



**KOTZEBUE PLANNING COMMISSION
RESOLUTION 26-11**

**A RESOLUTION OF THE KOTZEBUE PLANNING COMMISSION RECOMMENDING
TO THE CITY OF KOTZEBUE CITY COUNCIL THE APPROVAL OF ARCTIC
CIRCLE WILD SEAFOOD (“ACWS”) TIDELANDS USE PERMIT & TEMPORARY
USE PERMIT FOR PURCHASING FISH CAUGHT WITHIN CITY-OWNED
TIDELANDS**

WHEREAS, the City of Kotzebue ("City") owns surface and submerged Tidelands as delineated in Alaska Department of Natural Resources documents and State Patents Exhibit A”;

WHEREAS, Chapter 11.04, "Tideland Regulations," of the Kotzebue Municipal Code governs the use of City Tidelands;

WHEREAS, ACWS has submitted a request for a temporary non-exclusive use of City Tidelands to facilitate the purchase of salmon from local fishermen during the 2026 commercial season as set forth in Exhibit “B”;

WHEREAS, The City owns shoreside property and can provide a Temporary Use Permit

WHEREAS, ACWS’s main operations will be conducted shoreside on the property described as corner of Fourth and Sixth Street

WHEREAS, ACWS’s operations will not be directly located within the bounds of the City Tidelands, ACWS will still be conducting business with commercial fisherman operating within City Tidelands;

WHEREAS, ACWS has fulfilled the conditions precedent outlined in the Tidelands Permit application, including obtaining necessary permits from federal, state, and local governments;

WHEREAS, ACWS has maintained its fish buying operation in Kotzebue for a number of years remaining in good standing with the City on all previous Tidelands Permits and Temporary Use Permits up to this year; and,

WHEREAS, the requirement for a formal appraisal of the value of non-exclusive use has been waived due to time sensitivity, with ACWS agreeing to negotiate an amount subject to City Council approval;

NOW THEREFORE BE IT RESOLVED:

1. The Tidelands Permit and Temporary Use Permit is hereby recommended for approval for Arctic Circle Wild Seafood, subject to compliance with all terms and conditions set forth in the permit application (Exhibit “B”) and attached Tidelands Permit and Temporary Use Permit (Exhibits “C” and “D”).
2. ACWS and its agents shall adhere to all federal, state, and local laws, regulations, and permit conditions applicable to activities conducted under this permit.
3. ACWS shall maintain the permitted area in a clean, safe condition and comply with spill reporting requirements as specified in the permit conditions.
4. This permit shall retroactively take effect August 20, 2026, and expire on August 31, 2026, unless extended by mutual, written agreement of the Parties.
5. The City Manager or their designee is authorized to execute the Tidelands Permit and Temporary Use Permit on behalf of the City of Kotzebue.

PASSED AND APPROVED by the Kotzebue Planning Commission on this 19st day of August 2026.

**CITY OF KOTZEBUE
Planning Commission**

Ernest Norton, Chairman

ATTEST:

Lloyd Walker, Planning Director

Attachments

Exhibit A- City Tidelands

Exhibit B- ACWS Tidelands Permit Application

Exhibit C- Proposed ACWS Tidelands Permit

Exhibit D-Proposed Temporary Use Permit