

**CITY OF WASILLA
ORDINANCE SERIAL NO. 02-59**

AN ORDINANCE OF THE WASILLA CITY COUNCIL AMENDING ORDINANCE SERIAL NO. 94-27 TO PERMIT MOTORIZED VEHICULAR USE OF ISLAND STREET NORTH OF LAKE VIEW DRIVE.

WHEREAS, the plat for Lake View Subdivision dedicated Island Street between Lake View Drive and Lake Lucille as a public right-of-way; and

WHEREAS, the City of Wasilla has the power to regulate the use of local street rights-of-way within its boundaries; and

WHEREAS, on October 25, 1994, the City of Wasilla enacted Ordinance Serial No. 94-27, which, among other things, designated the Island Street right-of-way between Lake View Drive and Lake Lucille as a greenway, which, with the exception of an area adjacent to Lake View Drive that was designated for parking, was to be used only for pedestrian access to Lake Lucille; and

WHEREAS, the City has not improved Island Street as a greenway in accordance with Ordinance Serial No. 94-27; and

WHEREAS, the City has been asked to reinstate permission for motorized vehicular use of Island Street to provide access to adjacent property.

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

Section 2 Amendment of Ordinance Serial No. 94-27. Motorized vehicular use is permitted on so much of the right-of-way of Island Street between Lake View Drive and Lake Lucille as is necessary to provide motorized vehicular access to adjacent properties. Ordinance Serial No. 94-27 and the attachment to that ordinance titled "After #2 (Amended by City Council)" are amended to the extent necessary to conform to the preceding sentence.

Bold and underline added. [CAPS AND BRACKETS, DELETED.]

Section 3. Effect of Ordinance Limited. Nothing in this ordinance or in Ordinance Serial No. 94-27 shall be interpreted to require the City of Wasilla to improve any part of the Island Street right-of-way, or to provide road maintenance service for any part of that right-of-way that is not improved to City standards. Nothing in this ordinance or in Ordinance Serial No. 94-27 shall be interpreted to authorize the taking of any private property for public use.

Section 4. Effective date. This ordinance shall take effect upon adoption of the Wasilla City Council.

Bold and underline added. [CAPS AND BRACKETS, DELETED.]