

**Petersburg Borough, Alaska  
RESOLUTION #2021-08**

**A RESOLUTION OF THE ASSEMBLY OF THE PETERSBURG BOROUGH  
APPROVING DIRECT DISPOSAL OF BOROUGH LAND BY GRANTING A 20' WIDE  
UTILITY EASEMENT IN PERPETUITY TO AP&T WIRELESS AT 419 SANDY BEACH  
ROAD**

**WHEREAS**, AP&T Wireless has applied for a Utility Easement in perpetuity and is utilizing USDA grant funds to develop a submarine and terrestrial fiber optic cable that will interconnect Prince of Wales Island to Juneau via Petersburg; and

**WHEREAS**, the project, called SEALink, will improve broadband service throughout the region, and enhance the quality of life in rural Southeast Alaska through e-learning, telemedicine, e-commerce, improved public safety, enhanced civic participation, and many other benefits which broadband makes possible; and

**WHEREAS**, the Borough owns property located at 419 Sandy Beach Road, more particularly described as follows ("the property"):

Lot 5A, Block B1, Frederick Sound Alaska Subdivision, Alaska Tideland Survey 9, 419 Sandy Beach Road, Petersburg, Alaska (Borough parcel #01-003-139); and

**WHEREAS**, the property is zoned for Public Use; and

**WHEREAS**, a communication cable landing is an existing use at the property, which previously held utility easement(s) for AT&T Alascom, that are now abandoned; and

**WHEREAS**, the Planning Commission held a public hearing on the AP&T Wireless application for Utility Easement on June 8, 2021, and recommends the Assembly approve the 20' wide Utility Easement as proposed.

**THEREFORE, BE IT RESOLVED** by the Assembly of the Petersburg Borough, as follows:

**Section 1.** The Assembly hereby approves a 20' wide Utility Easement to AP&T Wireless at the following location:

Lot 5A, Block B1, Frederick Sound Alaska Subdivision, Alaska Tideland Survey 9, 419 Sandy Beach Road, Petersburg, Alaska (Borough parcel # 01-003-139)

**Section 2.** The Assembly determines that exemption of this property from public disposal is in the best interests of the Borough, and that the property shall be disposed of by direct negotiations with AP&T Wireless.

**Section 3.** The Borough Manager is hereby authorized and directed to commence direct negotiations with AP&T Wireless for disposal of the Utility Easement requested.

**Section 4.** AP&T shall provide a site topographical survey prior to construction of the fiber optic cable landing and execution of the Utility Easement, which will be recorded in the Petersburg Recording District along with the signed Utility Easement document.

**Section 5.** AP&T Wireless shall provide an as-built survey of the constructed fiber optic cable landing upon completion. The as-built survey will be recorded with the Utility Easement in the Petersburg Recording District.

**Section 6.** The conveyance documents necessary to effectuate and complete the disposal, once completed, are incorporated herein by reference. The Borough Manager is hereby authorized to sign the conveyance documents, which shall contain the terms set out Sections 4 and 5 above and other standard terms and conditions of such conveyances.

**Passed and approved by the Petersburg Borough Assembly on June 21, 2021.**

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**Bob Lynn, Mayor Pro-Tem**

**ATTEST:**

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**Rebecca Regula, Deputy Clerk**