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**MEMORANDUM**

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**TO:** MAYOR JENSEN AND BOROUGH ASSEMBLY  
**FROM:** KARL HAGERMAN, UTILITY DIRECTOR   
**SUBJECT:** 410 MITKOF HIGHWAY – NONCOMPLIANCE HEARING  
**DATE:** 9/15/2023  
**CC:** STEVE GIESBRECHT, BOROUGH MANAGER  
DEBRA THOMPSON, BOROUGH CLERK  
RAY WESEBAUM, BUILDING OFFICIAL  
COURTNEY JOHNSON, VIA EMAIL

A dangerous building noncompliance hearing is on the agenda for the regular meeting of September 18, 2023, regarding a structure located at 410 Mitkof Highway. I, along with the borough building official, intend to submit evidence which we believe indicates that the structure meets the definition of a 'dangerous building' under Chapter 9.20 of the municipal code, in that it is still being used as a residence despite the fact that it is not hooked up to the borough sanitary sewer system. Ms. Johnson, the owner of the property, will also be provided the opportunity to present evidence and testimony.

We will be asking the Assembly to enter a finding that the structure constitutes a dangerous building, and a suggested motion is below:

**“I move that the structure located at 410 Mitkof Highway be determined to meet the definition of a Dangerous Building, as defined in PMC 9.20.010.I and J; that the structure be ordered to be vacated, and not used for either overnight stays or as a permanent or temporary residence by any person, until such time as it is properly connected to the Borough’s sanitary sewer system; and that Borough staff be directed to draft findings and an order, consistent with this motion and based upon the testimony and evidence entered during the noncompliance hearing, for consideration and approval at the next regular Assembly meeting.”**

Thank you for your attention and consideration of this matter.