

#### PLANNING COMMISSION STAFF REPORT CONDITIONAL USE PERMIT USE2025 0006 HEARING DATE: MARCH 25, 2025

(907) 586-0715 CDD\_Admin@juneau.gov www.juneau.org/community-development 155 Heritage Way • Juneau, AK 99801

#### COMMUNITY DEVELOPMENT

**DATE:** March 13, 2025

TO: Mandy Cole, Chair, Planning Commission

BY: Jolene Murphy, Planner I Jolan Murphy

THROUGH: Jill Lawhorne, Director, AICP

**PROPOSAL:** A Conditional Use Permit to operate a pet grooming salon with 1 to 2 employees by appointment

STAFF RECOMMENDATION: Approval with condition

#### **KEY CONSIDERATIONS FOR REVIEW:**

- Proposed use is on the lower-level of a mixed-use, residential and commercial building.
- Use conforms with the land use code.

GENERAL INFORMATION			
Property Owner	RH Rentals LLC		
Applicant	Anna Hay		
Property Address	2203 Dunn Street		
Legal Description	J W MCKINLEY BL 32 LT 8A		
Parcel Number	5B1601130046		
Zoning	LC – Light Commercial		
Land Use Designation	Commercial		
Lot Size	16,045 square feet; 0.37 acres		
Space Used	720 square feet		
Water/Sewer	CBJ / CBJ		
Access	Dunn St		
Existing Land Use	Commercial, Residential		
Associated Applications	PAC25-04		

#### **ALTERNATIVE ACTIONS:**

- Amend: require additional conditions, or delete or modify the recommended conditions.
- Deny: deny the permit and adopt new findings for items 1-6 below that support the denial.
- Continue: to a future meeting date if determined that additional information or analysis is needed to make a decision, or if additional testimony is warranted.

#### ASSEMBLY ACTION REQUIRED:

Assembly action is not required for this permit.

#### **STANDARD OF REVIEW:**

- Quasi-judicial decision
- Requires five (5) affirmative votes for approval
- Code Provisions:
  - o **49.15.330**
  - 49.40.210(b)
  - 49.40.300(a)(3)
  - o **49.80**

**The Commission shall hear and decide the case per 49.15.330(a) Conditional Use Permit.** A conditional use is a use that may or may not be appropriate in a particular zoning district according to the character, intensity, or size of that or surrounding uses. The conditional use permit procedures is intended to afford the commission the flexibility necessary to make determinations appropriate to individual sites. The commission may attach to the permit those conditions listed in subsection (g) of this section as well as any further conditions necessary to mitigate external adverse impacts. If the commission determines that these impacts cannot be satisfactorily overcome, the permit shall be denied.

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#### SITE FEATURES AND ZONING

	SURROUNDI	NG ZONING AND LAND USES
	North (LC)	Commercial Office
	South (LC)	2-Unit Commercial Office
	East (ROW)	Dunn St
	West (D5)	3 Single-Family Structures
	· I	
	SITE FEATUR	ES
	Anadromous	None
	Flood Zone	None
	Hazard	None Mapped
	Hillside	N/A
	Wetlands	None
	Parking Distr	ict None
	<b>Historic Distr</b>	ict None
	<b>Overlay Distr</b>	icts Mining & Exploration
2217 Dunn St		Surface Exclusion
		District

#### **BACKGROUND INFORMATION**

Applicant is proposing to operate a pet grooming salon from 2217 Dunn Street with 1 to 2 employees from Sunday to Thursday 8:00am – 5:00pm. A small retail space will be located at the front of the store. Pet boarding is not permitted. The proposed use would occur in one (1) unit of an eight (8) unit mixed-use structure.

The 5,000 square foot mixed-use building was constructed in 2006 (**Attachment F**). USE2003-49 permitted construction of four commercial buildings across four lots on the western half of Dunn Street. Prior to construction, VAR2005-39 was approved, which permitted backout parking in the Dunn Street ROW. This variance was granted because Dunn Street is a privately maintained, narrow, low-speed street. Under SUB2007-17, the current lot was created out of previous portions of Lots 8, 9 and 10 (**Attachment H**).

In 2008, a vacant unit on the second floor was converted to a yoga studio. In 2009, a certificate of occupancy was issued for a massage therapist on the lower level. In 2011, the yoga studio was then converted into two, 1-bedroom apartments (Attachment J). An additional efficiency unit was created out of former storage space on the second story in 2013 (Attachment K).

As of 2013, the 2<sup>nd</sup> floor consists of 2 one-bedroom apartments, an office and an efficiency unit, while the lower level has remained commercial (**Attachment K**). Site visit indicates that at least two of the lower retail units are currently vacant (**Attachment N**). Preparation for use as a pet grooming salon in Unit 2213 was approved under BLD2024-811 (**Attachment M**).

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**Background** – The table below summarizes the relevant history for the parcel and proposed development.

Date	Item	Summary
2003	USE2003-49	Allowable Use Permit to construct 20,000 square feet of mixed-use development across lots 5A-10. Lot lines and legal descriptions later changed. Approved in 2006. USE permit approved with Dunn Street as a privately maintained right-of-way, which was allowable as the applicant owned all lots accessed by Dunn Street. Discussion about improving Dunn Street at a later date to create a dedicated right-of-way were included in the staff report. (Attachment E).
2003	VAR2003-41	Lot 5A backout parking onto Dunn St ROW, approved.
2006	BLD2006-679	Building Construction, 2-stories, outstanding permit. Modified in 2007 to change 1 <sup>st</sup> and 2 <sup>nd</sup> floor layout. Modified 2008 for Unit 2213 improvements (Attachment F).
2005	VAR2005-35	Lot 7A backout parking onto Dunn St ROW, approved.
2005	VAR2005-39	Approval to allow backout parking in Dunn St ROW for Lot 9A & 10A, requested concurrently with USE2003-49. Former lot 9A is current lot (Attachment G).
2005	4 Variance Requests	VAR2005-33, VAR2005-36, VAR2005-37, VAR2005-40. Concurrent requests to permit 0-foot lot lines between Lots 7A, 8 and 9. All 4 variances denied.
2006	VAR2006-19	Denial of request to reduce rear yard setback from 20 to 13 feet.
2007	SUB2007-07 Plan	Subdivision to current lot size, includes drainage easement, lot dimensions. Current lot 8A was previously portions of Lot 8, Lot 9 and Lot 10 (Attachment H).
2007	Drainage Plan	Proposed drainage plan (Attachment I).
2008	BLD2008-264	Convert vacant 2 <sup>nd</sup> floor retail to Yoga Studio.
2009	BLD2009-146	Convert lower-level unit into massage studio.
2011	BLD2011-712	Convert 2 <sup>nd</sup> floor Yoga Studio to two, 1-bedroom apartments (Attachment J).
2013	BLD2013-030	Change of use from storage space to efficiency apartment on the 2 <sup>nd</sup> story (Attachment K).
2016	Dunn Street Agreement	Ownership and Maintenance Agreement between CBJ Lands & Resources, RH Rentals and Duck Creek Properties. Dunn Street was paved in 2016 by the CBJ with contributions of property owners. This was approved by the CBJ Assembly under Ordinance 2016-21. (Attachment L).
2021	PAC21-40	Daycare proposed in 2 lower-level units (Attachment M).
2024	BLD2024-811	Current project site preparation and layout. Partition wall added between Unit 2217 and Unit 2213 (Attachment N).
2025	Assessor Data	Photo, year constructed, lot size (Attachment O).
2025	Site Visit Photos	Current tenants, parking (Attachment P).

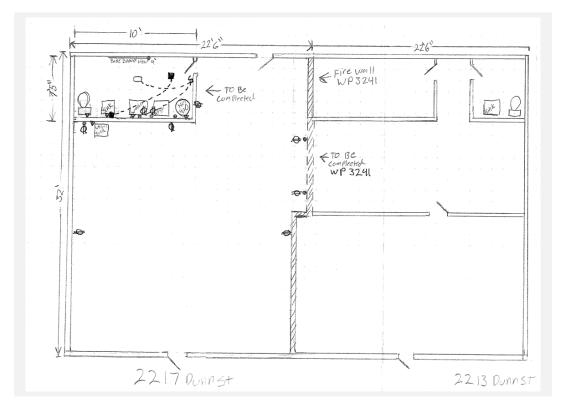
#### **ZONING REQUIREMENTS**

Standard		Requirement	Existing	Code Reference	
Lot	Size	2,000 square feet	16,045 square feet	CBJ 49.25.400	
	Width	20 feet	108 feet	CBJ 49.25.400	
Setbacks	Front (E)	25 feet	110 feet	CBJ 49.25.400	

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Standard		Requirement	Existing	Code Reference
	Rear (W)	20 feet	20.01 feet	CBJ 49.25.400
	Side (N) Side (S)		10 feet	CBJ 49.25.400
			10 feet	CBJ 49.25.400
Lot Coverage Maximum		None	~23%	CBJ 49.25.400
Vegetative Cover Minin	mum	15%	8%	CBJ 49.50.300
Height	Permissible	45 feet	2-story structure	CBJ 49.25.400
Accessory		35 feet	N/A	CBJ 49.25.400
Maximum Dwelling Units (30/Acre)		11 units	3 units	CBJ 49.25.500
Use		Mixed-Use	Mixed-Use	CBJ 49.25.300

#### SITE PREPARATION PLANS FROM BLD24-811



#### **ANALYSIS**

**Project Site** – Unit 2217 is located on the ground floor on the eastern half of the property. The structure is at the end of Dunn Street and was developed in tandem with the existing structures on Lot 5A and Lot 7A. No exterior changes are proposed as part of this change in use.

**Project Design** – The proposed use will occupy a 720 square foot space, with room for a small pet-related retail selection at the front of the store. Sinks completed under BLD2024-811 are located in the rear. Hours of operation will be Sunday through Thursday 8:00 am – 5:00 pm.

**Traffic** – Traffic is estimated using the Institute of Traffic Engineer's Trip Generation Manual, 9<sup>th</sup> Edition (ITE). The "Hair Salon with 1,000 square feet of GFA" use most closely resembles the possible traffic generated for a

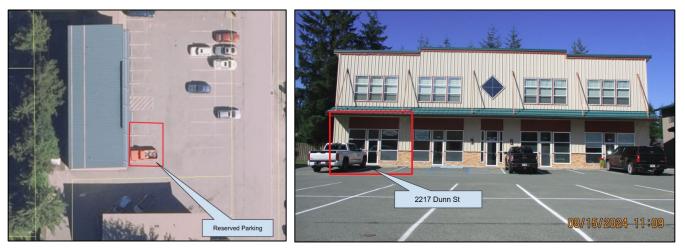
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pet grooming salon with 1-2 employees. A metric for AADT is not provided in the ITE. Only peak hour traffic estimates are included in the table below.

The proposed use is estimated to generate fewer than 250 average daily trips and will not require a traffic impact analysis [CBJ 49.40.300(a)(3)].

Use	Volume/Page	Metric	Approximate	Total AADT Using Peak Hour Estimates
Hair Salon	3:1857	1.21 trips/AM peak hour	4 hours	4.84
	3:1857	1.49 trips/AM peak hour	4 hours	5.96
		10.8		

**Vehicle Parking & Circulation** – Three parking spaces are required for the proposed use. There will be three designated parking spaces in front of the salon and access to the remaining unreserved spaces in the lot.



#### Parking History:

USE2003-49 required 23 parking spaces for the 5,000 square foot structure. Eighteen spaces were needed for the 3,600 square feet of retail on the first floor, five were required for the 1,000 square feet of retail on the upper level. Under VAR2005-39, backout parking along Dunn Street was approved by the commission. BLD06-679 permitted construction with 19 spaces, one being accessible.

In PAC21-40, a proposal to operate a childcare center in the lower-level units 2213 and 2205 was proposed. This increased the parking requirement to 20 spaces. According to BLD2021-45, a conversion to this use was finalized. However, according to 2024 Assessor Photos Unit 2213 is currently for lease. The remaining lower-level retail spaces are calculated below.

Use	Unit/Total Sq. Ft.	Spaces Required
Hair Salon	1 per 300 square feet	3 / 720 square feet
Remaining Lower-Level Retail	1 per 300 square feet	7.2 / 2,160 square feet
Upper-Level Owners Office	1 per 300 square feet	2.4
Two, Upper-Level One-bedroom Apartments	1 space/bedroom	2

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Use	Unit/Total Sq. Ft.	Spaces Required
Upper-Level Efficiency Apartment	1 space/ bedroom	1
	Total Parking Requirement:	15
	ADA Accessible Spaces Required:	2
	Total Provided Spaces:	29

A total of 29 spaces, one being accessible, are currently provided according to Site Visit. Per CBJ 49.40.210(b), the 3 upper-level apartments do not require accessible spaces. With 29 spaces provided in the lot, 3 of which are exempt, a total of 2 accessible spaces are required.

# Condition 1: Prior to commencement of the proposed use, proof of the required on-site ADA spaces shall be provided to Community Development.

Noise – Noise generated by this use is not expected to be out of character for the area.

**Lighting** - Exterior lighting may not shed light or glare above the roofline of the building or beyond the property line of the site. Industrial and exterior lighting shall not be used in a manner that produces glare on public highways or neighboring property. No changes to exterior lighting are proposed.

**Vegetative Cover & Landscaping** – The LC zoning district requires 15% vegetative coverage. Site visit and PAC21-40 indicate subject parcel has approximately 8% vegetative coverage. Any further reduction in coverage will not be permitted (**Attachment A & N**).

Habitat - No anadromous waterbodies are on the subject parcel, or within 50 feet.

Drainage and Snow Storage – There are no proposed grading or drainage changes.

**Historic District** – This property is not located within the historic district.

Hazard Zones – The property is not within a mapped hazard zone.

**Public Health, Safety, and Welfare** – The proposed pet grooming use is not anticipated to impact public health, safety and welfare.

**Property Value or Neighborhood Harmony** – There is no evidence to suggest that the proposed development will be out of character with the existing neighborhood. Since construction was completed in 2007, the subject lot has had a variety of commercial and residential tenants.

#### AGENCY REVIEW

CDD conducted an agency review comment period between February 19th and March 10th and received the following responses:

Agency	Summary
Building	No concerns from Building
General Engineering	No concerns from GE
Fire	No concerns from Fire

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#### PUBLIC COMMENTS

CDD conducted a public comment period between February 11th and March 6th. Public notice was mailed to property owners within 500 feet of the proposed development. A public notice sign was also posted on-site two weeks prior to the scheduled hearing. No public comments have been received at this time.

#### **CONFORMITY WITH ADOPTED PLANS**

The proposed development is in general conformity with the 2013 Comprehensive Plan & 2015 Juneau Economic Development Plan.

PLAN	Chapter	Page No.	ltem	Summary
2013 Comprehensive Plan	5	45	Policy 5.2	Develop facilities and other services to enhance the state capital for all state residents
	5	47	Policy 5.4 – SOP7	Strengthen Juneau's role as a regional services hub
	5	65	Policy 5.20 – SOP2	Encourage local purchases of goods by local industries
2015 Juneau Economic Development Plan	6	66	Action 4-B	Support amenities that attract and retain Juneau's workforce

#### **FINDINGS**

**Conditional Use Permit Criteria** – Per CBJ 49.15.330 (e) & (f), Review of Director's & Commission's Determinations, the Director makes the following findings on the proposed development:

#### 1. Is the application for the requested Conditional Use Permit complete?

Analysis: No further analysis required.

**Finding: Yes.** The application contains the information necessary to conduct a full review of the proposal. The application submittal by the Applicant, including the appropriate fees substantially conforms to the requirements of CBJ 49.15.

#### 2. Is the proposed use appropriate according to the Table of Permissible Uses?

Analysis: The application is for a pet grooming salon with 1 to 2 employees in an LC zoning district.

**Finding: Yes.** The proposed use is appropriate for the zoning district with a USE permit per CBJ 49.25.300 paragraph 12.250.

#### 3. Will the proposed development comply with the other requirements of this chapter?

Analysis: No further analysis required.

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**Finding:** Yes. With the recommended condition, the proposed development will comply with Title 49, including parking, lighting, vegetative cover and noise.

#### 4. Will the proposed development materially endanger public health, safety, or welfare?

Analysis: No further analysis required.

**Finding: No.** There is no evidence to suggest that the requested pet grooming salon in a LC zoning district will materially endanger the public health or safety.

# 5. Will the proposed development substantially decrease the value of or be out of harmony with property in the neighboring area?

Analysis: No additional analysis required.

**Finding:** No. There is no evidence to suggest that the requested pet grooming salon in a LC zoning district will substantially decrease the value or be out of harmony with the property in the neighboring area.

# 6. Will the proposed development be in general conformity with the Land Use Plan, Thoroughfare Plan, or other officially adopted plans?

Analysis: No additional analysis required.

**Finding: Yes.** The proposed pet grooming salon, with the recommended condition, will be in general conformity with the 2013 Comprehensive Plan and 2015 Juneau Economic Development Plan.

#### RECOMMENDATION

Staff recommends the Planning Commission adopt the Director's analysis and findings and APPROVE the requested Conditional Use Permit. The permit would allow the development of pet grooming, walking and pet daycare services in a D3 zone.

The approval is subject to the following conditions:

1. Prior to commencement of the proposed use, proof of the required on-site ADA spaces shall be provided to Community Development.

Item	Description
Attachment A	Application Packet
Attachment B	Abutters Notice and Public Notice Sign Photo
Attachment C	Agency Comments
Attachment D	USE2003-049
Attachment E	BLD2006-679
Attachment F	VAR2005-039 NOD
Attachment G	SUB2007-007 Plan
Attachment H	2007 Drainage Plan

#### **STAFF REPORT ATTACHMENTS**

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Item	Description
Attachment I	BLD2011-712
Attachment J	PAC21-040
Attachment K	2016 Dunn Street Agreement
Attachment L	BLD2013-030
Attachment M	BLD2024-811
Attachment N	2025 Assessor Data & Site Photos



## **DEVELOPMENT PERMIT APPLICATION**

COMMUNITY DEVELOPMENT

NOTE: Development Permit Application forms must accompany all other Community Development Department land use applications. This form and all documents associated with it are public record once submitted.

PROPERTY LOCATION	
Physical Address	
Legal Description(s) (Subdivision, Survey, Block, Tract, Lot)	
JW MCICSWLey BL32 LT8A	
Parcei Number(s)	
581601130096	
This property is located in the downtown historic district This property is located in a mapped hazard area, if so, which	
LANDOWNER/LESSEE Property Owner Contact Person Contact Person	
RH RENTALS LLC RSCH /	Phone Number(s)
P. D. BOX 32403 JUNCAR, AL 4980?	
E-mail Address	407-7C
LANDOWNER/LESSEE CONSENT	
Required for Planning Permits, not needed on Building/ Engineering Permits.	· · · · · · · · · · · · · · · · · · ·
Consent is required of all landowners/ lessees. If submitted with the application, alternative v	vritten approval may be sufficient. Written approval must
include the property location, landowner/lessee's printed name, signature, and the applicant	's name.
I am (we are) the owner(s)or lessee(s) of the property subject to this application and I (we) co	nsent as follows:
A. This application for a land use or activity review for development on my (our) property is	made with my complete understanding and permission.
B. I (we) grant permission for the City and Borough of Juneau officials/employees to inspect n	ny property as needed for purposes of this application.
JESSE HAY LESSE	
Landowner/Lessee (Printed Name) Title (e.g.: Landown	
× Char Oter Lesses	2.5.25
Landowner/Lessee (Signature)	Date
David Have	
Landowner/Lessee (Printed-Name) Title (e.g.: Landown	
Landowner/Lessee (Printed Wame) Title (e.g.: Landown	· · · · · · · · · · · · · · · · · · ·
× Lemen (7)	2.5.25
Landowner/Lessee (Signature)	Date
NOTICE: The City and Borough of Juneau staff may need access to the subject property during	regular business hours. We will make every effort to
contact you in advance, but may need to access the property in your absence and in accordance v	
Commission may visit the property before a scheduled public hearing date.	
APPLICANT If same as LANDOWNER, write "SAME" Applicant (Printed Name) Contact Person	
ANNA L HAY ANNA	HAY
Mailing Address p. J. B = 0 32-339 5UNEr U, A/C 99803	907.957.8107-work
E-mail Address	
AKGLDN907@gmail.com	907-713.9215-personal
Xteman Mar	2.5.25
Applicant's Signature	Date of Application
	NE
DEPARTMENT USE ONLY BELOW THIS LI	Intake Initials
	1 2/0/25
Cas	e Number Date Received

For assistance filling out this form, contact the Permit Center at 586-0770.

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Attachment A – Application Packet

2-6-25

Updated 6/2022-Page 1 of 1

USEZ5-06



## **ALLOWABLE/CONDITIONAL USE PERMIT APPLICATION**

See reverse side for more information regarding the permitting process and the materials required for a complete application.

COMMUNITY DEVELOPMENT

NOTE: Must be accompanied by a DEVELOPMENT PERMIT APPLICATION form.

	PROJECT SUMMARY Alader platt				
	Set up and operation of a Dog grooming Galon / animal Boarding				
	TYPE OF ALLOWABLE OR CONDITIONAL USE PERMIT REQUESTED				
	O Accessory Apartment – Accessory Apartment Application (AAP)				
	Use Listed in 49.25.300 – Table of Permissible Uses (USE) Table of Permissible Uses Category: レス・みちゅ				
	IS THIS A MODIFICATION OF EXTENSION OF AN EXISTING APPROVAL?				
	UTILITIES PROPOSED WATER: V Public On Site SEWER: V Public On Site				
cant	SITE AND BUILDING SPECIFICS Total Area of Lot <u>16,045</u> - guare feet Total Area of Existing Structure(s) <u>16,045</u> square feet				
)jdo	Total Area of Proposed Structure(s) 720 square feet				
To be completed by Applicant	EXISTERNAL LIGHTING         Existing to remain         Proposed         Proposed         Yes – Provide fixture information, cutoff sheets, and location of lighting fixtures         Yes – Provide fixture information, cutoff sheets, and location of lighting fixtures				
nple	ALL REQUIRED DOCUMENTS ATTACHED If this is a modification or extension include:				
Ĩ Ĉ	Narrative including: ~ IN PAC Xietes				
å o	Current use of land or building(s)				
H	Description of project, project site, circulation, traffic etc.				
	Proposed use of land or building(s)				
	How the proposed use complies with the Comprehensive Plan before expiration date				
	$\square$ Plans including: $\longrightarrow \mathcal{N}/\mathcal{A}$				
	Site plan				
	Floor plan(s)				
	Elevation view of existing and proposed buildings				
	Proposed vegetative cover existing				
	Existing and proposed parking areas and proposed traffic circulation PS 3 & Pite				
	$\mathbb{V}$ Existing physical features of the site (e.g.: drainage, habitat, and hazard areas) existing				

ALLOWABLE/CONDITION	IAL USE FEES			
	Fees	Check No.	Receipt	Date
Application Fees	s 500,00			
Admin. of Guarantee	\$			
Adjustment	\$			
Pub. Not. Sign Fee	\$ 60.00			
Pub. Not. Sign Deposit	\$ 100,00			
Total Fee	\$ 650,01			

This form and all documents associated with it are public record once submitted.

#### **INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED**

 Case Number	Date Re
USE25-06	21

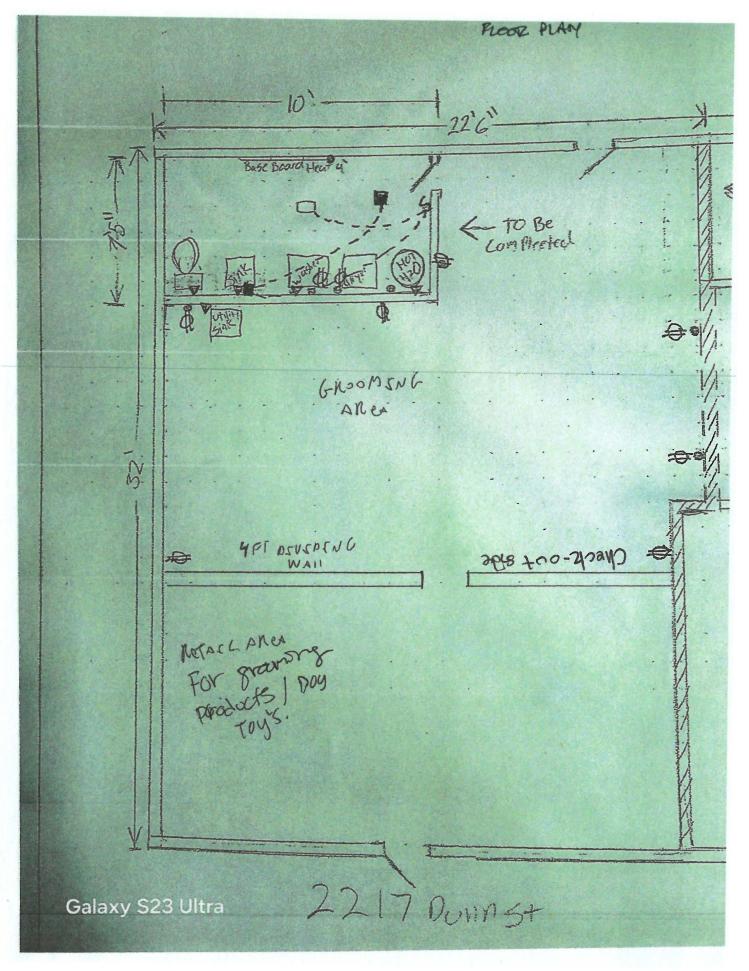
Date Received
2/6/25

For assistance filling out this form, contact the Permit Center at 586-0770.

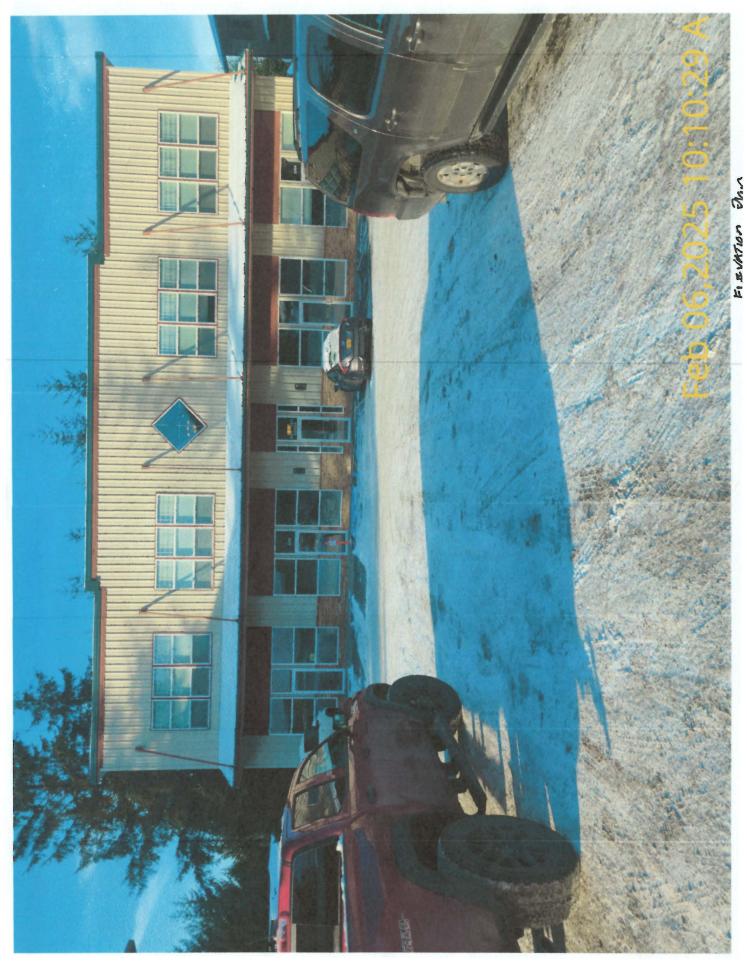
## NARRATVE

Pampered Paws Grooming is a one-on-one family operated dog grooming salon that provides bathing, hair cutting, and nail trims. Pet boarding is not offered, no animals will be left overnight. The hours of the operation will be Sunday through Thursday 8am till 5pm and Friday & Saturday noon till 5pm. A small retail section will be in the front section of the store offering treats, toys etc. Staff will be 1 to 2 employees.

Pampered paws grooming will be located at 2217 Dunn st, the building currently has 2 spaces on the street level occupied by Anchor Ak Real estate & RH rentals office along with 4 apartments on the upper floor. The space Pampered paws is going into is currently being divided in half under building permit 20240811, the remaining half of this space will currently be vacant. There will be no changes to the overall footprint of the building or any surface disruption to the existing site.



Attachment A – Application Packet



Attachment A – Application Packet





(907) 586-0715 CDD\_Admin@juneau.gov www.juneau.org/community-development 155 Heritage Way • Juneau, AK 99801

Revised 5/31/2024

#### **Pampered Paws Grooming**

Case Number:	PAC2025 0004
Applicant:	Anne Hay- Anna Hoy
Property Owner:	R H Rentals LLC
Property Address:	2217 Dunn St
Parcel Code Number:	5B1601130046
Site Size:	Lot size: 16,045 square feet, 0.37 acres
۰.	Space used: 720 square feet
Zoning:	LC
Existing Land Use:	Commercial
Conference Date:	January 29, 2025
Report Issued:	February 5, 2025
preliminary review of a pro	ion conferences are conducted for the purpose of providing applicants with a oject and timeline. Pre-application conferences are not based on a complete guarantee of final project approval.

#### **List of Attendees**

Note: Copies of the Pre-Application Conference Report will be emailed, instead of mailed, to participants who have provided their email address below.

Name	Title	Email address	
Jessie Hay			
Anne Hay	Applicant	akgldn907@gmail.com	
Jolene Murphy	Planning	Jolene.Murphy@juneau.gov	
Jeff Hedges	Building	Jeffrey.Hedges@juneau.gov	
Sydney Hawkins	Permit Tech III	<u>Sydney.Hawkins@juneau.gov</u>	

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#### **Conference Summary**

**Questions/issues/agreements identified at the conference that weren't identified in the attached reports.** The following is a list of issues, comments and proposed actions, and requested technical submittal items that were discussed at the pre-application conference.

• Q: Are you adding any signs? A: No plans at this time.

#### **Project Overview**

(Provide a brief description of the proposed project. *Note to Planners be aware if there have been any previous PACs for this applicant or site.*)

Applicant is proposing to operate a dog grooming salon from 2217 Dunn Street with 1-2 employees from Sunday-Thursday 8:00am – 5:00pm. A small retail space will be in the front of the store. Overnight pet boarding is not offered.

BLD2024-811 permitted a conversion of the existing space to include 2 additional sinks, a washer and dryer and additional water line hookups to prepare the site.

A Conditional Use Permit will be required (CBJ 49.25.300, paragraph 12.250).

#### Summary of the Conditional Use Permit Process

- Submit the application and back-up materials (listed on ten back of the application).
  - Electronic submissions accepted at <u>Permits@juneau.gov</u>. Note that the permit center will call you for payment when the application is processed. Applications are submitted in the order in which they are received, and it may be a few days before you get a call.
- The project will be assigned to a planner. They will review submitted materials, and coordinate where necessary. When the planner assesses the file is complete, they will schedule a hearing before the Planning Commission.
  - A notice will be sent to property owners within 500 feet of the project.
  - There will be two newspaper ads for the case.
  - The Applicant is required to post a Public Notice sign, which will be provided by CDD. The sign must be posted two weeks before the hearing.
  - Staff will prepare a report analyzing the project and make a recommendation to the Commission. The report will be publicly available the week before the hearing.
- At the Planning Commission meeting, the project can be:
  - o On the Consent Agenda, where it will be passed without discussion.
  - o On the Regular Agenda:
    - The Director will briefly describe the project.
    - The Applicant has 15 minutes to describe the project.
    - The public has the opportunity to comment. There is usually a time limit of two to three minutes.
    - The Applicant has time to respond to issues raised.
    - Public comment is closed and there is no additional opportunity to participate.
- The Planning Commission will:
  - Approve the project
    - Approve the project with conditions (the most common outcome)
    - o Deny the project

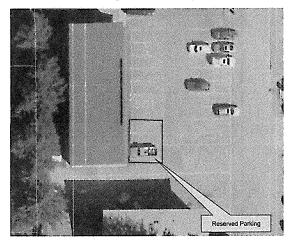
#### Pre-Application Conference Final Report

- o Continue the project -- if more information is required or if the Commission runs out of time.
- The decision can be appealed for 20 days after the Notice of Decision is filed with the City Clerk. If the decision is appealed, the Applicant can continue with their project at their own risk.

Videos of the Planning Commission activities are posted on Assembly's Minutes and Agendas site. <u>https://juneau-ak.municodemeetings.com/</u>

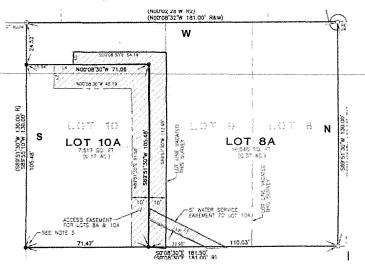
#### **Planning Division**

- 1. Zoning LC (Light Commercial)
- 2. Table of Permissible Uses
  - a. Paragraph 12.250 day animal services, grooming, walking, daycare. The TPU requires all pet grooming facilities in LC zoning to get a conditional use permit.
- 3. Subdivision N/A
- 4. Setbacks No increase in structure footprint is anticipated as part of this development.
  - a. Front (East) 25 feet
  - b. Rear (West) 10 feet
  - c. Side (North/South) 10 feet
- 5. Height No increase in structure height is anticipated as part of this development.
  - a. 35 feet for permissible uses
  - b. 25 feet for accessory uses
- 6. Access Dunn Street
- Parking & Circulation 1 parking space is required per 300 square feet of gross floor area for a total of 3 spaces per the "salon" use in CBJ 49.40.210. There will be 3 designated parking spaces directly in front of the first-floor salon and access to the remaining unreserved spaces in the lot.



- 8. Lot Coverage None
- 9. Vegetative Coverage 15%

- 10. Lighting Exterior lighting may not shed light or glare above the roofline of the building or beyond the property line of the site. Industrial and exterior lighting shall not be used in a manner that produces glare on public highways or neighboring property.
- 11. Noise Noise generated by this use is not expected to be out of character for the area.
- 12. Flood The property is not located in a flood zone.
- 13. Hazard/Mass Wasting/Avalanche/Hillside Endorsement None mapped.
- 14. Wetlands None.
- 15. Habitat No anadromous waterbodies are on the subject parcel, or within 50 feet.
- 16. Plat or Covenant Restrictions 10-foot access Easement along southern lot line and eastern portion of panhandle: 5-foot water service easement across eastern and southern lot lines.



17. Traffic – Traffic is estimated using the Institute of Traffic Engineer's Trip Generation Manual, 9<sup>th</sup> Edition (ITE). The "Hair Salon with 1,000 square feet of GFA" use most closely resembles the possible traffic generated for a dog grooming salon with 1-2 employees. A metric for AADT is not provided in the ITE. Only peak hour traffic estimates are included in the table below.

The proposed use is estimated to generate fewer than 250 average daily trips and will not require a traffic impact analysis [CBJ 49.40.300(a)(3)].

Use	Volume/Page	Metric	Approximate	Total AADT Using Peak Hour Estimates
Hair Salon	3:1857	1.21 trips/AM peak hour	4 hours	4.84
Hair Salon	3:1857	1.49 trips/AM peak hour	4 hours	5.96
	Total (rounded)			10.8

18. Nonconforming situations – No nonconforming situations exist.

#### **Building Division**

Page 4 of 6

#### Pre-Application Conference Final Report

- 19. Building No issues with this project.
- 20. Outstanding Permits BLD2006-00679 Construct the Building. BLD20110712 Convert Yoga Studio to Apartments. BLD20240811 This Project. Need to Final all three of these permits as soon as possible.

#### **General Engineering/Public Works**

21. Engineering/Drainage/Utilities - No comments at this time.

#### **Fire Marshal**

22. Fire Items/Access – N/A

#### **Other Applicable Agency Review**

23. N/A

#### List of required applications

Based upon the information submitted for pre-application review, the following list of applications must be submitted in order for the project to receive a thorough and speedy review.

- 1. Development Permit Application
- 2. Conditional Use Permit Application

#### **Additional Submittal Requirements**

Submittal of additional information, given the specifics of the development proposal and site, are listed below. These items will be required in order for the application to be determined Counter Complete.

1. A copy of this pre-application conference report.

#### **Exceptions to Submittal Requirements**

Submittal requirements that staff has determined **not** to be applicable or **not** required, given the specifics of the development proposal, are listed below. These items will **not** be required in order for the application to be reviewed.

1. N/A

#### **Fee Estimates**

The preliminary plan review fees listed below can be found in the CBJ code section 49.85.

Based upon the project plan submitted for pre-application review, staff has attempted to provide an accurate estimate for the permits and permit fees which will be triggered by your proposal.

- 1. Conditional Use Permit, Class II: \$500
- 2. Public Notice Sign: \$150, with \$100 refunded if the sign is returned by Monday following the Planning Commission meeting.

For informational handouts with submittal requirements for development applications, please visit our website at www.juneau.org/community-development.

#### **Submit your Completed Application**

You may submit your application(s) online via email to <u>permits@juneau.gov</u> OR in person with payment made to:

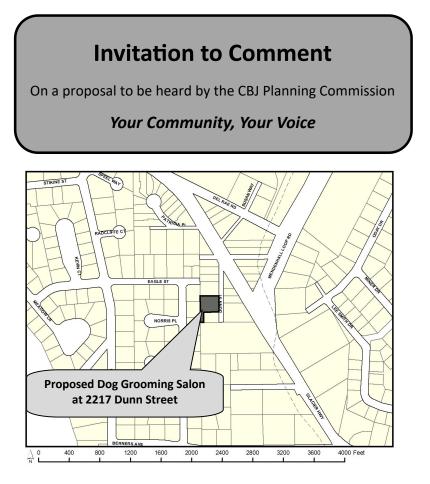
#### Pre-Application Conference Final Report

City & Borough of Juneau, Permit Center 230 South Franklin Street Fourth Floor Marine View Center Juneau, AK 99801

Phone: (907) 586-0715 Web: <u>www.juneau.org/community-development</u>

#### Attachments:

Development Permit Application Conditional Use Permit Application Sign Permit Application





COMMUNITY DEVELOPMENT 155 Heritage Way Juneau, Alaska 99801

то

# A Conditional Use Permit has been submitted for consideration and public hearing by the Planning Commission for a Dog Grooming Salon at 2217 Dunn Street in a LC zone.

#### **PROJECT INFORMATION:** PLANNING COMMISSION DOCUMENTS: Project Information can be found at: Staff Report expected to be posted Monday, March 17, 2025 at https://juneau.org/community-development/short-term-projects https://juneau.org/community-development/planning-commission Find hearing results, meeting minutes, and more here, as well. Now through March 13 March 14— noon, March 21 HEARING DATE & TIME: 6:00 pm, March 25, 2025 March 26 Comments received during This meeting will be held in person and by remote The results of Comments received during the hearing will this period will be sent to this period will be sent to participation. For remote participation: join the Webinar by be posted Commissioners to read in the Planner, Jolene Murphy, visiting https://juneau.zoom.us/j/85421744892 and use the online. preparation for the to be included as an Webinar ID: 854 2174 4892 OR join by telephone, calling: hearing. attachment in the staff 1-253-215-8782 and enter the Webinar ID (above). report. You may also participate in person in City Hall Assembly Chambers, 155 Heritage Way Juneau, Alaska. FOR DETAILS OR QUESTIONS, Phone: (907)586-0753 ext. 4131 Case No.: USE2025 0006 Email: pc\_comments@juneau.gov or Jolene.Murphy@juneau.gov Parcel No.: 5B1601130046 Mail: Community Development, 155 Heritage Way, Juneau AK 99801 CBJ Parcel Viewer: http://epv.juneau.org

Printed March 7, 2025

Attachment B – Abutters Notice and Public Notice Sign Photo



Attachment B – Abutters Notice and Public Notice Sign Photo



From:	Shawn Williams
To:	Jolene Murphy; Theresa Ross; Jeffrey Hedges
Subject:	RE: USE25-06: Dog Grooming Salon Agency Comments
Date:	Monday, March 10, 2025 3:54:22 PM
Attachments:	image

Looks good on the building side of things. Thanks!

#### Shawn Williams | Building Inspector III

<u>Community Development Department</u> City & Borough of Juneau, AK Location: 230 S. Franklin Street, 4<sup>th</sup> Floor Marine View Building Office: 907.586.0767 ext. 4136



Fostering excellence in development for this generation and the next.

*How are we doing? Provide feedback here: <u>https://juneau.org/community-</u> <u>development/how-are-we-doing</u>* 

From: Jolene Murphy <Jolene.Murphy@juneau.gov>
Sent: Monday, March 10, 2025 2:31 PM
To: Theresa Ross <Theresa.Ross@juneau.gov>; Jeffrey Hedges <Jeffrey.Hedges@juneau.gov>; Shawn Williams <Shawn.Williams@juneau.gov>
Subject: RE: USE25-06: Dog Grooming Salon Agency Comments

Good afternoon,

Just wanted to follow up on this Use Permit. If you have any comments or have no concerns, please let me know.

Thank you,

#### Jolene Murphy | Planner I

<u>Community Development Department</u> City & Borough of Juneau, AK Location: 230 S. Franklin Street 4<sup>th</sup> Floor Marine View Building Office: 907.586.0753 x4131



Fostering excellence in development for this generation and the next.

Attachment C – Agency Comments

From: Jolene Murphy
Sent: Wednesday, February 19, 2025 12:00 PM
To: Theresa Ross <<u>Theresa.Ross@juneau.gov</u>>; General Engineering
<<u>General\_Engineering@juneau.gov</u>>; Jeffrey Hedges <<u>Jeffrey.Hedges@juneau.gov</u>>
Subject: USE25-06: Dog Grooming Salon Agency Comments

Hello,

We recently received a USE permit application to start a dog grooming salon at 2217 Dunn St. I've attached the application and pre-application report to this email.

If you have any questions or concerns, please reach out to me by March 6th. Let me know if you need an extension.

Thank you!

March 20th

Jolene Murphy | Planner I <u>Community Development Department</u> | City & Borough of Juneau, AK

Location: 230 S. Franklin Street | 4<sup>th</sup> Floor Marine View Building Office: 907.586.0753 x4131



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No concerns from fire at this time.

Theresa Ross, Fire Marshal Capital City Fire Rescue 820 Glacier Avenue Juneau AK 99801 907-586-5322 ext. 4323 https://www.juneau.org/fire



From: Jolene Murphy <Jolene.Murphy@juneau.gov>
Sent: Monday, March 10, 2025 2:31 PM
To: Theresa Ross <Theresa.Ross@juneau.gov>; Jeffrey Hedges <Jeffrey.Hedges@juneau.gov>; Shawn Williams <Shawn.Williams@juneau.gov>
Subject: RE: USE25-06: Dog Grooming Salon Agency Comments

Good afternoon,

Just wanted to follow up on this Use Permit. If you have any comments or have no concerns, please let me know.

Thank you,

#### Jolene Murphy | Planner I

<u>Community Development Department</u> City & Borough of Juneau, AK Location: 230 S. Franklin Street 4<sup>th</sup> Floor Marine View Building Office: 907.586.0753 x4131



Fostering excellence in development for this generation and the next.

From: Jolene Murphy

Sent: Wednesday, February 19, 2025 12:00 PM
To: Theresa Ross <<u>Theresa.Ross@juneau.gov</u>>; General Engineering
<<u>General\_Engineering@juneau.gov</u>>; Jeffrey Hedges <<u>Jeffrey.Hedges@juneau.gov</u>>
Subject: USE25-06: Dog Grooming Salon Agency Comments

Hello,

We recently received a USE permit application to start a dog grooming salon at 2217 Dunn St. I've attached the application and pre-application report to this email.

If you have any questions or concerns, please reach out to me by March 6th. Let me know if you need an extension.

Thank you!

March 20th

#### Jolene Murphy | Planner I

<u>Community Development Department</u> City & Borough of Juneau, AK Location: 230 S. Franklin Street 4<sup>th</sup> Floor Marine View Building Office: 907.586.0753 x4131



Fostering excellence in development for this generation and the next.

From:	Bridget LaPenter
То:	Jolene Murphy; Theresa Ross; General Engineering; Jeffrey Hedges
Subject:	RE: USE25-06: Dog Grooming Salon Agency Comments
Date:	Wednesday, February 19, 2025 12:11:41 PM

General engineering has no comments.

Bridget LaPenter, P.E. | Chief GE EngineerGeneral Engineering Department | City & Borough of Juneau, AKLocation: 230 S. Franklin Street, 4<sup>th</sup> Floor Marine View BuildingOffice: 907.586.0800 ext. 4187Cell: 907.500.4170

From: Jolene Murphy <Jolene.Murphy@juneau.gov>
Sent: Wednesday, February 19, 2025 12:00 PM
To: Theresa Ross <Theresa.Ross@juneau.gov>; General Engineering
<General\_Engineering@juneau.gov>; Jeffrey Hedges <Jeffrey.Hedges@juneau.gov>
Subject: USE25-06: Dog Grooming Salon Agency Comments

Hello,

We recently received a USE permit application to start a dog grooming salon at 2217 Dunn St. I've attached the application and pre-application report to this email.

If you have any questions or concerns, please reach out to me by March 6th. Let me know if you need an extension.

Thank you!

March 20th

#### Jolene Murphy | Planner I

<u>Community Development Department</u> | City & Borough of Juneau, AK Location: 230 S. Franklin Street | 4<sup>th</sup> Floor Marine View Building Office: 907.586.0753 x4131



Fostering excellence in development for this generation and the next.

PLANNING COMMISSION NOTICE OF DECISION Date: April 18, 2006 File No.: USE2003-00049

Richard Harris PO Box 32403 Juneau, AK 99803

Application For: An Allowable Use permit for approximately 20,000 square feet of retail and commercial development on four lots.

Legal Description: JW McKinley Block 32 JW McKinley Block 32 Lots 5A-10

Parcel Code Nos.: 5-B16-0-113-003-1, 5-B16-0-113-004-2 through 004-5

Hearing Date: April 18, 2006

CITY/BOROUGH OF JUNEAU

The Planning Commission, at its regular public meeting, adopted the analysis and findings listed in the attached memorandum dated April 5, 2006 and approved the construction of approximately 20,000 square feet of retail and commercial development on four lots to be conducted as described in the project description and project drawing submitted with the application and with the following modified conditions:

- 1) Prior to issuance of a building permit, the applicant shall submit a planting plan for the project to be approved by the Director of the Community Development Department. The planting plan shall maintain existing mature evergreen trees on the applicant's property and include trees between buildings where practical.
- 2) Prior to issuance of a Certificate of Occupancy, or Temporary Certificate of Occupancy, plants and landscaping described in the approved planting plan described above shall be installed.
- 3) Prior to issuance of a Building Permit, the applicant shall submit a lighting plan which clearly shows that light fixtures in this development will not shed glare on adjacent residential properties.
- 4) Prior to issuance of a Certificate of Occupancy, easements for permanent parking and pedestrian access to these parking spaces must be recorded on Lots 5A and 9A to provide required parking for Lots 7A and 10A.
- 5) Prior to issuance of a Certificate of Occupancy, a new plat must be recorded depicting required access easements and adjusting property lines as needed.
- 6) The applicant shall submit a drainage plan to be reviewed and approved by the CBJ Engineering Department prior to issuance of a Building Permit. This drainage plan shall clearly show how all surface drainage for lots 5A through 10A will be directed to an approved drainage way.
- 7) Prior to issuance of a Building Permit, the applicant shall submit plans to CDD staff for the design of a minimum eight-foot high, sight-obscuring fence to extend along the rear property lines of Lots 5A, 7A, 9A and 10A. The developer may leave an opening for pedestrians in the fence where the 155 So. Seward Street, Juneau, Alaska 99801-1397

Richard Harris File No.: USE2003-00049 April 18, 2006 Page 2 of 2

developer's property abuts the Eagle Street right-of-way. Prior to issuance of a Certificate of Occupancy, or Temporary Certificate of Occupancy, this fence must be in place.

8) Prior to issuance of a Building Permit, the applicant shall revise the site plan to reflect a 20-foot setback along the entire western property line of the development.

Attachments: April 5, 2006 memorandum from Greg Chaney, Community Development to the CBJ Planning Commission regarding USE2003-00049.

This Notice of Decision constitutes a final decision of the CBJ Planning Commission. Appeals must be brought to the CBJ Assembly in accordance with CBJ §01.50.030. Appeals must be filed by 4:30 P.M. on the day twenty days from the date the decision is filed with the City Clerk, pursuant to CBJ §01.50.030 (c). Any action by the applicant in reliance on the decision of the Planning Commission shall be at the risk that the decision may be reversed on appeal (CBJ Sec. 49.20.120).

This Notice of Decision does not authorize any construction activity. Prior to starting any development project, it is the applicants responsibility to obtain a building permit for any, and all improvements requiring such.

Effective Date: The permit is effective upon approval by the Commission, April 18, 2006.

Expiration Date: The permit will expire 18 months after the effective date or October 18, 2007, if no Building Permit has been issued and substantial construction progress has not been made in accordance with the plans for which the development permit was authorized. Application for permit extension must be submitted thirty days before the permit expires.

Project Planner:

Greg Chaney, Planner

Mark Pusich, Chairman Planning Commission

Filed With City Clerk

cc: Plan Review

**NOTE:** The Americans with Disabilities Act (ADA) is a federal civil rights law that may affect this development project. ADA regulations have access requirements above and beyond CBJ - adopted regulations. Owners and designers are responsible for compliance with ADA. Contact an ADA - trained architect or other ADA trained personnel with questions about the ADA: Department of Justice (202) 272-5434, or fax (202) 272-5447, NW Disability Business Technical Center 1 (800) 949-4232, or fax (360) 438-3208.

# MEMORANDUM

# CITY/BOROUGH OF JUNEAU 155 South Seward Street, Juneau, Alaska 99801

DATE: April 5, 2006

TO: **Planning Commission** 

FROM: Greg Chaney, Planner Community Development Department

Grey Chaney

**FILE NO.:** USE2003-00049 - Allowable Use

PROPOSAL: An Allowable Use permit for a four building complex with mixed office, retail and commercial uses and 2 residential units. Variance requests for back-out parking on Dunn Street are also associated with this permit.

#### **GENERAL INFORMATION**

Applicant:	RH Development			
Property Owner:	Richard Harris			
Property Addresses:	9421 Glacier Highway and 2203, 2219, 2221, 2223, 2225 Dunn Street			
Legal Descriptions:	JW McKinley Subdivision, Block 32, Lots 5A-10			
Parcel Code Numbers:	-B16-0-113-003-1; 5-B16-0-113-004-2 through 004-4			
Site Size:	33,930 square feet			
Zoning:	Light Commercial			
Utilities:	CBJ Water and Sewer			
Access:	Dunn Street			
Existing Land Use:	Maintenance Shop, Retail Space, and 2 Caretaker Style Apartments			
Surrounding Land Use:	North - Light Commercial, Muffler Shop South - Light Commercial East - Light Commercial, Dunn Street West - D-5, Single Family Residential			

Attachment D – USE2003-049

Planning Commission File No.: USE2003-00049 April 5, 2006 Page 2 of 7

100

#### **PROJECT DESCRIPTION**

The applicant requests an Allowable Use permit for the development of a complex of mixed use buildings, which will incorporate a variety of uses including retail, commercial and offices (Attachments 1, 2 & 3). Two existing caretaker-style units, which are already present, will also remain in the complex. The applicant also desires to incorporate a restaurant in the building on Lot 7A, however, this use requires a Conditional Use Permit. Adequate public notice was not provided for a Conditional Use Permit application. Therefore, the applicant is proceeding with the proposal with the understanding that the restaurant use will require a separate Conditional Use in the future.

A further complication is that the existing lots are relatively small for the proposal and the buildings are large enough that there is very limited space available for parking. The applicant proposes to address this problem by installing parking spaces which back-out onto the Dunn Street right-of-way. Since back-out parking is not allowed for commercial or multifamily uses under the Land Use Code, the applicant has submitted Variance requests for back-out parking to be considered concurrently with this proposal. Since two of the lots are not large enough to accommodate required parking, parking will be provided on adjacent properties. Access easements will also be required to ensure access to parking on adjacent lots.

As proposed, the application will require minor subdivision to adjust lot lines. A significant component of this subdivision will be establishing access easements between lots 5A and 7A as well as lots 9A and 10A.

#### **BACKGROUND**

The J.W. McKinley subdivision is one of the oldest small-lot subdivisions in the Mendenhall Valley. Although they were subdivided into 15 separate parcels, they have remained primarily under common ownership until the present day. Lots being considered under this proposal are accessed via Dunn Street which was originally platted as a 30-foot wide alley. This alley was later named "Dunn Street" and although it is the sole legal access to the property, the area primarily consists of a hard packed dirt/gravel surface. The right-of-way generally functions as a dirt access aisle through a parking lot.

#### **ANALYSIS**

**Project Site** – As mentioned above, the project site consists of four lots. Access to the project will be partially provided through access easements between lots 5A and 7A as well as lots 9A and 10A.

Another major feature of this project is the Dunn Street right-of-way. Since Dunn Street was originally platted as an alley, it is only 30 feet wide. Thirty three parking spaces are proposed to back-out into Dunn Street. Several lots are located across Dunn Street. If this proposal is approved, lots on the other side of Dunn Street are likely to use this project as a template and request variances to allow back out parking.

Adjacent property owners have called staff expressing concerns about the intensity of the project and one letter has been submitted (See Attachment 4). Along the western edge of the project is a wooden fence. Large gaps are present between the boards so the fence does not function as a significant sight buffer.

Planning Commission File No.: USE2003-00049 April 5, 2006 Page 3 of 7

Property on the other side of the fence is zoned D-5, single-family residential. An established residential neighborhood has been built here. If parking lots are constructed as proposed, headlights will shine into the neighboring yards of established single family residences. In order to reduce impacts to adjacent properties, staff is recommending a condition that prior to issuance of a building permit, the applicant shall submit plans to CDD staff for the design of a minimum eight foot high sight obscuring fence to extend along the rear property lines of Lots 5A, 7A, 9A and 10A. Prior to issuance of a Certificate of Occupancy or Temporary Certificate of Occupancy, this fence must be in place.

**Project Design** –The existing properties consist of relatively small lots, which make significant development on individual lots difficult. When the required 10 foot side yard setbacks, 15% vegetative cover and parking requirements are taken into account, very little land is available for construction.

Normally in a Light Commercial zone the rear setback is 10 feet. However CBJ 49.25.400 Table of Dimensional Standards; Footnote 3 stipulates: *Where one district abuts another, the greater of the two setbacks is required for both uses on the common property line.* In this case, the rear setback for a D-5 single-family residential district is 20 feet, so the rear setback for the project along the common property line is 20 feet. Based on the drawing submitted (Attachment 1), it appears that the proposed buildings are currently designed to be closer than 20 feet to the rear property line. Therefore, staff is recommending a condition requiring that prior to issuance of a building permit, the applicant shall revise the site plan to reflect the required 20 foot rear yard setback.

Adjacent residents in the D-5 residential zone have expressed the concern that their yards will be in the direct view plane of occupants looking out of west facing windows in the upper stories of commercial/residential structures. Therefore, staff is recommending a condition requiring that second story windows facing west along the residential property line must be glazed with frosted or other similarly translucent material.

**Drainage** – Currently the site is graded so that all surface runoff is directed to a ditch which runs along the rear property line. This ditch does not currently connect to an approved drainage way and during heavy precipitation events, standing water overflows onto adjacent properties. In order to address this issue, staff is recommending a condition that prior to issuance of a building permit, the applicant shall submit a drainage plan to be reviewed and approved by the CBJ Engineering Department. This drainage plan shall clearly show how all surface drainage will be directed to an approved drainage way.

**Traffic** – Traffic from the proposed development will enter and exit the site on the Dunn Street right-of-way. Dunn Street is not maintained by the CBJ. It is constructed to a rather low standard since it currently serves only a few scattered buildings. Since the applicant owns all of the other properties which front on Dunn Street, no other individuals will suffer consequences from additional traffic along this substandard right-ofway. Staff has recommended that the applicant consider vacating this right-of-way since no other owners share frontage on this road. The applicant wishes to maintain the option of selling existing lots to individual purchasers and this could only be accomplished if the existing lots continue to front on a dedicated right-ofway.

Dunn Street connects to Glacier Highway. Glacier Highway has enough capacity to handle the potential traffic load generated by this proposal.

Planning Commission File No.: USE2003-00049 April 5, 2006 Page 4 of 7

**Parking** – Total parking demand for the project has been calculated below:

Residential Parking Requirements 2 bedroom = 1.75 parking spaces

Retail1 parking space per200 square feetOffices1 parking space per300 square feet

#### Parking Requirements

	Office	Retail	Residential	<u>Total</u>	
Lot 5A	7.4	8.5	0	15.9	
Lot 7A	7.3	20.0	0	27.3	
Lot 9A	0	23.0	0	23.0	
Lot 10A	0	11.4	3.5	15.0	

#### **Parking Distribution**

	Provided	Required	Difference	
Lot 5A	19.0	15.9	+3.0	
Lot 7A	19.0	27.3	-8.3	
Lot 8	38.0	23.0	+15.0	
Lot 9	12.0	15.0	3.0	
Project Total	88	81	+7 Project Total	

Based on the calculations above, parking demand for the project, as a whole, will be provided. However, parking requirements will be met for Lots 7A and 10A on spaces available on Lots 5A and 9A. Therefore, staff is recommending a condition that prior to issuance of a Certificate of Occupancy, permanent parking easements must be recorded on Lots 5A and 7A sufficient to provide required parking. Pedestrian access from property to the required off-site parking spaces must also be provided.

**Circulation** – Access easements will be required for shared parking lot entrances. Needed vehicular access easements are listed below:

Property	<b>Required Access Easements</b>
Lot 5A	Lot 7A
Lot 7A	Lot 5A
Lot 9A	Lot 10A
Lot 10A	Lot 9A

Due to the complex nature of these overlapping easements, staff is recommending a condition that prior to issuance of a Certificate of Occupancy, a new plat must be recorded depicting required access easements. Re-platting will also enable the developer to adjust property lines to accommodate vegetative cover requirements.

Planning Commission File No.: USE2003-00049 April 5, 2006 Page 5 of 7

Parking, which backs out directly into the Dunn Street right-of-way, is a significant project design feature of the proposal. Back-out parking for commercial and multifamily uses is not allowed under Section 49.40.230 (b)(1) of the Land Use Code. The request for approval of this parking configuration is being considered separately under cases VAR2003-00041, VAR2005-00035 and VAR2005-00039. Significant parking lot redesign will be required if these Variances are not granted.

Landscaping – All lots are required to have 15% vegetative cover. As proposed, all lots meet this requirement. Along the rear property line, staff is recommending a sight obscuring fence be constructed to provide a buffer between this commercial development and the adjacent residential property. To enhance this buffer, staff is recommending a condition requiring the applicant to plant spruce or hemlock trees every 15 feet along the rear property line. Although these trees will not provide a buffer in the short term, as they mature, they will provide an enhanced buffer.

**Exterior Lighting** – A lighting plan was not submitted with the application. The parking lots are relatively small and near the main structures, building-mounted lighting will be sufficient to illuminate the parking lots. Since a lighting plan was not provided, staff is recommending a condition that prior to building permit approval, the applicant shall submit a lighting plan. This plan must be approved by staff to ensure that light fixtures in this development do not shed glare on adjacent properties.

**Signs** - Signs shown on the submittal are for illustrative purposes only. A separate permit process per CBJ §49.45, requires that all signs proposed by the development be submitted to CDD staff for review and approval.

**Juneau Coastal Management Program -** The proposed development is located on a relatively level dirt/gravel parking lot. It is not within 50 feet of an anadromous stream, eagle nest or mapped wetlands. The application was reviewed for compliance with CBJ §49.70.900, the Juneau Coastal Management Program. The analysis reveals that no aspect of the Juneau Coastal Management Program applies to this project.

#### **FINDINGS**

CBJ §49.15.320 (e), Decision, states that the Planning Commission shall consider the Allowable Use permit application and shall review the Community Development Director's recommendation with respect to:

- 1. Whether the application is complete;
- 2. Whether the requested permit is appropriate according to the Table of Permissible Uses;
- 3. Whether the development as proposed will comply with the other requirements of this chapter; and,
- 4. Whether conditions are necessary for approval<sup>1</sup>.

The Commission shall approve the application and grant the permit unless it finds, by a preponderance of the evidence, that one or more of the criteria have not been met. In either case the Commission shall adopt written findings setting forth the basis for its decision.

<sup>&</sup>lt;sup>1</sup>CBJ §49.15.320 (f)(1 through 12), Conditions on Approval, lists a set of conditions that may be placed on the requested allowable use permit approval

Planning Commission File No.: USE2003-00049 April 5, 2006 Page 6 of 7

Per CBJ §49.15.320 (e)(1 through 4), Decision, the Director makes the following findings on the criteria for granting the requested Allowable Use approval:

#### 1. Is the application for the requested allowable use permit complete?

**Yes.** We find the application contains the information necessary to conduct a full review of the proposed operations. The application submittal by the applicant, including the appropriate fees, substantially conforms to the requirements of CBJ Chapter 49.15.

#### 2. Is the requested permit appropriate according to the Table of Permissible Uses?

**Yes.** The requested Allowable Use permit is appropriate according to the Table of Permissible Uses. The permit is listed at CBJ §49.25.300 Section 1.300 Multifamily dwellings at a rate of 18 units per acre, Section 2.120 Miscellaneous Indoor Retail and Section 3.400 Office Uses for the Light Commercial Zoning District.

#### 3. Will the proposed development comply with the other requirements of this chapter?

**If Associated Variances Are Granted: Yes.** This proposal will require Variances from CBJ §49.40.230 (b)(1) prohibiting back out parking in order to be permitted. These Variances include:

VAR2003-00041 – Lot 5A Back out parking on to Dunn Street right-of-way VAR2005-00035 – Lot 7A Back out parking on to Dunn Street right-of-way VAR2005-00039 – Lots 9A & 10A Back out parking on to Dunn Street right-of-way

These Variance applications have been submitted for review concurrently with this Allowable Use application.

Other than the issues listed above, the proposal complies with the requirements of the Land Use Code and could be approved. The proposed development complies with other requirements of this chapter as a notice was published in the Juneau Empire under "Your Municipality" on March 31 and April 10, 2006. A meeting notice of this proposal was mailed to all property owners within 500 feet of the subject property.

If the above Variances are granted, staff recommends approval of the project with appropriate conditions.

#### 4. Are conditions necessary for approval of the requested Allowable Use permit?

**Yes.** Based on the preceding staff analysis, it is found that conditions are necessary for approval of the requested permit. The conditions are listed below under the "Recommendation" section.

# Per CBJ §49.70.900 (b)(3), General Provisions, the Director makes the following Juneau Coastal Management Program consistency determination:

#### 5. Will the proposed development comply with the Juneau Coastal Management Program?

**Not Applicable.** Based on the preceding staff analysis, it is found that no provisions of the Juneau Coastal Management Program apply to the proposed development.

Planning Commission File No.: USE2003-00049 April 5, 2006 Page 7 of 7

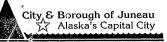
#### **RECOMMENDATION**

If the requested Variances, VAR2003-00041, VAR2005-00035 and VAR2005-00039 are granted, then staff recommends granting the Allowable Use permit for development of a four-building complex with mixed office, retail and commercial uses and 2 residential units.

Approval would be subject to the following conditions:

- 1) Prior to Certificate of Occupancy, the applicant shall plant spruce or hemlock trees every 15 feet along the west property line.
- 2) Prior to issuance of a Building Permit, the applicant shall submit a lighting plan which clearly shows that light fixtures in this development will not shed glare on adjacent residential properties.
- 3) Prior to issuance of a Certificate of Occupancy, easements for permanent parking and pedestrian access to these parking spaces must be recorded on Lots 5A and 9A to provide required parking for Lots 7A and 10A.
- 4) Prior to issuance of a Certificate of Occupancy, a new plat must be recorded depicting required access easements and adjusting property lines as needed.
- 5) The applicant shall submit a drainage plan to be reviewed and approved by the CBJ Engineering Department prior to issuance of a Building Permit. This drainage plan shall clearly show how all surface drainage for lots 5A through 10A will be directed to an approved drainage way.
- 6) Prior to issuance of a Building Permit, the applicant shall submit plans to CDD staff for the design of a minimum eight-foot high, sight-obscuring fence to extend along the rear property lines of Lots 5A, 7A, 9A and 10A. Prior to issuance of a Certificate of Occupancy or Temporary Certificate of Occupancy, this fence must be in place.
- 7) Prior to issuance of a Building Permit, the applicant shall revise the site plan to reflect the required 20foot rear yard setback.
- 8) Second story windows facing west along the residential property line must be glazed with frosted or other similarly translucent material.

Attachment D – USE2003-049



## UILDING PERMIT

Permit No BLD2006-00679 Proj #: PRJ2003-00226

NOTE: "Building Permit" is a generic term which includes Building Safety Inspection, Grading Permits, and permits for Electrical, Plumbing and Mechanical work

#### Your special attention is called to the following:

This permit is granted on the express conditions that the construction shall, in all respects, conform to the ordinances of the City and Borough of Juneau. It may be revoked at any time upon violation of any of said ordinances

The granting of this permit does not authorize the violation of any federal, state or local law regulating construction for the violation of the terms of any deed or covenent or any zoning or other regulation

If plan review was required, this permit must be attached to the approved drawings. The permit, plans and record of inspections must be available on site at all times while the construction is in progress and before final inspection.

The yellow posting notice must be prominently displayed to show a permit has been issued and to assist the inspectors in location of the project. This permit becomes null and void if work or construction authorized is not commenced within one year or if work or construction is suspended or abandoned for a period of one year at any time after work has commenced

Note: City Ordinances REQUIRE a Final Inspection be approved for every Building Permit.

	The Onl Work shall not proceed	Inspections aspections can be arranged by telephoning 586-1703 or by written or ine Building Inspection Request Form is at: www.juneau.org/permits until the inspector has approved the various stages of construction. A Call before 7:30 AM for same day inspections. ation: 1 Permit Number, 2 Address, 3 Type of Inspection, 4 Date a	s/inspect_request.php. An approved Final Inspection is required.
Job Address:	2203 DUNN ST		Issued Date: 7/8/2008
Permit Number:	BLD2006-00679	J W MCKINLEY BL 32 LT 8A NEW	Parcel No: 5B1601130046
Project Description:	layout or	t a new two-story commercial building and an 8 first and second floors. Modified 7/8/08 Tenant etail store.	
Parcel Identification:	J W MC	KINLEY BL 32 LT 8A	

#### Zone: LC Firm Zone' C Setbacks: Front: 25 Ft. E Side 1: 10 Ft. N Rear: 20 Ft. W Side 2: 10 Ft. S Comments: Rear setbacl reduced per USE2003-00049 RICHARD HARRIS Applicant: Owner: R H DEVELOPMENT LLC PO BOX 32403 Address: Address: PO BOX 32403 JUNEAU, AK 99803 City: City: JUNEAU, AK 99803 Fee Type Date Receipt Amount Valuation for Permit Fee Calculations: Paid MERC - Retail **BUILDING PERMIT** 614.246.40 1 Commercial Plan Revi 0/31/2006 23534 2.045.90 Total Valuation 614,246,40 1 Permit Fee 8/7/2007 24961 3.147.54 1 Additional Plan Review 1/22/2008 25696 75.00 Total Fees Paid: 5,268.44

Project Conditions and Holds:

1 Pans required for all water heaters if damage to construction can occur due to leakage.

2 Plumbing per 2003 UPC & Mechanical per 2003 IMC. See 1/8/08 stamped plans.

- Special inspection by qualified engineer for awning welds. And provide final letter of approval before TCO. 3
- Foundation Setback Verification (yellow form) must be on site when pour inspection or placement of other 4 foundation systems occurs.
- 5 Grade to drain field verify.
- Emergency lighting inspection. 6
- Hydrants 2,000 GPM available within 400 feet of the building. 7
- Modified 7/30/07 for construction of an 8 ft fence. 8
- Prior to issuance of CO or TCO, buffer fence must be in place as designed in the fence plans. q
- 10 Prior to issuance of CO, easements for permanent parking and pedestrian access to these parking spaces must be recorded on Lots 5A & 9A to provide required parking for Lots 7A & 10A.
- 11 Prior to issuance of CO or TCO, plants and landscaping must be installed as described in the Planting Plan.
- 12 Asbuilt Survey Required before final inspection approval.
- 13 All tub & shower valves must be anti-scald and set not to exceed 120 degrees F. Hot water shall be equal or greater to 110 degrees F.
- Seismic strap upper 1/3 of water heater to wall. 14
- All steam & hot water boilers SHALL be protected with a low-water cutoff control per 2003 IMC 1007 & 2003 IRC 15 M2002.5

JUNEAU PERMIT CENTER - 230 S. Franklin Street - 4th Floor, Marine View Center - Mail: 155 S. Seward Street, Juneau, AK 99801 Phone: 586-0770 - FAX: 586-3365 - Inspection Requests: 586-1703 - Email: permits@ci.juneau.ak.us Web Site: www.juneau.org/permits



## UILDING PERMIT

Permit No. BLD2006-00679 Page No. 2

• NOTE: "Building Permit" is a generic term which includes Building Safety Inspect ion, Grading Permits, and permits for Electrical, Plumbing and Mechanical work

Floor-ciling hatch to mechanical room to be 1-HR rated self-closing assembly. 16

- Draft stop in attic per plans. 17
- Exterior stairs to be Heavy Timber per approved plans(metal grates are non-combustible, but do not qualify as 18 heavy timber).
- 19 special inspect'n for awning welds unless waived by engineer due to welded at certified shop
- 20 Service sink(s) outside of restroom or janitor room cannot be over 34" high.
- Retail must be separated by permanent wall in center of building per approved plans otherwise occupant load 21 exceeds 50 and exit doors would have to swing out.
- Interior stairwell lid to be built as shaft, per plan: layer of rock above and below its ceiling joists. 22
- At final inspection have approved plans at site. Check for Maneuvering Clearances at Doors on back landings, min 23 48" between handrails, etc.
- Retail doors can only swing in if the area is permanently partitioned in half as shown on the approved plans 24 (partition keeps occupant load under 50).
- Blue parking Min two blue spaces this lot and one for adjacent lot. Min one on this lot to be Van-Accessible 25 parking space: 8' space with 8' aisle adjacent. Post sign 48"-72" high ; include words "Van accessible. Paint; or if unpaved, secure 2 blue wheelstopes - one in front of space and other in front of aisle. Space and aisle to be level.
- Wall must separate first floor into two separate rooms as shown, or if not then two exit doors separated by at least 26 1/2 the building's diagonal must swing out.
- Minimum 48" clear between handrails for both stairs (see IBC 1007.6). 27
- Two-way communication from boht areas of refuge upstairs (see IBC 1007.6.3 and .4). 28
- 29 Corridor upstairs: doors 20-minute assemblies (except the two 1-HR doors at top of interior stairs).
- Interior 1-HR stairwell: both doors 1-HR assemblies at top of stairs. 30
- Sidewalk must be such that all tenant spaces have sidewalk route to the restrooms. 31
- Objects protruding over 4" in depth into a path of travel whose bottom edge is over 27" high and less than 80" high 32 require a cane-detectable surface below them that's not over 27" high. A few examples: paper towel dispensers, hand dryers, extinguishers, high sides of water fountains, counters, light fixtures, etc.
- Operable Parts: min 15" and not over 48" high: thermostats, switches, outlets, phones, fan controls, restroom accessories, audio controls, etc. At least one coat hook not over 48" high where hooks are installed.
- Sales/Service counter, if provided, requires a section at least 36" long that's not over 36" high. 34
- 35 Fire Extinguishers mounted not over 5' high, max 75' OC, and not in a path of travel unless bottom of FE is not over 27" high.
- 36 ADA "EXIT" sign beside each exterior exit door: on wall on latch side 5' high OC.
- Lever hardware all doors (or panic/or push-pull); thresholds not over 1/2"; Exter level landing outside doors min 5" 37 x 5'.
- ADA sign beside restroom doors: on wall on latch side 5' high OC. 38
- Curb cuts for all sidewalks. Thresholds to be FLUSH no bump or edge. Cross slopes max 2%. Direction of travel 39 max 1:12.
- 40 Fire department needs documentation of Fire Hydrant Locations and GPM available within 400' of building.

100	Insp - Setbacks	105	Foundation Setback form	110	Insp - Excavation/Footing
	Insp - Building Service	120	Insp - Forms and Rebar	130	Insp - Steel/Masonry
140	Insp - Framing	145	Insp - Special Inspection	150	Insp - Insulation/Drywall
160	Insp - Rated Walls/Assem		Insp - Bonding		Insp - Rated Walls/Assem
	Insp - Bonding	170	Insp - Smoke Detectors/Alarms		Insp - Grounding
	Insp - Smoke Detectors/Alarms		Insp - Grounding	175	Insp - Carbon Monoxide
180	Insp - Underground Utilities		Insp - Devices/Equipment	190	Insp - Water Piping Test
210	Insp - DWV Test	215	Insp - Hydronic System	220	Insp - Plumbing Fixtures Final
250	Insp - Cross Connections	255	Insp - Meter Yoke with Meter	265	Insp - Oil & Gas Piping/Tanks
300	Insp - Appliance/Chimney	310	Insp - Combustion Air	400	Insp - Ventilation/Plenums
430	Insp - Temporary Power	440	Insp - Service/Panel	450	Insp - Conduits raceways
470	Insp - Grading/Drainage	500	Insp - Fire Final		Insp - Electrical Final
600	Insp - Com Zoning Final	700	Insp - Commercial Fire Final	800	Insp - Commercial Final

JUNEAU PERMIT CENTER - 230 S. Franklin Street - 4th Floor, Marine View Center - Mail: 155 S. Seward Street, Juneau, AK 99801 Phone: 586-0770 - FAX: 586-3365 - Inspection Requests: 586-1703 - Email: permits@ci.juneau.ak.us

Web Site: www.juneau.org/permits

Initial failure         The 2 and tail and an adv	aff Review			7/8/2008
Site Address:       2217 DUNN ST         Desc: Construct a new two-story commercial building and an 8 foot fence. Modified 12/17/2007 to change layout on first and second floors. Modified 7/8/08 Tenant improvement for unit 2213, Rain Tree Quilting retail store.         Commercial       NEW       BU       New Dwelling Units:       0         Foce Code:       327       Existing Dwelling Units:       0         Sprinkler Substitute for Type A Construction:       VA       Occupancy Class:       M         Sprinkler Substitute for Type A Construction:       YES       NO       NO       Required: YES       NO         Adams System:       FULL       PARTIAL       NONE       Required: YES       NO       1 Commercial Plan Review 2,0463         Code Edition:       Code Review by:       Date:       Date:       1 Additional Plan Review 2,0463       1 Commercial Plan Review 2,0463         Stati Type       Rate       Amount       614,246.40       Fees Paid at Application:       24961       1 4633       3,147         Total Valuation:       614,246.40       Total Valuation:       614,246.40       Total Fees Paid       2656       87/2007       24961       1 4633       3,147         Tecco Elstro       Commercial Plan Review Fee       Total Fees Paid       5,268.40       Total Fees Paid       5,268.47	Site Address:220Site Address:220Site Address:220Site Address:220Site Address:220Site Address:220	MCKINLEY BL 32 LT 03 DUNN ST 05 DUNN ST 07 DUNN ST 09 DUNN ST 11 DUNN ST		Case No: <b>BLD2006-00679</b>
FCC Code:       327       VA       Occupancy Class:       M         Type of Construction:       VA       Occupancy Class:       M         Sprinkler System:       FULL       PARTIAL       NONE       Required:       YES       NO         Alarm System:       FULL       PARTIAL       NONE       Required:       YES       NO         Alarm System:       FULL       PARTIAL       NONE       Required:       YES       NO         Set       Twpe       Code Review by:       Date:       Date:       1       Commercial Plan Review Fe       75.0         Valuation at Application:       St.E       Twpe       Rate       Amount       Date:       Date:       Date:       Date:       Date:       24961       1463       3.147.         1031/2006       223534       V080351       Commercial Plan Review 7       24961       1463       3.147.         1031/2006       225696       V037869       7.5284.       7.5284.       7.5284.       7.5284.         VND USE       Commercial Plan Review Fee       S       S       S       S       S       S       S       S       S       S       S       S       S       S       S       S       S	Site Address: 22 <sup>2</sup> Desc: Construct a new first and second floors	17 DUNN ST v two-story commercial buildi . Modified 7/8/08 Tenant imp	rovement for unit 2213, Rain Tre	
S.F.       Type       Rate       Amount         5760       MERC - Retail       106.64       614,246.40       10031/2007       23534       V080351       2,045.         5760       MERC - Retail       106.64       614,246.40       10ommercial Plan Review       2,045.         10031/2007       24961       11463       3,147.       10mmi Fee       2,045.         1122/2008       25696       V037869       75.5       14dditonal Plan Review Fee       75.6         20MEUNITSight Comm/       Citry WATER Units:       Citry WATER Units:       Engineering       Initials       Date         2015 Size       Engineering       Service Size:       Fire       Service Size:       Fire       Service Size:       Plumbing       Permit Fee       Service Size:       Service Size: <t< td=""><td>FCC Code:       327         Type of Construction:       _         Sprinkler Substitute for       _         Sprinkler System:       FU         Alarm System:       FU</td><td>Existing VA Occupa Type A Construction: YES JLL PARTIAL NONE RO</td><td>Dwelling Units: ncy Class:M NO equired: YES NO equired: YES NO</td><td>Fee TypeAmoundary1 Commercial Plan Review2,045.91 Permit Fee3,147.51 Additional Plan Review Fe75.0</td></t<>	FCC Code:       327         Type of Construction:       _         Sprinkler Substitute for       _         Sprinkler System:       FU         Alarm System:       FU	Existing VA Occupa Type A Construction: YES JLL PARTIAL NONE RO	Dwelling Units: ncy Class:M NO equired: YES NO equired: YES NO	Fee TypeAmoundary1 Commercial Plan Review2,045.91 Permit Fee3,147.51 Additional Plan Review Fe75.0
ZONE/UNITSight Comm/       CITY WATER Units:	S.F. Type	<u>Rate</u> Retail 106.64 61	Amount         DatePaid           4,246.40         10/31/2006           4,246.40         1 Commercial Pli           8/7/2007         1 Permit Fee           1/22/2008         1/22/2008	Receipt         Check         Paid           23534         V080351         2,045.9           an Review         2,045.9           24961         11463         3,147.9           25696         V037869         75.0           Review Fee         75.0
	WETLAND           FLOOD ELEV           FIRM ZONE           FIRM ZONE           FIRM MAP           LOT SIZE           16,045 SF           0.4 ACRES           SETBACKS           Front           25           Rear           Other           PARKING           ANADROMOUS           EAGLES NEST           SUB2007-00007           USE2003-00041           VAR2005-00033           VAR2005-00034           VAR2005-00035           VAR2005-00037           VAR2005-00038           VAR2005-00038	CITY WATER Units: Case No: Service Size: Fire Line Size: Metered: Extended Pmt #: CITY SEWER Units: Case No: Bond Case No: Bond Case No: Other Case No: Other Case No: ADEC Sewer No: MATER CONNECTION PERMITS I hereby acknowledge receipt of a inch meter yoke. X	Initials Date Fire Zoning Engineering Water Sewer Architectural Plumbing Mechanical Electrical Spcl Insp Form APPROVED FOR ISSUANCE Signature Pignature Pignature Plumbing Mechanical Spcl Insp Form	Grading Plan Review Fee       \$

CITY/BOROUGH OF JUNEAU ALASKÁS CAPITAL CITY

#### BOARD OF ADJUSTMENT NOTICE OF DECISION

	Date: April 19, 2006			
	File Nos.: VAR2003-00041; VAR2005-00035; and VAR2005-00039			
Richard Harris PO Box 32403 Juneau, AK 99803				
Application For:	Three variances to allow back-out parking on the Dunn Street right-of-way.			
Legal Description:	JW McKinley Block 32 Lots 5A-10			
Parcel Code No.:	5-B16-0-113-003-1, 5-B16-0-113-004-2 through 004-5			
Hearing Date:	April 18, 2006			
	stment, at its regular public meeting, adopted the analysis and findings listed in the hum dated April 5, 2006 and approved the Variances with the following modifications:			

(C) Be unnecessarily burdensome because unique physical features of the property render compliance with the standards unreasonably expensive;

The site is level and open. Even though this is an old subdivision, all lots exceed minimum dimensional standards for lots in a Light Commercial zone. No unique physical features are present on the site.

Based on the analysis above, this sub-criterion is not met.

or

(D) Because of preexisting nonconforming conditions on the subject parcel the grant of variances would not result in a net decrease in overall compliance with the Land Use Code, CBJ Title 49, or the building code, CBJ Title 19, or both.

Dunn Street is a substandard, non-conforming right-of-way which has not been accepted for maintenance by the City and Borough of Juneau. Since the non-conforming configuration of Dunn Street is a narrow, dead-end, low speed street and all properties served by Dunn Street are currently owned by the applicant and are under the applicant's direct control; backing out into the Dunn Street right-of-way would not reduce public safety requirements in the Land Use Code, CBJ Title 49, or the building code, CBJ Title 19.

Based on the analysis above, this sub-criterion is met.

Since sub-criterion D was met, criterion 5 is met.

155 So. Seward Street, Juneau, Alaska 99801-1397 -

Richard Harris File Nos.: VAR2003-00041, VAR2005-00035 and VAR2005-00039 April 19, 2006 Page 2 of 2

Back-out parking is to be conducted as described in the project description and project drawing submitted with the application and with the following conditions:

- 1. Prior to issuance of a building permit, the applicant shall post sufficient 15 mph speed limit signs on the Dunn Street right-of-way. The location of signage is to be approved prior to posting by Community Development and Engineering Department staff.
- 2. Prior to issuance of a certificate of occupancy, the applicant shall install speed bumps on the Dunn Street right-of-way. These shall be located along each lot line perpendicular to Dunn Street, for a total of three speed bumps.
- Attachment: April 5, 2006 memorandum from Greg Chaney, Community Development to the Board of Adjustment regarding VAR2003-00041; VAR2005-00035 and VAR2005-00039.

This Notice of Decision constitutes a final decision of the CBJ Planning Commission. Appeals must be brought to the CBJ Assembly in accordance with CBJ §01.50.030. Appeals must be filed by 4:30 P.M. on the day twenty days from the date the decision is filed with the City Clerk, pursuant to CBJ §01.50.030 (c). Any action by the applicant in reliance on the decision of the Planning Commission shall be at the risk that the decision may be reversed on appeal (CBJ Sec. 49.20.120).

This Notice of Decision does not authorize any construction activity. Prior to starting a development project, it is the applicant's responsibility to obtain a building permit for any and all improvements requiring such.

- Effective Date: The permit is effective upon approval by the Commission, April 18, 2006.
- Expiration Date: The permit will expire 18 months after the effective date or October 18, 2007, if no Building Permit has been issued and substantial construction progress has not been made in accordance with the plans for which the development permit was authorized. Application for permit extension must be submitted thirty days before the permit expires.

Project Planner:

Greg Chaney, Planner Mar frisid

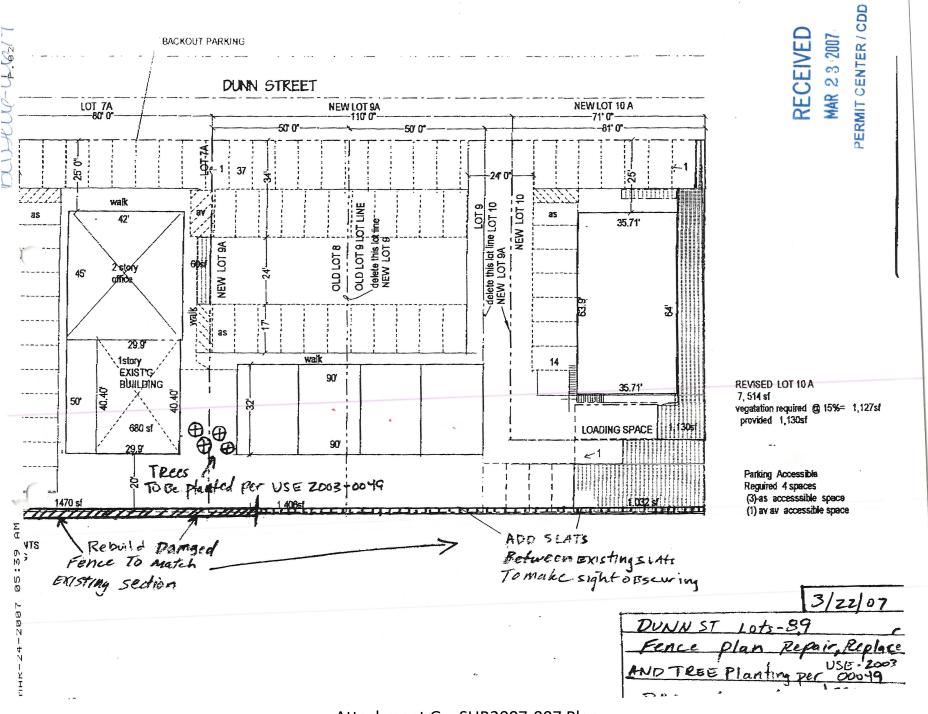
Mark Pusich, Chairman Planning Commission

Filed With City Clerk

cc: Plan Review

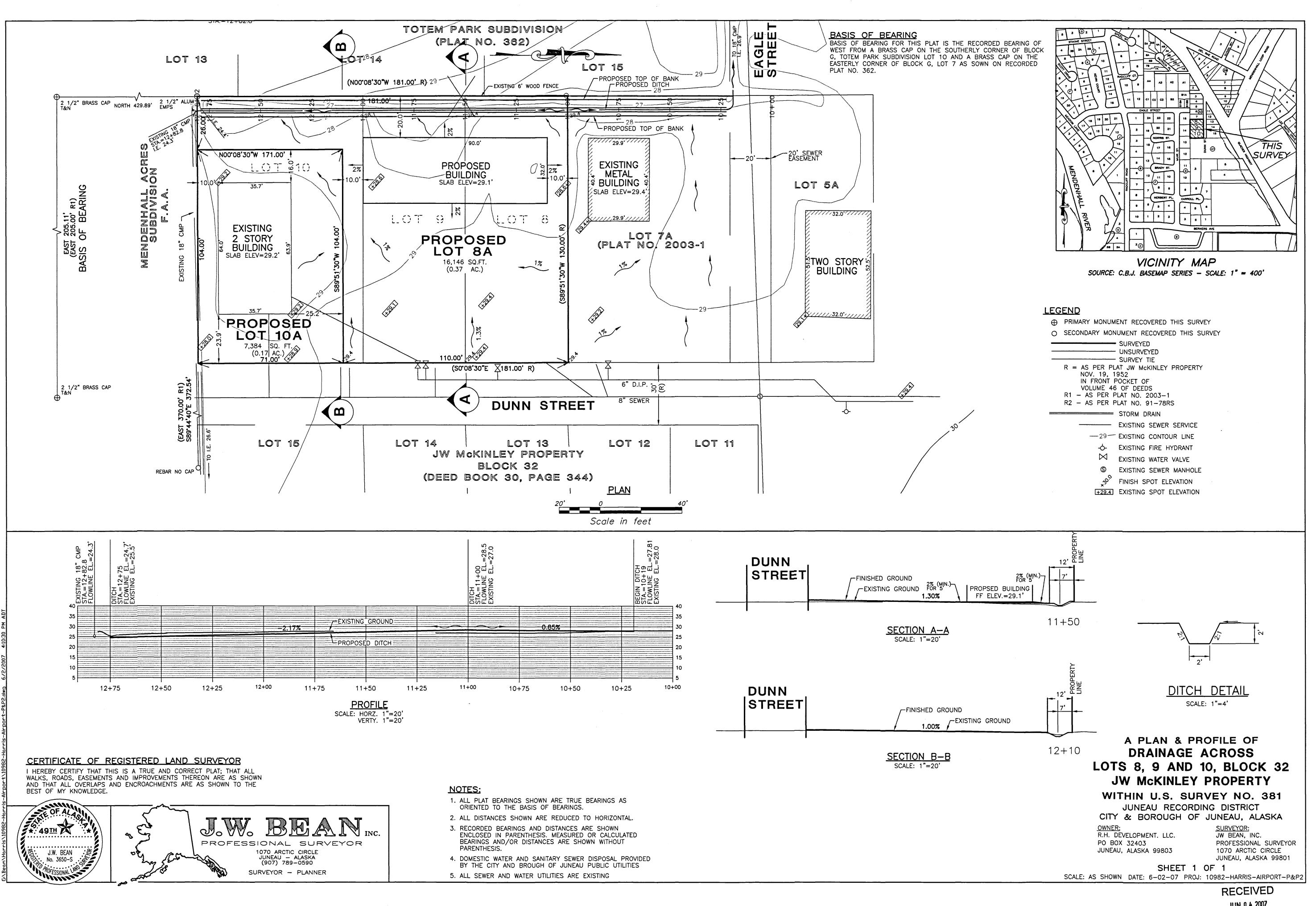
**NOTE:** The Americans with Disabilities Act (ADA) is a federal civil rights law that may affect this development project. ADA regulations have access requirements above and beyond CBJ-adopted regulations. Owners and designers are responsible for compliance with ADA. Contact an ADA-trained architect or other ADA trained personnel with questions about the ADA: Department of Justice - 202-272-5434, or fax 202-272-5447, NW Disability Business Technical Center - 1-800-949-4232, or fax 360-438-3208.

#### Attachment F – VAR2005-039 NOD

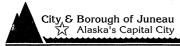


Attachment G - SUB2007-007 Plan

07-007 Plan



JUN 0 4 2007 PERMIT CENTER / CDD



**BUILDING PERMIT** 

Permit No. BLD20110712

\* NOTE: "Building Permit" is a generic term which includes Building Safety Inspection, Grading Permits, and permits for Electrical, Plumbing and Mechanical work.

#### Your special attention is called to the following:

This permit is granted on the express conditions that the construction shall, in all respects, conform to the ordinances of the City and Borough of Juneau. It may be revoked at any time upon violation of any of said ordinances.

The granting of this permit does not authorize the violation of any federal, state or local law regulating construction for the violation of the terms of any deed or covenent or any zoning or other regulation.

If plan review was required, this permit must be attached to the approved drawings. The permit, plans and record of inspections must be available on site at all times while the construction is in progress and before final inspection.

The yellow posting notice must be prominently displayed to show a permit has been issued and to assist the inspectors in location of the project. This permit becomes null and void if work or construction authorized is not commenced within one year or if work or construction is suspended or abandoned for a period of one year at any time after work has commenced.

Note: City Ordinances REQUIRE a Final Inspection be approved for every Building Permit.

Inspections Inspections can be arranged by telephoning 586-1703 or by written or faxed notification. The Online Building Inspection Request Form is at: www.juneau.org/permits/inspect_request.php. Work shall not proceed until the inspector has approved the various stages of construction. An approved Final Inspection is required. Call before 7:30 AM for same day inspections. Please provide the following information: 1 Permit Number, 2 Address, 3 Type of Inspection, 4 Date and Time and 5 Contact Name and Phone Number.					
Job Address: 2203 DUNN ST Permit Number: BLD2011071 Project Description: Convert portion	-		ed Date : <b>12/20/2011</b> I No: <b>5B1601130046</b>		
Parcel Information : J W MCKINL	EY BL 32 LT 8A				
Setbacks: Zone: LC: Front: 25.00 Ft. E Rear: 20.00 Ft. W Street Side: Comments: Rear yard setback 20ft instead an electrical easement exists at the southeas		Firm Zone: C ck - applies per CBJ 49.25.400 (3). 10' Access easement exist	along southern lot line, and		
Owner : R H RENTALS LLG PO BOX 032403 JUNEAU AK 9980		Applicant : R H RENTALS LLC PO BOX 032403 JUNEAU AK 99803-2403			
Fee TypeDateBLD- Bldg Permit Fee12/09/20BLD- Comm Plan Review12/09/20To		Valuation for Permit Fee Calculations:         S.F.       Type         Total Valuation:	<u>ate Amount</u> 		
Project Conditions and Holds: Approved Plans On Site - CBJ approved plans must be on site and available to the inspector. Inspections will not be performed and additional fees may apply if approved plans are not available to the inspectors. WATER FIXTURE COUNT - Minimum 1" Street Service and 1 1/4" Building Supply and branches for up to 78 fixture units. Shower Anti-scald Valve - All shower valves and combination tub/shower valves shall provide scauld and thermal shock protection by means of an approved valve that conforms to ASSE 1016 or ASME A112.18.1 / CSA B125.1. The maximum water temperature supplied to these fixtures shall be 120 degrees farenheit per 2009 UPC section 418. Seismic Strap Water Heater - Water heaters shall be strapped within the upper 1/3 and lower 1/3 of its vertical dimension per 2009 UPC section 508.2.					
Inspections Required: Call for inspection befor B-Rough Electrical B-Vents (Bath, Dryer, Kitchen, etc.)	e covering or concealing any of the work desc B-Service/Panel B-Smoke /Carbon Monoxide	B-Rough Plumbing			

JUNEAU PERMIT CENTER - 230 S. Franklin Street - 4th Floor, Marine View Center - Mail: 155 S. Seward Street, Juneau, AK 99801 Phone: 586-0770 - FAX: 586-3365 - Inspection Requests: 586-1703 - Email: permits@ci.juneau.ak.us Web Site: www.juneau.org/permits

Staf	ff Review		LANG POTAL TRANSPORT	Planner
Permit I	ntake Initials:	FIRE ZONE ENG WAT	SEW ARCH STRUC PLUM MECH ELEC ACCESS SPEC	C/INSP 12/9/2011
-			A PARTY AND A PARTY AND A	Case No: BLD20110712
S	ite Address: 2203	DUNN ST		Parcel No: 5B1601130046
	Desc: Convert portion	n of second floor retail building	j into two apartment units.	
	Commercial		elling Units: <u>2</u>	na, 443, 2011 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012 - 2012
	CC Code:437 ype of Construction:		Dwelling Units: <u>0</u> cy Class: <u>M, R-3*</u>	
		Гуре A Construction: YES LL PARTIAL NONE Red	NO guired: YES NO	
	larm System: FUI	LL PARTIAL NONE Red	quired; YES NO	
С	ode Edition:	Code Review b	y: Date: 10/19	
v	aluation for Permit Fe	ee Calculations:		
	<u>S.F.</u> <u>Type</u>		Rate <u>Amount</u> 49,536.00 3000	
		Total Valuation:	\$49,536.00	
	ND USE	ENGINEERING/PUB WORKS	PLAN REVIEW APPROVALS	PERMIT ISSUANCE FEES
WE	NE/UNITS LC /	Dwelling Units:	Fire Initials Date	Grading Plan Review Fee \$ / Adjusted Plan Review Fee \$
	OOD ELEVC	CITY WATER: Permit #:	Zoning ESF 12-6-11 Engineering	Fast Track Fee \$ Early Start Fee \$
	T SIZE	Use: Assessment:	Water Sewer	Building Permit Fee \$ Water Assessment Fee \$
ote 3	<u>0.4 ACRES</u>	Service Size: Line Size:	X Architectural	Sewer Assessment Fee \$ Sewer Inspection Fee \$
1	Front 25 E Rear 10 10 W	CITY SEWER: Permit #:	Plumbing         5760         12-13-11           Mechanical	Grading Permit Fee \$ Driveway Permit Fee \$
	Side 10 N/S Other	Use: Assessment:	Electrical Access	Bond for\$
1 1	RKING 7 Overal	Fixture Units:	_ Spcl Insp Form	Total Issuance Fees \$
	GLES NEST	WATER CONNECTION PERMITS I hereby acknowledge receipt of	APPROVED FOR ISSUANCE	PERMIT ISSUANCE PAYMENTS Date Receipt Check Amount
LAN	ND USE PERMITS	a inch meter yoke.	Chalitar	\$
		X	Signature	\$
		Date	Date	\$
Pa	rcel Tags:			
	JNDITIONS AND HOLDS	ON PERMIT: (Continued on back of sh	eet)	CARLES THE REPORT OF ANY CONTRACT
-			S. S. L. Start, B. Str.	The first of the second second
	States and	State and the same		
-	and the second second			
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	ANA THE OF THE O			

nit Intake Initials:	FIRE ZONE ENG WAT	SEW ARCH STRUC PLUM MECH ELEC ACCESS SPEC	ZINSP	
				12/9/2011
			Case No: BLD2	:0110712
	DUNN ST of second floor retail building	into two apartment units.	Parcel No: 5B16	01130046
Commercial FCC Code:437 Type of Construction: Sprinkler Substitute for T Sprinkler System: FUL Alarm System: FUL Code Edition: Valuation for Permit Fer <u>S.F.</u> Type	Existing I VA Occupan ype A Construction: YES L PARTIAL NONE Red L PARTIAL NONE Red Code Review b	Rate Amount (	-	
	Total Valuation:	<u>- 49,538.00</u> がパスロンC \$49,536:00		
AND USE         LC /           ZONE/UNITS         LC /           WETLAND	ENGINEERING/PUB WORKS Dwelling Units: CITY WATER: Permit #: Use: Assessment: Line Size: CITY SEWER: Permit #: Use: Lise: Fixture Units:	PLAN REVIEW APPROVALS Initials Date         Fire       Initials Date	PERMIT ISSUANCE FEE Grading Plan Review Fee Adjusted Plan Review Fee Fast Track Fee Building Permit Fee Water Assessment Fee Sewer Assessment Fee Grading Permit Fee Driveway Permit Fee Bond for Other Total Issuance Fees	\$\$ \$
AGLES NEST	WATER CONNECTION PERMITS I hereby acknowledge receipt of a inch meter yoke. X	APPROVED FOR ISSUANCE	PERMIT ISSUANCE PAY Date Receipt Check	

Date

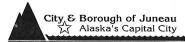
\_ \$\_

Date \_

CONDITIONS AND HOLDS ON PERMIT: (Continued on back of sheet)

Parcel Tags:

. .>



# BUILDING PERMIT APPLICATION NOTE: THIS IS NOT A BUILDING PERMIT

\* NOTE: "Building Permit" is a generic term which includes Building Safety Inspections, Grading Permits, and permits for Electrical, Plumbing and Mechanical work.

						Case No:	BLD20110712
Case Description:	Convert port	ion of second floo	or retail buil	ding into two a	partm	ent units.	
Site Address:	2203 DUNN \$	ST	Check No. of Existing Dwelling Units:				
Parcel No:	5B160113004	6				No. of New Dwe	lling Units: 2
Legal Description:	J W MCKINLEY BI	_ 32 LT 8A				No. of Removed Dwe	
Applicant :	R H RENTALS PO BOX 03240 JUNEAU AK 9	)3		e.	-mail:	rhdevelopment@gci.net	
					/K AX	790-4146 790-4147	
Owner:	R H RENTALS PO BOX 03240 JUNEAU AK	03		Cont	racto	r:OWNER/BUILDER	
	PH:	FAX					
Valuation for Per <u>S.F.</u> Typ		ations: Total Valuation:	<u>Rate</u>	<u>Amount</u> 49,536.00 \$49,536.00	- 1	13,000	
Associated Case	es:			φ <del>43</del> ,550.00	_		
None.							
Parcel Tags:							
Notes and Cond	itions:						
Applicant's (Owner, Contra	Signature actor or Authorized	Agent)	/	2.4/11 Date			Staff Acceptance
I hereby certify that I hat type of work will be cor	ave read and examine mplied with whether sp	ed this application and kn	understand that	the granting of a perr	I further nit does i	certify that all provisions of laws and not presume to give authority to viol	d ordinances governing this ate or cancel the provisions
L.		586-0770 - FAX: 586-33	365 - Inspection		3 - Ema	155 S. Seward Street, Juneau, AK ail: permits@ci.juneau.ak.us S	99801

11-712

#### Jay Srader

Sent: Wednesday, January 11, 2012 9:48 AM

To: Jay Srader

Cc: Charlie Ford

Subject: RE: inspection comments for your review

The doors that are used are solid maple doors that are not readily available in Juneau, I will need to order one with a stamp on it, could be 2-3 weeks at best to get here, the Gfi's have been installed. I will forward a cross section drawing on the other apartment 1 hour wall later today.

Rich

From: Jay Srader [mailto:Jay\_Srader@ci.juneau.ak.us] Sent: Wednesday, January 11, 2012 7:47 AM To: 'rhdevelopment@gci.net' Cc: Charlie Ford Subject: inspection comments for your review Importance: High

Rich,

Good morning, after looking over the approved plans and the building code, the doors into the apartments do need to be labeled and listed 20min fire rated assemblies similar to the one you currently have across the hall. Also the Bld Dept will need to review and approve the fire/sound wall design you are adding to the 2<sup>nd</sup> unit prior to its construction. I apologies for these oversights during the review of your project, please contact me or your plan reviewer (John Young) if you have any questions about these code requirements.

For record; these comments have been added to your permit file.

Thank you,

Jay Srader

Building Inspector IV Community Development Phone: 586-0768 Fax: 586-3365 E-mail: jay srader@ci.juneau.ak.us "How you handle mistakes is a much better judgment of character than any award or citation" Me (1970-present)

Case No: BLD20110712	JUNEAU PERMIT CENTER	Inspect on: 04/30/2012
6	INSPECTION RESULTS	Time: 9:00
Issued On: 12/20/2011 Address: 2203 DUNN ST Project Description: Convert portion of s	Applicant: R H RENTALS LLC second floor retail building into two, 1 bedroom aparts	Parcel No: 5B1601130046 Legal: J W MCKINLEY BL 32 LT 8A ment units.
Notes: shawn 209-7019 reinspect		
Inspection: B-Rough Electrical	Result: Conspected	Date: 1997
SETBACKS: Front: 25.00 E Rear: 20.00 W Side	Parking 1: 10.00 N Side2: 10.00 S	Spaces: 17 Zoning: LC
Comments: Rear yard setback 20ft instead of 10f line, and an electrical easement exists at the south	t due to abutting D-5 rear yard setback - applies per CBJ 49.25.400 (3) reastern corner. See 2007 plat for details.	. 10' Access easement exist along southern lot
NSPECTION COMMENTS: Kitchen Lights Not Approved. Remain In 1 Fire Wall App All Other Co	Branch Circuits & Out Unit Logde Center. proved	plique Circuit Bide Of Unit Previous Inspections.
CONDITIONS / HOLDS: CBJ approved plans must be on site and availation the inspectors	able to the inspector. Inspections will not be performed and additional fe	ees may apply if approved plans are not available to

Entrance doors to the apartments must be labled/listed 20Min fire rated assemblies, JJS-

\_\_\_\_\_ Fire/Sound rated wall design for unit #2 must be received and approved prior to any framing inspections, the approved design must be on site at time of inspection JJS-

\_\_\_\_\_ Minimum 1" Street Service and 1 1/4" Building Supply and branches for up to 78 fixture units.-

All shower valves and combination tub/shower valves shall provide scauld and thermal shock protection by means of an approved valve that conforms to ASSE 1016 or ASME A112.18.1 / CSA B125.1. The maximum water temperature supplied to these fixtures shall be 120 degrees farenheit per 2009 UPC section 418.-

\_\_\_\_ Water heaters shall be strapped within the upper 1/3 and lower 1/3 of its vertical dimension per 2009 UPC section 508.2.-

Case No: BLD20110712	JUNEAU PERMIT CENTER	Inspect on: 04/27/2012
E.		Time:Anytime
Issued On: 12/20/2011 4-30	Applicant: R H RENTALS LLC	Parcel No: 5B1601130046
Address: 2203 DUNN ST		Legal: J W MCKINLEY BL 32 LT 8A
Project Description: Convert portion of	f second floor retail building into two, 1 bedroom	apartment units.
Notes: shawn 209-7019 reinspect		
Inspection: B-Building Final	Result:	spected by: HA Date: 4/27/12
SETBACKS: Front: 25.00 E Rear: 20.00 W Si	ide1: 10.00 N Side2: 10.00 S	Parking Spaces: 17 Zoning: LC
Comments: Rear yard setback 20ft instead of 1 line, and an electrical easement exists at the so	0ft due to abutting D-5 rear yard setback - applies per CBJ 49.25 utheastern corner. See 2007 plat for details.	.400 (3). 10' Access easement exist along southern lot
INSPECTION COMMENTS:	d No Keys Te	Enter Unit.
CONDITIONS / HOLDS:		
CBJ approved plans must be on site and ava the inspectors	ailable to the inspector. Inspections will not be performed and add	itional fees may apply if approved plans are not available to
Entrance doors to the apartments must be la	abled/listed 20Min fire rated assemblies, JJS-	

\_\_\_\_\_ Fire/Sound rated wall design for unit #2 must be received and approved prior to any framing inspections, the approved design must be on site at time of inspection JJS-

\_\_\_\_\_ Minimum 1" Street Service and 1 1/4" Building Supply and branches for up to 78 fixture units.-

All shower valves and combination tub/shower valves shall provide scauld and thermal shock protection by means of an approved valve that conforms to ASSE 1016 or ASME A112.18.1 / CSA B125.1. The maximum water temperature supplied to these fixtures shall be 120 degrees farenheit per 2009 UPC section 418.-

— Water heaters shall be strapped within the upper 1/3 and lower 1/3 of its vertical dimension per 2009 UPC section 508.2.-

NOTE: Prior to issuance of a Certificate of Occupancy or Temporary Certificate of Occupancy, **Zoning**, **Engineering** and **Buildings** items must be approved.

Case No: BLD20110712	JUNEAU PERMIT CENTER	Inspect on: 04/17/2012 55/66 Time:10:00
Issued On: 12/20/2011 Address: 2203 DUNN ST	Applicant: R H RENTALS LLC	Parcel No: 5B1601130046 Legal: J W MCKINLEY BL 32 LT 8A
Notes: Rich 723-4791 Final	n of second hoor recail building into two, 1 bedroon	n apartment units.
Inspection: B-Building Final	Result:	nspected by: Date: 4-17-12
SETBACKS: Front: 25.00 E Rear: 20.00 W	Side1: 10.00 N Side2: 10.00 S	Parking Spaces: 17 Zoning: LC
	l of 10ft due to abutting D-5 rear yard setback - applies per CBJ 49.2 e southeastern corner. See 2007 plat for details.	25.400 (3). 10' Access easement exist along southern lot
INSPECTION COMMENTS:	T Protection Required	I In Living Rm
Kitchen Li	phrs Not Permited On K	Sitchen Small
Appliance Ci	revit. Identify Electi	Fical Circuits In Load
Center Not	Associated With Uni	4
Raise Thre	shald Of Entry Doo	To Tight Fit
Provide In	spection Report For	Common Wall Fire
Rating \$ So	ind Proofing.	and the second
Call For	Reinspection - Have C	BJ Approved
Plans On	Site At Time OF :	Enspection
Provide Ad	Tress Numbers For Unit	AT Front Entry

#### CONDITIONS / HOLDS:

CBJ approved plans must be on site and available to the inspector. Inspections will not be performed and additional fees may apply if approved plans are not available to the inspectors.-

\_\_\_\_ Entrance doors to the apartments must be labled/listed 20Min fire rated assemblies, JJS-

\_\_\_\_\_ Fire/Sound rated wall design for unit #2 must be received and approved prior to any framing inspections, the approved design must be on site at time of inspection JJS-

\_\_\_\_\_ Minimum 1" Street Service and 1 1/4" Building Supply and branches for up to 78 fixture units.-

All shower valves and combination tub/shower valves shall provide scauld and thermal shock protection by means of an approved valve that conforms to ASSE 1016 or ASME A112.18.1 / CSA B125.1. The maximum water temperature supplied to these fixtures shall be 120 degrees farenheit per 2009 UPC section 418.-

— Water heaters shall be strapped within the upper 1/3 and lower 1/3 of its vertical dimension per 2009 UPC section 508.2.-

NOTE: Prior to issuance of a Certificate of Occupancy or Temporary Certificate of Occupancy, Zoning, Engineering and Buildings items must be approved.

Case No: BLD20110712	JUNEAU PERMIT CENTER	Inspect on: 03/06/2012
(E)		Time: 1:00
1		
Issued On: 12/20/2011 3-	Applicant: R H RENTALS LLC	Parcel No: 5B1601130046
Address: 2203 DUNN ST	-	Legal: J W MCKINLEY BL 32 LT 8A
Project Description: Convert portion	of second floor retail building into two, 1 bedroom apa	artment units.
Notes: Rich 723-4791. Electrical.		N A
Inspection: B-Rough Electrical	Result: Inspec	cted by: Date: <u>3-6-1</u> 2
SETBACKS:	Parki	ing Spaces: 17 Zoning: LC
Front: 25.00 E Rear: 20.00 W	Side1: 10.00 N Side2: 10.00 S	
Comments: Rear yard setback 20ft instead of line, and an electrical easement exists at the s	10ft due to abutting D-5 rear yard setback - applies per CBJ 49.25.400 toutheastern corner. See 2007 plat for details.	(3). 10' Access easement exist along southern lot
INSPECTION COMMENTS:		
Fallow Manufact	viers Intructions For Sme	eke Detector Location
	Provide Paperwork at Fin	
11 - 1 - 2	Tection Required	<u> </u>
OK TO Cover		
CONDITIONS / HOLDS:		
CBJ approved plans must be on site and a the inspectors	vailable to the inspector. Inspections will not be performed and addition	al fees may apply if approved plans are not available to
Entrance doors to the apartments must be	labled/listed 20Min fire rated assemblies, JJS-	
Fire/Sound rated wall design for unit #2 mu	ist be received and approved prior to any framing inspections, the appro	oved design must be on site at time of inspection JJS-
Minimum 1" Street Service and 1 1/4" Buil	ding Supply and branches for up to 78 fixture units	
	wer valves shall provide scauld and thermal shock protection by means num water temperature supplied to these fixtures shall be 120 degrees	
Water heaters shall be strapped within the	upper 1/3 and lower 1/3 of its vertical dimension per 2009 UPC section	508.2

Case No: BLD20110712	JUNEAU PERMIT CENTER INSPECTION RESULTS	Inspect on: 02/29/2012
Issued On: 12/20/2011 Address: 2203 DUNN ST	Applicant: R H RENTALS LLC	Parcel No: 5B1601130046 Legal: J W MCKINLEY BL 32 LT 8A
Notes: Harbor plumbing 789-7222. Plumbin		annene unics.
Inspection: B-Rough Plumbing	Result: <u>A</u> Inspec	ted by: <u>ST7</u>
	10.00 N Side2: 10.00 S ue to abutting D-5 rear yard setback - applies per CBJ 49.25.400	(3). 10' Access easement exist along southern lot
INSPECTION COMMENTS:	1. 	
Dwill rough-in Domestic water	with 5 psi an noveh-n with	test apported. Live fest
approved.		
	¥.	
CONDITIONS / HOLDS:		
CBJ approved plans must be on site and availabl the inspectors	e to the inspector. Inspections will not be performed and addition	al fees may apply if approved plans are not available to
Entrance doors to the apartments must be labled	/listed 20Min fire rated assemblies, JJS-	
Fire/Sound rated wall design for unit #2 must be	received and approved prior to any framing inspections, the appro	oved design must be on site at time of inspection JJS-

\_\_\_\_\_ Minimum 1" Street Service and 1 1/4" Building Supply and branches for up to 78 fixture units.-

All shower valves and combination tub/shower valves shall provide scauld and thermal shock protection by means of an approved valve that conforms to ASSE 1016 or ASME A112.18.1 / CSA B125.1. The maximum water temperature supplied to these fixtures shall be 120 degrees farenheit per 2009 UPC section 418.-

Water heaters shall be strapped within the upper 1/3 and lower 1/3 of its vertical dimension per 2009 UPC section 508.2.-

Case No: BLD20110712	JUNEAU PERMIT CENTER	Inspect on: 01/10/2012
	INSPECTION RESULTS	Time: 9:00
Issued On: 12/20/2011	Applicant: R H RENTALS LLC	Parcel No: 5B1601130046
Address: 2203 DUNN ST		Legal: J W MCKINLEY BL 32 LT 8A
Project Description: Convert portio	of second floor retail building into two, 1 bedroom apartmer	nt units.
Notes: Rich 723-4791. Final for 1 ur	A	
Inspection: B-Building Final	Result: C Inspected by:	<u>MFS</u> Date: <u> -10</u> - 12
SETBACKS: Front: 25.00 E Rear: 20.00 W	Parking Spac Side1: 10.00 N Side2: 10.00 S	ces: 17 Zoning: LC
Comments: Rear yard setback 20ft instead line, and an electrical easement exists at th	of 10ft due to abutting D-5 rear yard setback - applies per CBJ 49.25.400 (3). 10'. southeastern corner. See 2007 plat for details.	Access easement exist along southern lot
INSPECTION COMMENTS: - Kitchen cor	inter needs GFCI's.	
- Entry door five rated	to in question -: at minin door. will call with s	un 20 min
	E 1-10-12	
	MFZ	
		Consultation of the Constant
CONDITIONS / HOLDS:		
CBJ approved plans must be on site and the inspectors	available to the inspector. Inspections will not be performed and additional fees n	nay apply if approved plans are not available to
Minimum 1" Street Service and 1 1/4" E	ilding Supply and branches for up to 78 fixture units	
	nower valves shall provide scauld and thermal shock protection by means of an a kimum water temperature supplied to these fixtures shall be 120 degrees farenhe	
Water heaters shall be strapped within t	e upper 1/3 and lower 1/3 of its vertical dimension per 2009 UPC section 508.2	
	ce of a Certificate of Occupancy or Temporary Certificate neering and Buildings items must be approved.	e of Occupancy,



Community Development & Engineering Departments Mail: 155 South Seward Street Juneau, Alaska 99801 Telephone: 586-0770 FAX: 586-3365

JUNEAU PERMIT CENTER, 4TH FLOOR MARINE VIEW CENTER, 230 South Franklin Street

## Water Line Information

To be provided for any new building, addition, or remodel with added plumbing fixtures

1. **<u>NEW</u> FIXTURES:** List the number of each type of fixture that is new to this building. (Where no fixtures were before—this does not include fixtures being replaced.)

	No. of I	Fixtures		No. of	Fixtures
WFU		Bathtub (w/ or w/o showerhead)	WFU 1.5	<u> </u>	Dishwasher
West and a state of the State of the state	*************	Bathtub with ¾" valve	4		Clotheswasher hook-up
A		Bidet		Contraction (where )	Bar Sink
Brief of Colourants Balls Plane,	or emolection and a	Lavatory (bathroom sink)	1.5	1	Kitchen Sink
	and and a second se	Shower			Laundry Sink
2.5		Toilet	Construction and and and and and and and and and an	CA. 10 1000	Hose Bibb (for hose connection)
an kanang manang kanang manang man	Biological Distance of the	Urinal	STAF	F USE T	otal Additional WFU: 13.5

2. **EXISTING FIXTURES:** List the number of each type of existing fixture in the building. (Fixtures to be left <u>unchanged</u> or <u>replaced</u>.)

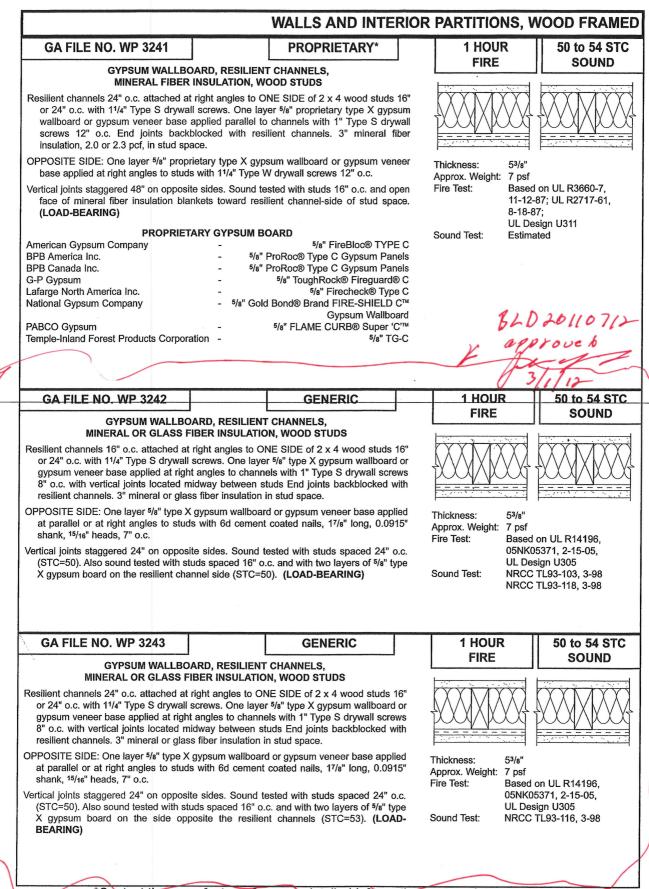
		Fixtures		No. of	Fixtures	
WFU 4		Bathtub (w/ or w/o showerhead)	WFU 1.5	1	Dishwasher	
		Bathtub with ¾" valve	ALL COMPONENT	CLUSTED GROUPS	Clotheswasher hoo	k-up
ala dikine animine anya		Bidet	protocol and the second s	*****	Bar Sink	
5	5	Lavatory (bathroom sink)	1.5		Kitchen Sink	
	1000 BACCOLOGIS	Shower		CAMERODOCOSTONO	Laundry Sink	
7.5	3	Toilet	3.5	2	Hose Bibb (for hose	e connection)
	anna accounting states	Urinal	STAF	F USE T	otal Existing WFU:	23
			STAF	F USE G	rand Total WFU:	36.5
3.		ne <b>size</b> of the incoming water street op at property line.)	service lin	ie? (pipe	e size from city main	Inches
4.	What is th the buildi	ne <b>size</b> of the building service line? ( ng.)	pipe size	from cu	rb-stop entering	/" Inches
5.		ne <b>distance</b> from the water shutoff b thest plumbing fixture fed by this w			line or well pump	65 Feet
6.		what is the water <b>pressure</b> at the he ell pump?	ouse, or lo	w wate	pressure setting	PSI
7.	What is th	ne height measured vertically (abov	e + or belo	ow -) of	the highest fixture	( <b>-</b> 2)

(new or existing) measured from the street level at the water shutoff box or well pump? // Feet

		STAFF USE PSI Adjustment:	-6.5
STAFF USE Hydrant Pressure (PSI)	73	STAFF USE Total PSI:	66.5

I:\FORMS\BLDGFORM\2006Forms

Last revised 02/10/2011



Contact the manufacturer for more detailed information on proprietary products.



(907) 586-0715 CDD\_Admin@juneau.org www.juneau.org/CDD 155 S. Seward Street • Juneau, AK 99801

### **Little Moon Nursery**

Case Number: PAC2021 004	0	
Applicant: Kayla Svinicki		
Property Owner: RH Rentals	, LLC	
Property Address: 2213 Dun	n Street	
Parcel Code Number: 5B160	1130046	
Site Size: 16,045 Square Feet	:	
Zoning: Light Commercial		
Existing Land Use:		
Conference Date:	lupo 16, 2021	
	June 16, 2021	
Report Issued:	June 23, 2021	
••	-	ducted for purposes of providing applicants with a application conferences are not based on a complete

application, and are not a guarantee of final project approval.

#### **List of Attendees**

Note: Copies of the Pre-Application Conference Report will be emailed, instead of mailed, to participants who have provided their email address below.

Name	Title	Email address
Kayla Svinicki	Applicant	littlemoonak@gmail.com
Irene Gallion	Planning	Irene.Gallion@juneau.org
Charlie Ford	Building	Charlie.Ford@juneau.org
Not Applicable	General Engineering	xxx.xxx@juneau.org
Kyle Paw	Permit Technician	Kyle.paw@juneau.org

i:\documents\cases\2021\pac\pac21-40 2213 dunn st little moon nursery\pac21-40\_draft 2.doc

#### **Conference Summary**

**Questions/issues/agreements identified at the conference that weren't identified in the attached reports.** The following is a list of issues, comments and proposed actions, and requested technical submittal items that were discussed at the pre-application conference.

#### **Project Overview**

The applicant is proposing a nursery for infants and toddlers. The facility will accommodate 40 children and 10 staff. Actual capacity may be reduced after state inspectors assess "useable space," which will not include offices, kitchen, diapering rooms, etc.

Minor development is a nonresidential use using less than 10,000 square feet or using less than half an acre.

- The proposed usable space for daycare is 2,185. Total space (including offices) is ~2,800.
- The size of the lot is 0.37 acres.
- This is minor development, approvable by the Director [Table of Permissible Uses, 7.300]. A Conditional Use Permit <u>IS NOT</u> required.

All operations are on the ground floor of the building.

Two suites will be used for daycare:

- 2205 will accommodate up to 10 infants
- 2213 will accommodate up to 30 mobile toddlers.

#### **Planning Division**

- 1. Zoning Light Commercial
- 2. Setbacks Existing structure
  - a. **Front** 25' front, 77 provided
  - b. Side 10' feet required and provided
  - c. Rear 10' required, 20 provided
- 3. **Height** 45' primary, 35' accessory.
- 4. Access Dunn Street.
- 5. Parking & Circulation Variance 2005-00039 provides for back-out parking onto Dunn Street.

CBJ 49.65.1120 requires one parking space per on-shift employee, plus one space per ten children served.

Employees = 10

Children = 40 /4 = 10

20 spaces are required

29 spaces are provided, with two ADA spaces.

- 6. Lot Coverage No maximum, 2880 square feet existing.
- 7. **Vegetative Coverage** 15% required, approximately 1350 square feet provided along the rear of the property, or 8%. A reduction of vegetative cover will not be permitted.
- 8. Lighting Not applicable.

- 9. Noise Noise anticipated would be compatible with Light Commercial zoning.
- 10. Flood Zone X no mapped flood hazard.
- 11. Hazard/Mass Wasting/Avalanche/Hillside Endorsement Not applicable.
- 12. Wetlands Not applicable. Lot is fully developed, and this proposal does not propose further development.
- 13. Habitat Not applicable.
- 14. Plat or Covenant Restrictions No applicable plat notes.
- Traffic A traffic study is not required. The average number of trips generated per 1,000 square feet of gross floor area is 74.06 [Institute of Traffic Engineers Trip Generation Manual Volume 3, page 1125], for a total of 161.8211 trips per day. This is less than the 250 that triggers a traffic study [CBJ 49.40.30(a) (2)].
- 16. Nonconforming situations not applicable.

#### **Building Division**

17. The maximum capacity will be 50. Under building code, max capacity of up to 100 can be "educational use" since there are two classrooms.

#### General Engineering/Public Works – Not applicable.

#### **Fire Marshal**

Fire Items/Access – Sprinklers are not needed for the single story ground floor project. Two fire
extinguishers will be needed, about 75' apart. CO detectors will be required since parking is less than 25
feet away.

#### **Other Applicable Agency Review**

19. Not applicable.

20.

#### List of required applications

Based upon the information submitted for pre-application review, the following list of applications must be submitted in order for the project to receive a thorough and speedy review.

- Development Permit Application: <u>https://juneau.org/index.php?gf-download=2019%2F12%2FDPA.pdf&form-id=22&field-id=11&hash=81202ef96484e0b859d1c4855a6b7ae4b18cb229e8824059dbb0d96082e74d6d</u>
- 2. Building Permit Application: <u>https://juneau.org/index.php?gf-download=2019%2F07%2Ffill-in\_bldpermit\_app.pdf&form-id=22&field-</u>id=11&hash=70f9f7a7b5d8faa14d63b1b841c8e0880e2642714885adcf767a69546126a9d4
- 3. Note: These forms can be sent to <u>permits@juneau.org</u> a permit technician will contact you for payment.

#### **Additional Submittal Requirements**

Submittal of additional information, given the specifics of the development proposal and site, are listed below. These items will be required in order for the application to be determined Counter Complete.

1. A copy of this pre-application conference report.

#### **Exceptions to Submittal Requirements**

Submittal requirements staff has determined **not** to be applicable or **not** required, given the specifics of the development proposal, are listed below. These items will **not** be required in order for the application to be reviewed.

1. Not applicable

#### **Fee Estimates**

The preliminary plan review fees listed below can be found in the CBJ code section 49.85.

Based upon the project plan submitted for pre-application review, staff has attempted to provide an accurate estimate for the permits and permit fees which will be triggered by your proposal.

1. Fees will depend on the value of work being done.

For informational handouts with submittal requirements for development applications, please visit our website at www.juneau.org/cdd.

#### **Submit your Completed Application**

Phone:	(907) 586-0770
Web:	www.juneau.org/cdd

Juneau Recording District When recorded, please return to: City and Borough of Juneau Attn: Engineering Department 155 South Seward Street Juneau, AK 99801 Phone: (907) 586-0876

#### DUNN STREET OWNERSHIP AND MAINTENANCE AGREEMENT

ALASKA

2016 - 003874 - 0

Page 1 of 11

Recording District 101 Juneau

08/12/2016 10:48 AM

**PART I. PARTIES**. In exchange for the valuable consideration described herein, this agreement is made between the (1) City and Borough of Juneau, Alaska a municipal corporation in the State of Alaska, hereinafter "CBJ," (2) RH Rentals LLC, an Alaska limited liability company, hereinafter "RHR" and (3) Duck Creek Properties LLC, an Alaska limited liability company, hereinafter "DCP." The term "owners" refer to RHR and DCP. The term "parties" refers to the CBJ, RHR, and DCP.

**PART II. ADMINISTRATION**. All communications about this agreement shall be directed as follows, any reliance on communication with a person other than that listed below is at the party's own risk.

#### CBJ:

City and Borough of Juneau Attn: Lands and Resource Manager 155 S. Seward Street Juneau, Alaska 99801 Fax: 907-463-2606

#### RHR:

RH Rentals LLC Attn: Richard Harris P.O. Box 32403 Juneau, Alaska 99803

#### DCP:

Duck Creek Properties, LLC Attn: Charles Schultz 16275 Point Lena Loop Rd Juneau, AK 99801

1

PART III. DESCRIPTION. The following are attached and are considered a part of thisagreement as well as anything incorporated by reference or attached to those attachments.Appendix A:Property Description & Specific Agreement ProvisionsExhibit 1:2015 Dunn Street Improvements

Dunn Street Ownership & Maintenance Agreement Ord. 2016-21 - Exhibit A **PART IV. EXECUTION**. The parties agree and sign below. This agreement is not effective until signed by the CBJ, and until the CBJ's share of the cost is fully appropriated by the City and Borough Assembly (Home Rule Charter of the City and Borough of Juneau, Sec. 9.13). The parties represent that the person signing below has the authority to do so and that it is a valid and binding contract enforceable in accordance with its terms.

#### **CITY & BOROUGH OF JUNEAU**

Date: By: Duncan Rorie Watt CBJ Manager

: ss.

**CBJ ACKNOWLEDGMENT** 

STATE OF ALASKA) ) First Judicial District )

This is to certify that on the  $\underline{922}$  day of  $\underline{August}$ , 2016, before the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn, personally appeared DUNCAN RORIE WATT, to me known to be the Manager of the City and Borough of Juneau, Alaska a municipal corporation, who on oath stated that he was duly authorized to execute said instrument on behalf of said corporation, who acknowledged to me that he signed the same freely and voluntarily on behalf of said corporation for the uses and purposes therein mentioned.

WITNESS my hand and official seal on the day and year in this certificate first above

Written STATE OF ALASKA OFFICIAL SEAL Janet B. Sanbei NOTARY PUBLIC My Commission Expires <b>6.7.20</b>	Janut B. Sanbu Notary Public in and for the State of Alaska My Commission Expires: <u>6.7.2020</u>	
Content Approved by:	, Engineering and Public Works De	ept.
Form Approved by: Amy Mead, Munic	iparAttorney biland and the second attempt atte	ent
Risk Management Review:	wtopo Wouth 7/5/16, Risk Managem	ent
Dunn Street Ownership & Maintenance	e Agreement	2
Ord. 2016-21 - Exhibit A		

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Duck	Creek Properties, LLC	Duck Creek Properties, LLC
Date: By:	118 3 2016	Date: 8/3/16 By: 8/3/16
• -	Charles/Schultz Co-owner of DCP	Kristen Schultz Co-owner of DCP

**DCP ACKNOWLEDGMENT** 

: ss.

STATE OF ALASKA)

First Judicial District ) This is to certify that on the <u>3</u> day of <u>August</u>, 2016, before the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn, personally appeared to me known to be the identical individual described in and who executed the foregoing instrument as CHARLES SCHULTZ, who on oath stated that s/he was duly authorized to execute said instrument on behalf of Duck Creek Properties, LLC, and who acknowledged to me that s/he signed the same freely and voluntarily for the uses and purposes therein mentioned.

WITNESS my hand and official seal on the day and year in this certificate first above

writte STATE OF ALASKA OFFIC USE SEAL D. Monchee NOTAE / PUBLIC 1919-0. n Expires 09/11/2016 STATE OF ALASKA) ) : ss.

11 lanchee Notary Public in and for the State of Alaska My Commission Expires: 9/11/2016

First Judicial District )

This is to certify that on the 3 day of 449054, 2016, before the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn, personally appeared to me known to be the identical individual described in and who executed the foregoing instrument as KRISTEN SCHULTZ, who on oath stated that s/he was duly authorized to execute said instrument on behalf of Duck Creek Properties, LLC, and who acknowledged to me that s/he signed the same freely and voluntarily for the uses and purposes therein mentioned.

WITNESS my hand and official seal on the day and year in this certificate first above written.  $M_{1}$ 

STATE OF ALASKA OFFICIAL SPAL 5. Manchee NOTARY PUBLIC Conversion Expires 09/11/2016

Notary Public in and for the State of Alaska My Commission Expires: 9/11/2016

Dunn Street Ownership & Maintenance Agreement Ord. 2016-21 - Exhibit A

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**R.H. Rentals LLC** Date: 6 Richard Harris Co-owner of RHR

: ss.

SS.

R.H. Rentals LLC Date: Katherine M. Harris Co-owner of RHR

#### **RHR ACKNOWLEDGMENT**

STATE OF ALASKA)

First Judicial District ) This is to certify that on the <u>3rd</u> day of <u>AUGUS</u>, 2016, before the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn, personally appeared to me known to be the identical individual described in and who executed the foregoing instrument as RICHARD HARRIS, who on oath stated that s/he was duly authorized to execute said instrument on behalf of R.H. Rentals LLC, and who acknowledged to me that s/he signed the same freely and voluntarily for the uses and purposes therein mentioned. WITNESS my hand and official seal on the day and year in this certificate first above

STATE OF ALASKA
OFFICIAL SEAL
D. Manchee
NOTARY PUBLIC
My Commission Expires 09/11/2016

Notary Public in and for the State of Alaska My Commission Expires: 9/11/2016

STATE OF ALASKA)

First Judicial District )

This is to certify that on the  $3^{2}$  day of August, 2016, before the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn, personally appeared to me known to be the identical individual described in and who executed the foregoing instrument as KATHERINE M. HARRIS, who on oath stated that s/he was duly authorized to execute said instrument on behalf of R.H. Rentals LLC, and who acknowledged to me that s/he signed the same freely and voluntarily for the uses and purposes therein mentioned.

WITNESS my hand and official seal on the day and year in this certificate first above written.

STATE OF ALASKA OFFICIAL SEAL D. Manchee NOTARY PUBLIC Commission Expires 09/11/2016

Notary Public in and for the State of Alaska My Commission Expires: 9/11/2016

Dunn Street Ownership & Maintenance Agreement Ord. 2016-21 – Exhibit A

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#### APPENDIX A: PROPERTY DESCRIPTION & SPECIFIC AGREMENT PROVISIONS

#### A. Identity of Parties

#### 1. R.H. Rentals LLC

RHR is the owner of record for the following properties<sup>1</sup>

Parcel #	Abbreviated Legal Description	Address
5B1601130031	JW McKinley BL32 LT5A	1997 Dunn St
5B1601130042	JW McKinley BL32 LT8A	2201 Dunn St
5B1601130046	JW McKinley BL32 LT8A	2203 Dunn St
5B1601130047	JW McKinley BL32 LT10A	2221 Dunn St
5B1601130050	McKinley Lundwall TR1	9355 Glacier Hwy
5B1601130060	McKinley Lundwall TR2&3	9351 Glacier Hwy

#### 2. Duck Creek Properties LLC

DCP is the owner of record for the following property:

Parcel #	Abbreviated Legal Description	Address
5B1601130071	J.W. McKinley BL32 LTS 14 &15 <sup>2</sup>	2220 Dunn St

#### 3. City and Borough of Juneau

The CBJ owns the land comprising the right-of-way underlying Dunn Street, but the CBJ has not accepted ownership or maintenance of Dunn Street. Dunn Street is currently a privately maintained road in a public right-of-way.

#### B. Recitals

1. Dunn Street was platted in the J.W. McKinley subdivision in the early 1950s, which predates adoption of subdivision right-of-way and street standards.<sup>3</sup>

2. The Dunn Street right-of-way ("ROW") is 30 feet wide.

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3. The Dunn Street ROW was dedicated for public use during the J.W. McKinley subdivision, but it was not developed to public use standards.

Attachment K – 2016 Dunn Street Agreement

Dunn Street Ownership & Maintenance Agreement Ord. 2016-21 – Exhibit A

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<sup>&</sup>lt;sup>1</sup> Quit Claim Deed, JRD 2003-000379-0 (Jan. 15, 2003)

<sup>&</sup>lt;sup>2</sup> Statutory Warranty Deed, JRD 2010-000905-0 (Feb. 2, 22, 2010).

<sup>&</sup>lt;sup>3</sup> Front pocket of Deed Book 46, Juneau Recording District, State of Alaska (Nov. 19, 1952); Deed Book 58 at Page 254, Juneau Recording District, State of Alaska.

4. The Dunn Street ROW has not been constructed to any acceptable development standard and remains an unimproved gravel road not accepted for maintenance by the CBJ.

5. The properties along Dunn Street have been developed to the fullest extent without providing the necessary infrastructure within the Dunn Street ROW for the CBJ to accept Dunn Street for maintenance.

6. The Owners want to improve Dunn Street and submitted a petition requesting the City and Borough pave Dunn Street.

7. In December 2013, the CBJ Public Works and Facilities Committee (PWFC) directed staff to look into the costs of providing paving improvements.

8. The CBJ Assembly appropriated \$250,000 in the FY 2015 Capital Improvement Project as partial funding for a Dunn Street paving project.

9. On March 23, 2015, the PWFC passed a motion supporting a combined owner contribution of \$50,000 towards the project cost.

10. On May 28, 2016, the owners requested the installation of a street light at the intersection of Dunn Street and Glacier Highway and agreed to contribute \$6,250 toward the cost of installation.

11. By Ordinance 2016-21, the CBJ Assembly authorized the Manager to execute this agreement.

12. Pursuant to CBJ 15.10.290, when the owners of one hundred percent of the property bearing the cost of improvements agree, the assembly may authorize a contract for provision of such improvements in lieu of special assessments where the amounts due the City and Borough are a lien upon all real property involved in the same manner and with the same priority as special assessments, subject to penalty and interest as provided for special assessments.

#### C. Agreement

The parties agree as follows:

**1.** Agreement duration. The parties execute this agreement with the intent for it to be perpetual and run with the land binding all heirs, successors, and assigns.

2. Ownership of land. The land underlying Dunn Street has been dedicated and accepted for public use.

3. Character of Roadway. Dunn Street is a private maintained road in a public ROW.

Dunn Street Ownership & Maintenance Agreement Ord. 2016-21 – Exhibit A

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4. Access. The parties agree that Dunn Street will remain open for vehicle and pedestrian public access.

5. 2015 Improvements. The Owners will collectively contribute \$56,250 towards the Dunn Street paving improvements as described in Exhibit 1 (pavement, road base, curb and gutter, storm drainage, water system, street light at the intersection of Dunn Street with Old Glacier Highway, etc.). The CBJ will cover all other improvement costs consistent with Exhibit 1. CBJ estimates its contributions will exceed \$400,000. The parties intend for the Exhibit 1 improvements to be completed in 2017, but this agreement does not require the improvements to occur in 2015.

6. Financial Guarantee. This agreement shall be deemed an adequate financial guarantee of improvements pursuant to CBJ 49.55.010.

7. RHR Contribution. RHR will contribute \$48,214.30 towards the Exhibit 1 improvements.

8. DCP Contribution. DCP will contribute \$8,035.70 towards the Exhibit 1 improvements.

9. Lien. Any amounts due the City and Borough shall be a lien upon all real property involved, paramount and superior to any other lien created before or after the Agreement is executed, except a lien for a prior assessment or for property taxes.

10. Owner Contribution and Financing Terms: Owner contributions are due in full, or a financing agreement signed and first payment made, within 60 days of the Assembly appropriating the remaining funds necessary to complete the Exhibit 1 improvements. If not paid in full, the remaining amount shall be paid in ten equal annual installments, payable in the same manner and at the same time as property taxes. All installments shall include interest on the unpaid balance at the rate of 3.09 percent per annum. The penalty and interest that apply to the delinquent payment of property taxes shall apply to the delinquent payment of the annual installments.

11. **CBJ Maintenance**: Upon completion of the improvements described in Exhibit 1, the CBJ has a duty to maintain the asphalt and drainage system and street light at the intersection of Dunn Street with Old Glacier Highway within the Dunn Street ROW.

12. Winter maintenance. The Owners have a duty to provide all winter maintenance of the Dunn Street ROW, including but not limited to snow removal and traction enhancements (i.e. sand, salt, etc.). The Owners are responsible for any damage caused by or related to winter maintenance.

13. Owners' Association: Prior to either Owner conveying title to their property, the Owners shall create an owner's association for the purpose of continuing the duties contained in this agreement. The Owners agree that such owner's association shall have the power to assess the lots subject to this agreement for their share of the maintenance costs of Dunn Street.

Dunn Street Ownership & Maintenance Agreement Ord. 2016-21 – Exhibit A

Page 7 of 11 2016-003874-0 14. Indemnification. The Owners agrees to defend, indemnify, and hold harmless the CBJ, its employees, volunteers, consultants, and insurers, with respect to any action, claim, or lawsuit arising out of or related to the Owners' use, occupancy, and maintenance of the Dunn Street ROW, without limitation as to the amount of fees, and without limitation as to any damages, cost or expense resulting from settlement, judgment, or verdict, and includes the award of any attorneys' fees even if in excess of Alaska Civil Rule 82. This indemnification provision applies to the fullest extent permitted by law and is in full force and effect whenever and wherever any action, claim, or lawsuit is initiated, filed, or otherwise brought against CBJ relating to this agreement. The obligations of the Owners arise immediately upon actual or constructive notice of any action, claim, or lawsuit. The CBJ shall notify the Owners in a timely manner of the need for indemnification, but such notice is not a condition precedent to the Owners obligations and is waived where the Owners have actual notice.

15. Governing Law. The laws of the State of Alaska shall govern this agreement. The venue for any proceedings brought by either party to enforce the terms of this agreement shall be in the First Judicial District at Juneau, Alaska.

16. Integration and Modification. This agreement, including all appendices, exhibits, and references, constitutes the entire agreement between parties. Any modification, amendment, or waiver of any provisions of this agreement shall not be effective, unless it is mutually agreed to in writing and signed by the Parties.

17. Severability. If one or more of the provisions of this agreement is held invalid, illegal or unenforceable in any respect, such holding will not impair the validity, legality, or enforceability of the remaining provisions.

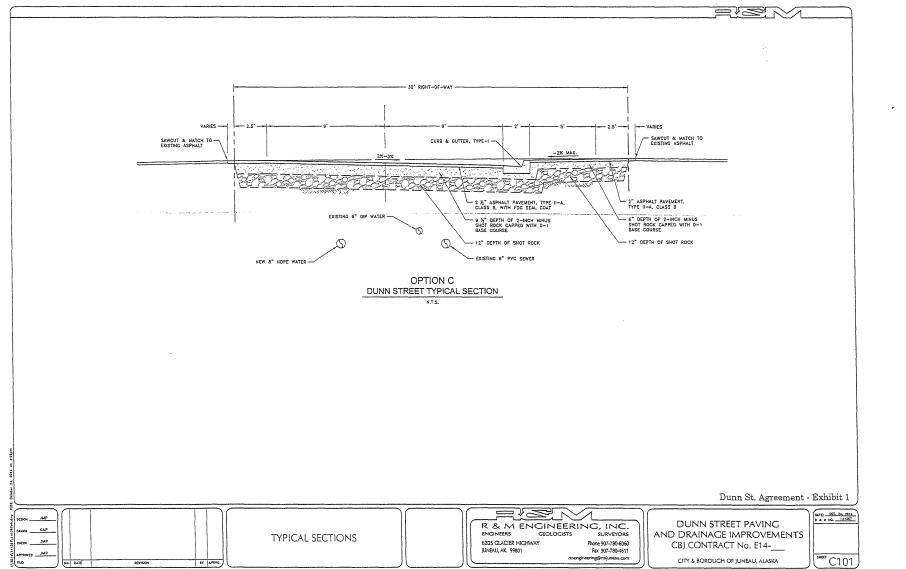
**18. Construction**. The parties have reviewed and participated in the preparation of this agreement. The parties agree that any ambiguities will not be construed against a party.

**19. Recordation**. The CBJ will record a copy of this agreement, at the Owner's expense, with the state recorder's office for each lot subject to this agreement.

**20.** Effective Date. This agreement is not effective until signed by the CBJ, and until the CBJ's share of the cost is fully appropriated by the City and Borough Assembly, as required by the City and Borough of Juneau's Home Rule Charter, Sec. 9.13.

End of Agreement.

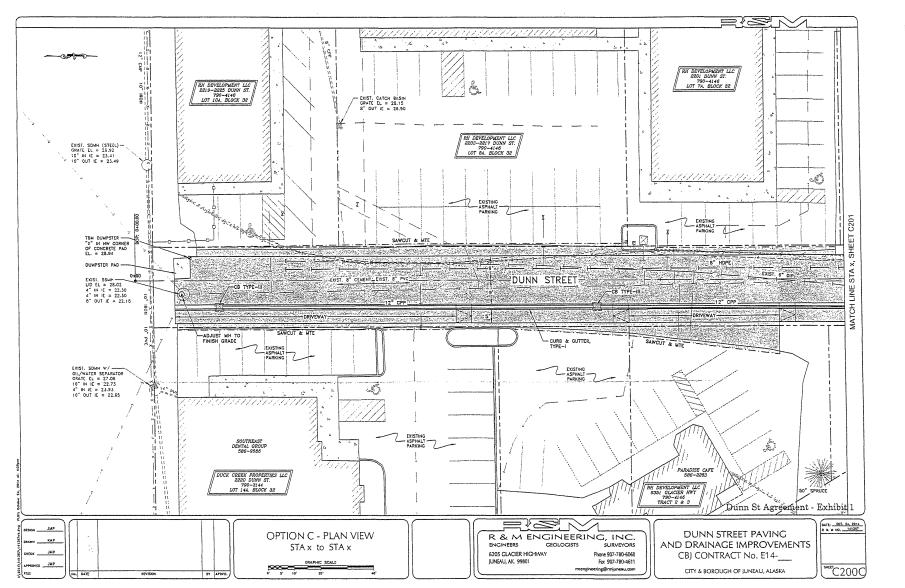
Dunn Street Ownership & Maintenance Agreement Ord. 2016-21 – Exhibit A Page 8 of 11 2016 - 003874 - 0



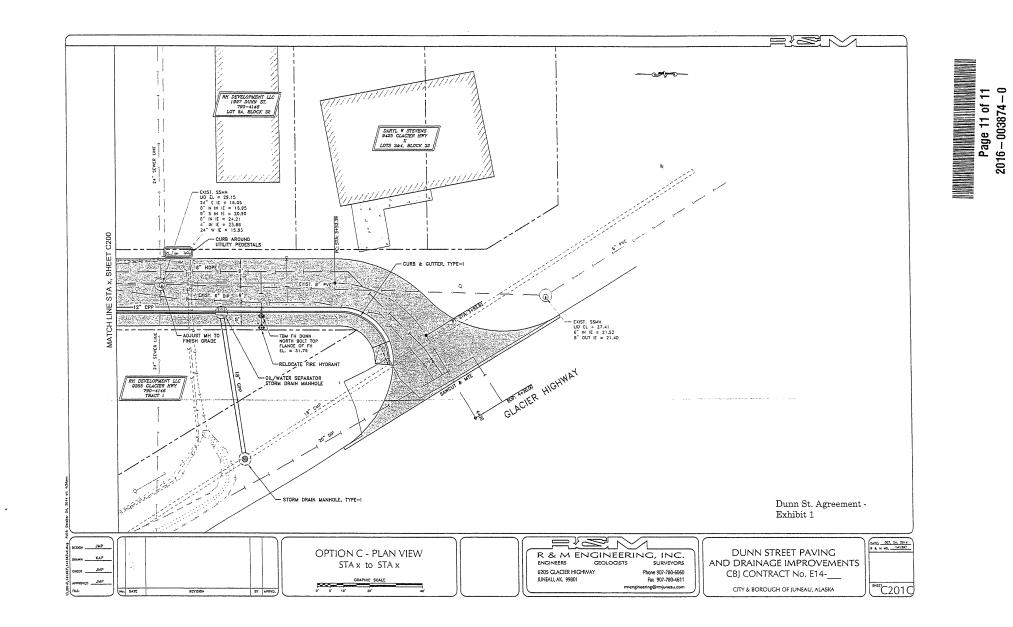
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Attachment K – 2016 Dunn Street Agreement

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Attachment K – 2016 Dunn Street Agreement



## **BUILDING PERMIT**

Permit No. BLD20130030

\* NOTE: "Building Permit" is a generic term which includes Building Safety Inspection, Grading Permits, and permits for Electrical, Plumbing and Mechanical work.

#### Your special attention is called to the following:

This permit is granted on the express conditions that the construction shall, in all respects, conform to the ordinances of the City and Borough of Juneau. It may be revoked at any time upon violation of any of said ordinances.

The granting of this permit does not authorize the violation of any federal, state or local law regulating construction for the violation of the terms of any deed or covenent or any zoning or other regulation.

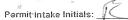
If plan review was required, this permit must be attached to the approved drawings. The permit, plans and record of inspections must be available on site at all times while the construction is in progress and before final inspection.

The yellow posting notice must be prominently displayed to show a permit has been issued and to assist the inspectors in location of the project. This permit becomes null and void if work or construction authorized is not commenced within one year or if work or construction is suspended or abandoned for a period of one year at any time after work has commenced.

Note: City Ordinances REQUIRE a Final Inspection be approved for every Building Permit.

Inspections Inspections can be arranged by telephoning 586-1703 or by written or faxed notification. The Online Building Inspection Request Form is at: www.juneau.org/permits/inspect_request.php. Work shall not proceed until the inspector has approved the various stages of construction. An approved Final Inspection is required. Call before 7:30 AM for same day inspections. Please provide the following information: 1 Permit Number, 2 Address, 3 Type of Inspection, 4 Date and Time and 5 Contact Name and Phone Number.				
Job Address: 2203 DUNN ST Permit Number: BLD20130030 Project Description: Change of use from office to efficiency apart	Issued Date : 02/01/2013 Parcel No: 5B1601130046 Iment			
Parcel Information : J W MCKINLEY BL 32 LT 8A				
Setbacks:       Zone: LC:         Front:       25.00       Ft. E       Side 1:       10.00       Ft. N         Rear:       20.00       Ft. W       Side 2:       10.00       Ft. S         Street Side:       Comments:       10' Access easement exist along southern lot line, and an electrical	Firm Zone: C easement exists at the southeastern corner. See 2007 plat for details.			
Owner : R H RENTALS LLC PO BOX 032403 JUNEAU AK 99803-2403	Applicant : ALPINE CONSTRUCTION PO BOX 32684 JUNEAU AK 99803			
Fee Type         Date         Receipt         Amoun Paid           BLD- Comm Plan Review         01/16/2013         03282         \$76.2           BLD- Bldg Permit Fee         01/16/2013         03282         \$117.3           Total Fees Paid:	S.F.     Type     Rate     Amount       36     3,850.00			
Project Conditions and Holds: <b>Custom Condition as a Warning</b> - Conditions from the original building permit (BLD06-679) for the existing 2-story building may apply. See conditions list in new apartment case folder.				
Inspections Required: Call for inspection before covering or concealing any of the worl B-Framing B-Rough Electrical B-Building Final	k described below. Inspections may be combined. B-Rough Plumbing			

## Staff Review Sheet



FIRE ZONE ENG WAT SEW ARCH STRUC PLUM MECH ELEC ACCESS SPEC/INSP

1/16/2013

Banner BSF

		Case No: BLD20130030
	Site Address: 2203 DUNN ST Desc: Change of use from office to apartment	Parcel No: 5B1601130046
	Commercial       REP       New Dwelling Units:       1         FCC Code:      437       Existing Dwelling Units:       0         Type of Construction:        Occupancy Class:       R-2         Sprinkler Substitute for Type A Construction:       YES       NO         Sprinkler System:       FULL       PARTIAL       NONE       Required:       YES       NO         Alarm System:       FULL       PARTIAL       NONE       Required:       YES       NO         Code Edition:        Code Review by:        Date:	Sent to Fire Date 01 17 13
Adi to 0-5 All Merror Wo-k	LAND USE       ENGINEERING/PUB WORKS       PLAN REVIEW APPROVALS         ZONE/UNITS       LC /         WETLAND	PERMIT ISSUANCE FEES
project	Parcel Tags:         As of BLD11-712 the parking requirement is 17 spaces:         1st FI: 90' x 32' = 2,880/ Retail 300 = 9.6 sp         2nd FI: 16 x 90= 1,440/ 300 = 4.8 sp + 16 x 14 = 224/ Office 300 = .75 sp + 4.8 = 5.9         2, 1 bedroom Apts. = 2 sp = Total 7.5 sp         Total Parking Req. = 17 sp         CONDITIONS AND HOLDS ON PERMIT: (Continued on back of sheet)	5

# Staff Review Sheet

FIRE ZONE ENG WAT SEW ARCH STRUC PLUM MECH ELEC ACCESS SPECINSP

1/16/2013

Planner

	2		Case No: BLD20130030		
	DUNN ST from office to apartment		Parcel No: 5B1601130046		
Commercial         FCC Code:       437         Type of Construction:          Sprinkler Substitute for          Sprinkler System:       FU         Alarm System:       FU         Code Edition:	Existing Occupan Type A Construction: YES LL PARTIAL NONE Re LL PARTIAL NONE Re Code Review b	elling Units:       1         Dwelling Units:       0         ncy Class:       R-2         NO       0         quired:       YES       NO         quired:       YES       NO         oy:        Date:          Rate       Amount       3,850.00			
	Total Valuation:	Barrana and the and the second s			
LAND USE         ZONE/UNITS       LC /         WETLAND	ENGINEERING/PUB WORKS         Dwelling Units:         CITY WATER:         Permit #:         Use:         Assessment:         Service Size:         Line Size:         CITY SEWER:         Permit #:         Use:         Assessment:         Fixture Units:         WATER CONNECTION PERMITS         I hereby acknowledge receipt of         a         Date	\$3,850.00  PLAN REVIEW APPROVALS  Diffe  Diffe Diffe Diffe Diffe Diffe Diffe Diffe Diffe Diffe Diffe	PERMIT ISSUANCE FEES         Grading Plan Review Fee         Adjusted Plan Review Fee         Fast Track Fee         Early Start Fee         Building Permit Fee         Water Assessment Fee         Sewer Assessment Fee         Grading Permit Fee         Grading Permit Fee         Sewer Inspection Fee         Grading Permit Fee         Grading Permit Fee         Driveway Permit Fee         Bond for         Other         Total Issuance Fees         PERMIT ISSUANCE PAYMENTS         Date       Receipt         Check       Amount         \$       \$		
Parcel Tags:         As of BLD11-712 the parking requirement is 17 spaces:         1st FI: 90' x 32' = 2,880/ Retail 300 = 9.6 sp         2nd FI: 16 x 90= 1,440/ 300 = 4.8 sp + 16 x 14 = 224/ Office 300 = .75 sp + 4.8 = 5.5         2, 1 bedroom Apts. = 2 sp = Total 7.5 sp         Total Parking Req. = 17 sp         CONDITIONS AND HOLDS ON PERMIT: (Continued on back of sheet)					
		· · · · · · · · · · · · · · · · · · ·			



## **BUILDING PERMIT APPLICATION**

NOTE: THIS IS NOT A BUILDING PERMIT

\* NOTE: "Building Permit" is a generic term which includes Building Safety Inspections, Grading Permits, and permits for Electrical, Plumbing and Mechanical work.

			Case No: BLD20130030
Case Description:	Change of use from office to apartment		
Site Address:	2203 DUNN ST	Ch	eck No. of Existing Dwelling Units:
Parcel No:	5B1601130046		No. of New Dwelling Units: 1
Legal Description:	J W MCKINLEY BL 32 LT 8A		No. of Removed Dwelling Units: 0
Applicant :	ALPINE CONSTRUCTION PO BOX 32684 JUNEAU AK 99803		
		PRI	723-6473
Owner:	R H RENTALS LLC	Contracto	DIT: ALPINE CONSTRUCTION
	PO BOX 032403 JUNEAU AK 99803-2403		PO BOX 32684 JUNEAU AK 99803
	PH: FAX		
Valuation for Per <u>S.F.</u> <u>Typ</u>	rmit Fee Calculations: ne <u>Rate</u>	<u>_Amount</u> 3,850.00	
	Total Valuation:	\$3,850.00	
Associated Case None.	es:		
lst FI: 90' x 32' = 2nd FI: 16 x 90=	2 the parking requirement is 17 spaces: = 2,880/ Retail 300 = 9.6 sp 1,440/ 300 = 4.8 sp + 16 x 14 = 224/ Office room Apts. = 2 sp = Total 7.5 sp eq. = 17 sp	e 300 = .75 sp + 4.8	3 = 5.5
Notes and Condi	itions:		

Applicant's Signature

Date

Staff Acceptance

(Øwner, Contractor or Authorized Agent)

I hereby certify that I have read and examined this application and know the same to be true and correct. I further certify that all provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. I understand that the granting of a permit does not presume to give authority to violate or cancel the provisions of any other federal, state or local law regulating construction or the performance of construction.

> JUNEAU PERMIT CENTER - 230 S. Franklin Street - 4th Floor, Marine View Center - Mail: 155 S. Seward Street, Juneau, AK 99801 Phone: 586-0770 - FAX: 586-3365 - Inspection Requests: 586-1703 - Email: permits@ci.juneau.ak.us Web Page: HTTP://WWW.JUNEAU.ORG/PERMITS

#### Attachment L – BLD2013-030

Parking Requirement for Lot 9A

1/24/13

New Building Permit # BLD2013-30

• New Efficiency Apt. on second floor that replaces storage space

 $1^{\text{st}}$  Floor: Did not calculate parking requirement at this time

- RH Office
- Rain Tree Quilting (retail)
- Massage Therapy
- other unknown uses at this time

 $2^{nd}$  Floor: 6.9 spaces = 7 spaces

- 2-1 Bedroom Apartments = 3 parking spaces
- Office = 2.4 spaces (1/4 space of second floor area)
- <u>New</u> efficiency Apartment = 1.5 spaces

## Original parking requirement under Building Permit # BLD06-679 = 19 Spaces

- Bric Feldt 1/24/13



## G PER

\* NOTE: "Building Permit" is a generic term which includes Building Safety Inspection, Grading Permits, and permits for Electrical, Plumbing and Mechanical work.

#### Your special attention is called to the following:

This permit is granted on the express conditions that the construction shall, in all respects, conform to the ordinances of the City and Borough of Juneau. It may be revoked at any time upon violation of any of said ordinances.

The granting of this permit does not authorize the violation of any federal, state or local law regulating construction for the violation of the terms of any deed or covenent or any zoning or other regulation.

If plan review was required, this permit must be attached to the approved drawings. The permit, plans and record of inspections must be available on site at all times while the construction is in progress and before final inspection.

The yellow posting notice must be prominently displayed to show a permit has been issued and to assist the inspectors in location of the project. This permit becomes null and void if work or construction authorized is not commenced within one year or if work or construction is suspended or abandoned for a period of one year at any time after work has commenced.

Note: City Ordinances REQUIRE a Final Inspection be approved for every Building Permit.

Inspections Inspections can be arranged by telephoning 586-1703 or by written or by online form or Email. The Online Building Inspection Request Form is at: www.juneau.org/community-development/cdd-inspection-request. Work shall not proceed until the inspector has approved the various stages of construction. An approved Final Inspection is required. All inspections must be requested before noon the business day prior. Same day inspections must be requested by calling 586-0770 Please provide the following information: 1 Permit Number, 2 Address, 3 Type of Inspection, 4 Date and Time and 5 Contact Name and Phone Number.						
Permit Nu	ess: 2203 DUNN ST mber: BLD20240811 pription: Complete partition wall to	create an additional	reta	il unit and fin	ish bathroom.	Issued Date : <b>01/02/2025</b> Parcel No: <b>5B1601130046</b>
Parcel Info	rmation : J W MCKINLEY BL 32	LT 8A				
Setbacks:	Zone: : Front: 25.00 Ft. Rear: 10.00 Ft. Street Side: 17.00 Ft.	Side 1: 10.00 Ft. Side 2: 10.00 Ft.				
Comments:						
Owner :	R H RENTALS LLC PO BOX 032403 JUNEAU AK 99803-2403			Applicant :	RH RENTALS LLC PO BOX 032403 JUNEAU AK 99803	

Fee Туре	Date	Receipt	Amount Paid	Valuation for Permit Fee Calculations: S.F. Type	Rate	Amount
BLD- Bldg Permit Fee	12/16/2024	68357	\$188.64			
BLD- Comm Plan Review	12/16/2024	68357	\$122.62			10,000.00
	Total I	ees Paid:	\$311.26	Total Valuation:		\$10,000.00

Project Conditions and Holds:

> Approved Plans On Site - CBJ approved plans must be on site and available to the inspector. Inspections will not be performed and additional fees may apply if approved plans are not available to the inspectors.

WATER FIXTURE COUNT - 1" Street Service and 1.25" Building supply good for 78wfu. 1.25'=78, 1"=39, 3/4"=20, 1/2"=7

Shower Anti-scald Valve - Showers and tub-shower combinations shall be provided with a control valve installed at the point of use that conforms to ASSE 1016/ ASME A112.1016/CSAB125.16 or ASME A112.18.1/CSA B125.1.

Seismic Strap Wtr Heater - Water heaters shall be anchored in an approved manner or strapped within the upper 1/3 and lower 1/3 of its vertical dimensions.

Water Hammer - Building water supply systems where quick-acting valves are installed shall be provided with water hammer arrester(s) to absorb high pressures resulting from the quick closing of these valves. Water hammer arresters shall be approved mechanical devices that comply with ASSE 1010 or PWI-WH 201 and shall be installed as close as possible to quick-acting valves.

Inspections Required: Call for inspection before covering or concealing any of the work described below. Inspections may be combined.				
B-Framing	B-Rough Electrical	B-Rough Plumbing		
B-Fire Separation/Rated Assemblies	B-Vents (Bath, Dryer, Kitchen, etc.)	B-Building Final		

JUNEAU PERMIT CENTER - 230 S. Franklin Street - 4th Floor, Marine View Center - Mail: 155 S. Seward Street, Juneau, AK 99801 Phone: 586-0770 - FAX: 586-4529 - Inspection Requests: 586-1703, Inspections@Juneau.org - Questions, Email: permits@juneau.org Web Site: www.juneau.org/community-development



## Assessor's Database

## Current Owner

R H RENTALS LLC PO BOX 032403, JUNEAU AK 99803 **Parcel #:** 5B1601130046 (<u>Map</u>)

Prev. Owner: R H DEVELOPMENT LLC Use Code: Commercial Retail No. of Units: 001 Garage: No City Water: Yes Exempt Land: 0 Site Value: \$312196.00

Address: 2203 DUNN ST

Exempt: No Data Year Built: 2008 Garage Area: 000000 City Sewer: Yes Exempt Building: 0

Legal Desc. 1: J W MCKINLEY	Legal Desc. 2:
BL 32 LT 8A	
Building PV: \$671406.00	Total PV: \$983602.00
Zoning: Light Commercial	<b>Tax Year:</b> 2024
	Gross Liv. Area: 005814 sqft
Lot Size: 16045.00	Last Trans: 20030115
Exempt Total: 0	Road/No Road: Roaded

## Search the Database

Search the database using the search box below. The field accepts any search parameter (owner's name, address, parcel number, year built, etc.).



Attachment N – 2025 Assessor Data & Site Photos



Attachment N – 2025 Assessor Data & Site Photos



