

**DENALI BOROUGH, ALASKA
ORDINANCE NO. 08-23**

INTRODUCED BY: MAYOR DAVID M TALERICO

AN ORDINANCE AUTHORIZING THE SALE OF A CERTAIN PARCEL TO THE MCKINLEY VILLAGE VOLUNTEER FIRE DEPARTMENT AND THE MCKINLEY PARK COMMUNITY CLUB FOR A PUBLIC PURPOSE.

BE IT ENACTED by the Assembly of the Denali Borough, Alaska that;

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

Section 2. Purpose. The purpose of this ordinance is to convey Denali Borough Municipal Entitlement, ADL 415370, described as Lot 2-A, ASLS 82-91, containing 5.080 acres, more or less, to the McKinley Village Volunteer Fire Department (MVVFD) and McKinley Park Community Club (MPCC) for less than fair market value. The use for the property is to continue operations of the MVVFD and the community center and to continue development of playground/recreational opportunities.

Section 3. Statement of Facts.

- a.) Public Safety: The MVVFD provides fire protection and mutual aid which is vital to public safety throughout the Denali Borough.
- b.) Public Enjoyment: The MPCC provides opportunities for varying interests on a continual basis and is not limited to the immediate area.
- c.) Both of the aforementioned organizations have governing documents in place to function without additional government agency interference.
- d.) Both organizations were created and in place prior to the existence of the Denali Borough and conveyed by the State of Alaska with the Lease attached (ADL 402741) to the Denali Borough.

Section 4. Best Interest Finding. Parcel #ADL 415370 was conveyed to the Denali Borough by State of Alaska Patent No. 15451, recorded within the Nenana Recording District, Book 58, Page 832, on September 16, 1996. Prior to Denali Borough Incorporation, the State of Alaska held the property in public trust and funded the largest portion of the construction of the current building structure located on the parcel. The McKinley Village Volunteer Fire Department and the McKinley Village Community Center are the entire structure. These organizations have jointly maintained the facility. The MVVFD provides fire protection from Carlo Creek to the Denali National Park entrance and has mutual aid agreements with the Cantwell Volunteer Fire Department and the Tri-Valley Volunteer Fire Department. The MPCC has provided education, social, and recreation opportunities on a continual basis throughout the years and has drawn participants in these events from well beyond the Village View Subdivision

borders. The Denali Borough finds that it would be in the best interest of the people of the Denali Borough to convey this parcel for public purposes to the McKinley Volunteer Fire Department and the McKinley Park Community Club to continue to be used as such.

Section 5. Conveyance. The parcel will be conveyed by Quitclaim Deed. The Deed will include a covenant that requires the parcel be used for public facilities including schools, clinics, daycare centers, government buildings, parks, and other public uses. This covenant will not restrict the creation of a fee schedule for special events (rental).

Section 6. Finance. The sale price of the parcel will be Ten Dollars (\$10.00).

Section 7. Effective Date. This ordinance becomes effective upon adoption by the Denali Borough Assembly and signature of the Denali Borough Mayor.

DATE INTRODUCED: SEPTEMBER 10, 2008
FIRST READING: OCTOBER 08, 2008
PUBLIC HEARING: OCTOBER 08, 2008

PASSED and APPROVED by the DENALI BOROUGH ASSEMBLY this 10th day of DECEMBER, 2008.


MAYOR DAVID M TALERICO

ATTEST:


GAIL PIEKNIK, BOROUGH CLERK



AYES: PASSED UNANIMOUSLY