

CITY AND BOROUGH OF SITKA

ORDINANCE NO. 2015-47

AN ORDINANCE OF THE CITY AND BOROUGH OF SITKA, ALASKA AUTHORIZING THE LEASE OF APPROXIMATELY 16,436 FEET OF SUBMERGED TIDELANDS IN ALASKA TIDELANDS SURVEY 1189 and 1559 TRACT A

1. **CLASSIFICATION.** This ordinance is not of a permanent nature and is not intended to become a part of the Sitka General Code.

2. **SEVERABILITY.** If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and application thereof to any person or circumstances shall not be affected thereby.

3. **PURPOSE.** The purpose of this ordinance is to renew the existing tidelands lease and facilitate the construction of additional dock improvements.

4. **ENACTMENT.** NOW, THEREFORE, BE IT ENACTED by the Assembly of the City and Borough of Sitka.

A. The leasing of approximately 16,436 square feet of Alaska Tideland Survey 1889 and Alaska Tidelands Survey 1559 Tract A is hereby authorized with the following terms:

- 1) The parcel is valued at \$37,000
- 2) The annual lease payments shall be 9% per year of the value of the tidelands.
- 3) The lease term is run concurrent with the existing Cove Marina lease that expires on June 12, 2021 and may be considered for renewal prior to the expiration.
- 4) Lease payments shall be adjusted per SGC 18.16.210.
- 5) Prior to execution of a lease, a lease plat must be prepared and approved by the Planning Office.

B. The administrator is authorized to execute a lease documents consistent with the terms of this ordinance, SGC Title 18 that governs tidelands leases, and, existing municipal policies and practices on tideland leases. The lease renewal clause shall be consistent with the existing Cove Marina tidelands lease.

C. The assembly determines that Sitka General Code 18.16.130 Preference Rights and Nonpreference Rights does not apply since the State of Alaska is the upland owner.

5. **EFFECTIVE DATE.** This ordinance shall become effective on the day after the date of its passage.

PASSED, APPROVED, AND ADOPTED by the Assembly of the City and Borough of Sitka, Alaska this 13th day of October, 2015.


Mim McConnell, Mayor

ATTEST:


Sara Peterson, CMC
Municipal Clerk

1st reading 9/22/15
2nd reading 10/13/15