

**PENDING**

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**MATANUSKA-SUSITNA BOROUGH  
ORDINANCE SERIAL NO. 16-135**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY TO RELINQUISH ANY RIGHTS FOR PRE-EXISTING LEGAL NONCONFORMING USE STATUS TO MAINTAIN EARTH MATERIALS EXTRACTION SITES ON BOROUGH OWNED LAND WITHIN THE CHRISTIANSEN LAKE SUBDISTRICT OF THE TALKEETNA SPECIAL LAND USE DISTRICT (PARCELS 26N04W29B012 and 26N04W30A003).

WHEREAS, the intent and rationale of this ordinance are found in the accompanying Informational Memorandum 16-206.

BE IT ENACTED:

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

Section 2. Relinquishment of land use rights. The Matanuska-Susitna Borough hereby relinquishes any rights for pre-existing legal nonconforming use status to maintain earth materials extraction sites on borough owned land within the Christiansen Lake subdistrict of the Talkeetna special land use district. This ordinance applies to Matanuska-Susitna Borough owned parcels of land identified as 26N04W29B012 and 26N04W30A003.

Section 3. Prohibition upon transfer or sale. In the event the Matanuska-Susitna Borough transfers or sells parcels 26N04W29B012 and/or 26N04W30A003, such transfer or sale will contain a material condition that any future user or owner will not assert any rights being relinquished by this ordinance.

Section 4. Effective Date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this \_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
VERN HALTER, Borough Mayor

ATTEST:

\_\_\_\_\_  
LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)