the 12th day of April, 1966, a Petition proposing the annexation to the City of Palmer of a part of the Southwest Quarter Northwest Quarter and Northeast Quarter Southwest quarter and Northwest quarter Southwest quarter of Section 4, Township 17 North, Range 2 East, Seward Meridian, Alaska, was presented to the City Council at the initiative of interested persons residing within said area, and

WHEREAS, On the 26th day of April, 1966, after notice of public hearing had been given according to law, a public hearing was held in the City Council chambers of the City of Palmer, for the purpose of considering the proposed annexation to the City of Palmer of the above mentioned part of Section 4, at which hearing all persons appearing, who were owners of substantial property interest in the section proposed to be annexed, or who were voters of the City of Palmer, were given an opportunity to be heard.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Palmer:

1. That the below described area proposed to be annexed is now contiguous to the City of Palmer.
2. That the petition filed with the City Council for the annexation of the described area contains a concise written statement of its purpose and a legal description as verified by R. D. Demming, Registered Land Surveyor, of the boundaries of the section proposed to be annexed.
3. That the estimated number of owners of substantial property interests in the area proposed to be annexed was determined to be 39.
4. That the number of valid signatures on the petition is 13.
5. That more than thirty percent (30%) of the owners of substantial property interest have signed the petition.
6. That the petition is valid and approved.

After hearing all those who are owners of substantial property interests in the area proposed to be annexed or who are voters of the City of Palmer who desire to be heard, and after due consideration and deliberation being given, the City Council now declares that it is the intention of the City Council, acting for and on behalf of the City, to accept and consent to the proposed annexation of part of Section 4, according to the petition presented, filed and approved.

A legal description of the proposed annexation area, according to R. D. Demming, Registered Land Surveyor, is set forth as follows:

In the Palmer Recording District, Third District, State of Alaska: Beginning at the one-quarter corner between Section 4 and Section 5 of Township 17 North, Range 2 East, Seward Meridian, Alaska. Thence North $00^{\circ}12'$ West a distance of 336.63 feet to Corner C-5 (Survey No. 2257); thence North $32^{\circ}59'$ East a distance of 289.20 feet to Corner C-6; thence in a northeasterly direction following a curve to the left along the Alaska Railroad right of way line, having a radius of 2964.8 feet, a distance of 820.06 feet; thence North $89^{\circ}59'$ East a distance of 814.08 feet to the North one-sixteenth corner of Section 4; thence South $00^{\circ}13'$ East a distance of 1,319.67 feet to the West one-sixteenth corner of Section 4; thence North $89^{\circ}59'$ East a distance of 330 feet to City monument number S-2; thence South $00^{\circ}14'$ East a distance of 1,322.55 feet; thence North $89^{\circ}55'$ West a distance of 666 feet to City monument number S-3; thence North $00^{\circ}14'$ West a distance of 1,321.38 feet to Monument number S-1; thence South $89^{\circ}59'$ West a distance of 985.85 feet to one-quarter corner S5-S4, to the point of beginning, all a part of Southwest quarter Northwest Quarter and Northeast quarter Southwest quarter and Northwest quarter Southwest quarter of Section 4 of Township 17 North, Range 2 East, Seward Meridian, Alaska, and comprising an area of 53.86 acres.

TERMS AND CONDITIONS OF ANNEXATION:

The City of Palmer now agrees to the proposed annexation of the above described area on the following terms and conditions:

1. The City of Palmer agrees to make available to the annexed section all the municipal services that are now provided other areas of the City and more specifically set forth as follows:

(a) The City of Palmer agrees to make available and to extend to the annexed area fire protection services from its Volunteer Fire Department. The City will coordinate all its fire fighting facilities to provide service in the annexation area and to perform the same high standard of fire protection service as is provided for other areas in the City, including fire prevention inspections. Full fire protection services will become available to the annexation area immediately upon the effective date of the annexation of the area to the City.

(b) Police protection of life and property shall be provided at the same standard of service given to other like areas of the City, with radio controlled police cruisers patrolling the area and police cars to be dispensed upon direct call. Full police protection shall become available to the area proposed to be annexed immediately upon the effective date of the annexation of the area to the City.

(c) Zoning regulations now in effect within the City shall be extended to the area proposed to be annexed to the City. A land use survey will be made and public hearings for the purpose of establishing zoning districts shall be held in the area to be zoned within One hundred eighty (180) days after the effective date of the annexation, subject to the powers and concurrence of the Matanuska-Susitna Borough.

(d) Building inspections will be provided and all construction of new buildings in the area will be by means of building permits subject to full inspection to determine that building requirements and zoning rules and regulations will be enforced, and that all buildings constructed are safe and comply with the standard prescribed

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PROPOSED DATE OF ANNEXATION:

1. The proposed date of annexation shall be the 1st day of August, 1966.

OBLIGATIONS AND LIABILITIES TO BE ASSUMED BY THE CITY:

It is further determined by the City Council that no part of the area proposed to be annexed is within any service district of Matanuska-Susitna Borough improvement district. Therefore, there are no liabilities or obligations of any service district or borough to be assumed by the City of Palmer, concerning the proposed annexation area.

LIABILITY OF PROPERTY IN AREA PROPOSED TO BE ANNEXED:

It is determined by the City Council that on the information furnished by the Matanuska-Susitna Borough, no liability, contingent or otherwise, exists which would subject the property included in the area to be annexed to assessment or other legal action to ensure payment of such liability.

NOTICE OF ADOPTION OF RESOLUTION:

It is directed that the City Clerk shall cause a copy of this resolution to be published once a week for four successive weeks in the Frontiersman, a newspaper of general circulation of the City of Palmer, and that such resolution shall be posted in two public places by the City Clerk within the area proposed to be annexed, and at two public places in the City for a like period.

PROTEST:

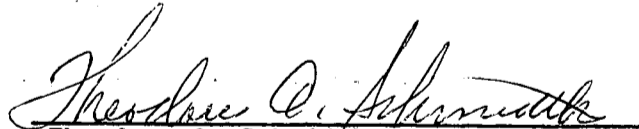
Any owner of a substantial property interest residing within the City or the area proposed to be annexed, may protest the annexation to the City of Palmer within sixty (60) days from the date of the enactment of this resolution, by filing with the City Clerk a written notice of objection. In the event no objection is filed within sixty (60) days after the adoption of this resolution, the City Council shall, by ordinance, within twelve (12) months after the expiration of the final date allowing such objection to be filed, incorporate and adopt all the provisions of this resolution and consent to the proposed annexation and declare the area annexed to the City.

ELECTION:

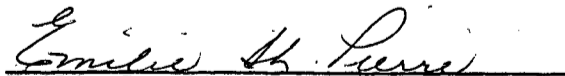
In the event that an objection is filed within the time allowed, the City Council shall, by ordinance, order an election to be held in the area proposed to be annexed in the manner provided by law.

In addition to the publication above provided, publication of this resolution shall be made by posting a copy hereof on the City Hall bulletin board for a period of ten (10) days following its passage and approval.

Passed and approved by the City Council for the City of Palmer, Alaska, this 10th day of May, 1966.


Theodore O. Schmidtke, Mayor

Attest:


Emilie St. Pierre, Clerk