Planning Commission Staff Report & Finding of Fact

Meeting Date: August 12, 2025

APPLICANT/AGENT: OWNER(S), IF DIFFERENT:

Grant Trask Petersburg Borough

<u>LEGAL DESCRIPTION:</u> <u>LOT AREA:</u> Portion of Public School Reserve 200 sf

LOCATION: SURROUNDING ZONING:

Dolphin St. Parking Lot

North: Public Use South: Commercial-1 East: Public Use West: Commercial-1

PID: APPLICATION SUBMISSION DATE:

01-012-010

ZONING:

Public Use

I. APPLICANT REQUEST: The applicant has requested to purchase 200 sf of borough-owned property.

II. APPLICABLE CODE:

16.12 ACQUISITION OR DISPOSAL OF BOROUGH PROPERTY 19.48 P-1, PUBLIC USE DISTRICT

III. FINDINGS:

- 1. Subject property is owned by the Petersburg Borough.
- 2. Subject property does not have legal and practical access to a public right-of-way.
- 3. Subject property is located within the designated school parking lot and adjacent to applicant's parcel.
- 4. Subject property has an existing encroachment. A greenhouse constructed by the applicant about 10 years ago.
- 5. Current zoning is public use, which is intended for areas for public uses, such as parks, playgrounds, government-owned buildings, and municipal facilities. The proposed use of a private greenhouse is not consistent with the existing zoning.
- 6. The applicant seeks a 4' x 50' parcel. However, this would create a new property line at the edge of the greenhouse, which would not be consistent with Fire Code requirements on commercial property. An additional 5' would need to be added to conform with Fire Code separation requirements or a fire resistant wall rated for 1 hr would need to be constructed.
- 7. At their May 20, 2025, meeting, the school board voted to recommend not selling the parcel to the Trasks, as they do not want to set a precedent of selling off school/borough property. However, they do not feel the need to ask the Trask's to remove the greenhouse at this time. The district will monitor future encroachments.
- 8. Community Development Department recommends the property be retained in public ownership. The Department noted that the property is located within the Petersburg Public School Reserve. This area has been reserved specifically for the current and future needs of the school district. The area being applied for was purchased in 1950 by the Petersburg School Board

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using State of Alaska Tobacco Tax Fund dollars, which at the time were earmarked for public school use.

IV. PUBLIC NOTICE

The borough provided public notice of the hearing. Notice was mailed by first class mail to the owner of record of the property within six hundred feet of the exterior boundary of the property that is the subject of the application.

V. APPLICATION REVIEW

- a. The application is classified as a request to purchase borough property.
- b. Criteria -

Per 16.12.050, no borough property in Service Area 1 may be disposed of unless it has been zoned by the borough. As noted in Section III, Findings, the subject property is zoned.

Per 16.12.080 (A), the Planning Commission may require an applicant to state the nature, extent, size and general specifications of improvements the applicant intends to construct upon the real property and the time when the improvements will be completed.

VI. ACTION

Based on the preceding findings of fact, the Petersburg Planning Commission makes the following report to the Borough Assembly:

- 1. The commission recommends the borough assembly not approve sale of approximately 200 sf of the Public School Reserve to Grant Trask for the purpose of addressing an encroachment of a greenhouse along with findings of fact and report as presented.
- 2. The subject property is reserved for a public purpose, and the sale is not supported by the School Board.
- 3. The proposed use is inconsistent with the existing zoning.
- 4. The parcel as proposed would not meet requirements of fire code separation between the existing greenhouse and the proposed new property line, A minimum of 5' separation from the property line or the construction of a wall with fire-resistance rating of 1 hr. would be required to meet fire code.

EXHIBITS

- A. Applicant materials
- B. Vicinity & Detail Maps
- C. Public Hearing Mailout
- D. Public Comments
- E. Draft Meeting Minutes



Office Use: Rec'd. by: Fee: \$600 Date Rec'd: 3/7/2H

Other

This is a request for land disposal via (circle one):

Exchange

(total years)

Purchase

Proposed term of lease:

Land Disposal Application

(\$500.00 non-refundable filing fee required)

Form must be completed in its entirety to be considered

Lease

Date: March 7, 2024

2.

Parcel ID #(s) of Subject Property:

| Legal Description of Property 6078, BCK 12, 8 Portury of 303 Dol, Lot 1, Petersburg Pub Black 12 | 9-2RS | Current Zoning of Property: Commercial 1. Public Use |
|--|--------------------------------------|--|
| Applicant Name: | Grant H. Trask | |
| Applicant Mailing Address: | P.O. 1 | |
| Applicant Contact Info | Petersburg Ak 99833 | |
| Applicant Contact Info: (phone and/or email) | - | |
| | | |
| 1. Size of Area requested | d (identify the minimum area necessa | ary in square feet): 200 |

Attach a map showing the location of the land requested. Map must show surrounding area with

the land requested clearly marked with bolded borders or highlighted color.

| and e | end. Inc | lude any planned new construction or renovation, including time-frame when construction will be completed and type of materials to be used. Provide the estimated dollar value of |
|--------|---|---|
| prope | osed imp | provements. Explain the value of the proposal to the economy of the borough and any other |
| infor | mation y | rou feel should be considered. (attached additional sheet if necessary) |
| dist | rict bui | and Lila Track have lived on their property for 46 years. When the school to large parking lot adjacent to East end of our property, a wood fence was built to |
| give | dehain | on to edge of properties. Grant had a Sitka Rose, bush which infiltrated this fence and coursed |
| fen | <u>ce todis</u> | intigrate. I asked pennission to remove sence, also cut two trees on margin of property line and |
| This | happened i | Then, to make it look good for parking lot and my place. I added dift for lawn, eventually built |
| Decei | <u>reenhous</u> mentruka | e-with about 4' on City property, a fence and edge of my garden. This gave a favorable |
| encroa | chedono | city land, I seek to buy this 4' wide x 50' long from City and a useful 4' to city but to make any |
| proper | ty free a | for both parking land and myself. This has existed for + 20 years. Today. Knowing that I've lity land, I seek to buy this 4' wide x 50' long from City and a useful 4' to city but to make my and clear of legal problem when I will sell my home - perhaps masoon. |
| 4. | Name | and address of all adjacent land owners or lessees, including upland owner(s) if applicable: al sheet if necessary) |
| | | |
| Kel | ly Deni | Koon Northedge 402 Second AVEN. |
| | | chool Oist. / Borough |
| 1 511 | ers burg 3 | choel DBI. / 15 brough |
| | | |
| 5. | Are th | ere any existing permits or leases covering any part of the land applied for? |
| | | Yes X No If yes, please check one: (LeasePermit) |
| | | Yes X No If yes, please check one: (LeasePermit) |
| | Descr | ibe the type of permit or lease, if applicable, and the name and last known address of the |
| | | ttee or lessee: |
| | | |
| | | |
| | | |
| | | |
| 6. | What | local, state or federal permits are required for the proposed use? (list all) |
| - A 1/ | A _ | |
| -191 | | |
| | *************************************** | |
| 7 | T.C. | |
| 7. | II app | licant is a corporation, provide the following information: |
| | A. | Name, address and place of incorporation: |
| | | |
| | | |
| | D | Is the composition qualified to do havings in Aleskali. |
| | В. | Is the corporation qualified to do business in Alaska?: Yes No |
| Name | e and add | dress of resident agent: |
| | | |
| | | |

| 8. Why should the Planning Commission recommend Assembly approval of this request? | |
|---|--------------------|
| Please see namative. | |
| 9. How is this request consistent with the Borough's comprehensive plan? | |
| | |
| 10. Prior to submitting this application, please verify with pertinent Borough Departments of land requested for lease, purchase or exchange is not needed for a public purpose by speaking was appropriate personnel in the Electric, Water, Wastewater, Community Development, Harbor or Works Departments and obtain their comments and signatures below. (attach additional struckers): | with the Public |
| Department Comments: PMPL has no need for this area. | |
| | |
| Signature of Department Commenter | ctor |
| Department Comments: Public Works has no need for the parcel. | |
| | |
| Aaron Marohl - Assistant Public Works D Signature of Department Commenter | irecto |
| Department Comments: The subject property should be retained in public ownership. The property is located within the Petersburg Public School Reserve. This area has been reserved specifically for the current and future needs of the school district. The area be applied for was purchased in 1950 by the Petersburg School Board using State of Alast Tobacco Tax Fund dollars, which at the time were earmarked for public school use. <u>Liz Cabrera - Community Development Directors</u> Signature of Department Commenter | ing ka |
| Department Comments: At the May 20, 2025 meeting, the school board voted to recomme not selling the parcel to the Trasks, as they do not want to set a precedent of selling of school/borough property. However, they do not feel the need to ask the Trask's to remove the greenhouse at this time. The district will monitor future encroachments. | nd f |
| School Board | |

Signature of Department Commenter

NOTICE TO APPLICANT(s):

Applicant will be required to pay a non-refundable filing fee with the Borough of \$500 to cover estimated costs of: a title report, survey, legal fees, postage, recording fees, public noticing and advertising and other costs incidental to the processing of this application.

I hereby certify that I have received and reviewed a copy of Petersburg Municipal Code Chapters 16.12 and 16.16 (as they may pertain to my particular application) and understand the Code requirements. I further certify I am authorized to sign this application on behalf of the applicant.

Please sign application in the presence of a Notary Public.

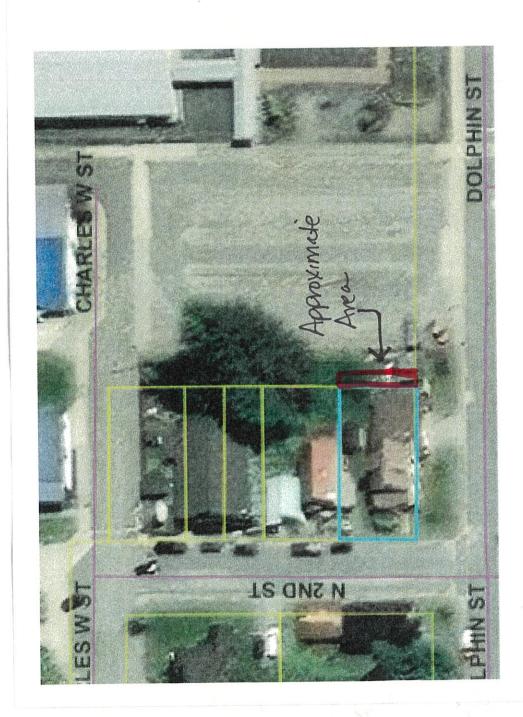
Applicant/Applicant's Representative

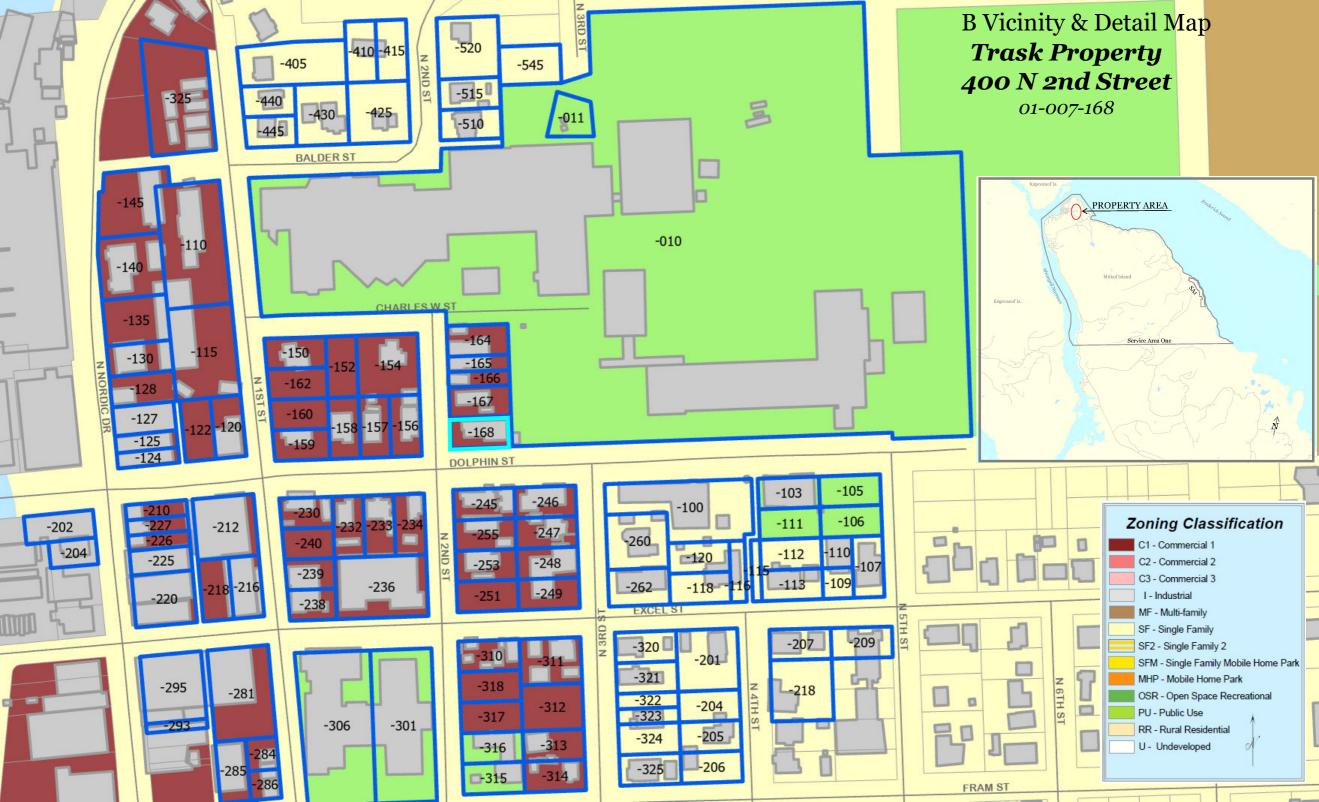
Subscribed and sworn to by Grant Trask, who personally appeared before me this 18th day of March, 2024.

Notary Public

Notary Public in and for the State of Alaska. My Commission Expires: 9/7/2025

STATE OF ALASKA NOTARY PUBLIC Stacy Luhr My Commission Expires Sep 7, 2025







July 25, 2025

ENGE MARILEE SUSAN BERKELEY, CA 94705

NOTICE OF SCHEDULED PUBLIC HEARINGS

The Petersburg Borough Planning Commission has scheduled a public hearing to consider:

Recommendation to the Borough Assembly regarding an application from Lila and Grant Trask to purchase approximately 200 sf of borough owned property at the Dolphin St parking lot.

| consideration of the | Tuesday, August 12 th , 2025, at 12:00 PM Assembly Chambers, Municipal Building 12 South Nordic Drive, Petersburg, Alaska. | |
|---|---|--|
| The meeting is open to the public. To attend via ZOOM , please contact Anna Caulum at 907-772-5409. | | |

Interested persons desiring to present their views on the applications, either in writing or verbally, will be given the opportunity to be heard during the above-mentioned hearing. Said hearing may be continued from time to time as necessary. If the Planning Commission is unable to meet at the date and time stated above, this application will be considered at a future meeting with no further notice provided except for the general notice provided to the public.

| TO SUBMIT WRITTEN COMMENTS TO THE PLANNING COMMISSION | | | |
|---|---|--|--|
| By Mail: | PO Box 329, Petersburg, Alaska 99833 | | |
| By Email: | acaulum@petersburgak.gov | | |
| Hand-Deliver: | Petersburg Municipal Building, 12 S. Nordic Dr. | | |

The Petersburg Municipal Code (PMC) provides for an appeal of a Planning Commission decision to the Borough Assembly by the property owner or a governmental agency, or any property owner within 600' of the applicant property and requires that such an appeal be filed within 10 consecutive calendar days of the date the decision is made. For more information regarding appeal requirements, please see PMC Chapter 19.92.

Sincerely,

Liz Cabrera

Community & Economic Development Department

| Name1 | Name2 |
|----------------|-----------|
| CHRIST FRY | |
| HEATHER O'NEIL | |
| JIM FLOYD | |
| JOHN JENSEN | |
| PHIL MEEKS | |
| MARIETTA DAVIS | |
| DONALD SPERL | |
| TRASK GRANT | TRASKIJIA |

ABBOTT THOMAS HART ELIZABETH

ALASCOM INC PROPERTY TAX DIVISION

ALASKA POWER & TELEPHONE

ANDERSON JULIE E ANDERSON JASON C

BAYSIDE LANDING LLC **BOSWORTH DALE**

BOSWORTH LESLEY

BRUMBLEY PAGE

BUOTTE DAVID E SUHARA COLLEEN T LYNN BURKE JAMIE ANNE **BURKE RICHARD STEWART** CANTON LOGAN J CANTON SHEENA L PETERSBURG BOROUGH CHAMBER OF COMMERCE

COIL JODE

COWLING GREGORY A CRONLUND DOUGLAS

DRURY DONALD RAY DRURY BRIANA ENGE MARILEE SUSAN

ESPESETH RHEA LOUISE ESPESETH NICHOLAS ALLAN

HAMMER & WIKAN

IGLOO LLC

KAPP WORLAND KAMEY

KAWASHIMA DWIGHT G KAWASHIMA JANE

KFSK COMMUNITY RADIO

KNIGHT REBECCA JOHN KNIGHT

KORCHAK PAUL LARSON NICHOLAS J

LENHARD MATTHEW

LENHARD JILL

LUTHERAN CHURCH

MALLORY DARCY

MARIFERN BARBARA MARIFERN BRUCE NILSEN MIKE L NILSEN RAVENNA

NORTHERN NECESSITIES LLC

O'CONNOR DEMKO KELLY M

OGDEN CAROL B OGDEN JACK E

OHMER DAVE OHMER NICHOLAS E OINES MARJORIE J

O'NEIL ERICA O'NEIL SCOTT

OTNESS JOHN J

PETERSBURG BOROUGH SCHOOLS PETERSBURG CHILDREN CENTER PETERSBURG ELKS LODGE PETERSBURG INDIAN ASSOCIATION PETERSBURG MEDICAL CENTER PETERSBURG MOOSE LODGE

PETERSEN CODEE PETERSEN NATALIE

SEVER CYNTHIA SHILLING JOAN

SILVER BAY SEAFOODS LLC

SPRAGUE RICHARD SPRAGUE SHARON

ST ANDREWS EPISCOPAL CHURCH

ST CATHERINE'S CHURCH

STOLPE ADRIENNE STOLPE LOGAN

KENTNER STOLPE ADRIENNE STOLPE LOGAN

STRATMAN JOSEPH RICE ALLISON TATE CARL J TATE HAILEY D

THOMPSON FLOYD A TONGASS FEDERAL CREDIT UNION

VALHALLA PLACE LLC VERSTEEG KORY H

WALKER JULIE K WALKER ELDON W

WEAVER PAT ELAINE WELDE DOUGLAS WIKAN RICHARD

WOHLHUETER KURT WOHLHUETER SHERI

YIP WAMEN YIP LANEY

CHRISTOPHER & ELISABETH NYSSEN

EXHIBIT D: TRASK LAND PURCHSE: PUBLIC COMMENT

From: Richard Burke
To: Anna Caulum

Subject: Trask Land Disposal Application

Date: Monday, August 11, 2025 9:17:27 AM

External Email! Use Caution

I support the sale of the land parcel to Grant Trask. Furthermore I find it profoundly irresponsible of the Petersburg School District to object to the land sale after knowing about the issue for 20 years, but doing nothing about it.

Richard Burke 300 N 3rd St Petersburg Alaska

Yahoo Mail: Search, Organize, Conquer



Petersburg Borough

12 South Nordic Drive Petersburg, AK 99833

Meeting Minutes Planning Commission Regular Meeting

Tuesday, August 12, 2025

12:00 PM

Assembly Chambers

1. Call to Order

The meeting was called to order at 12:00PM.

2. Roll Call

PRESENT

Commission Chair Chris Fry Commissioner Jim Floyd Commissioner John Jensen Commissioner Marietta Davis Commissioner Phillip Meeks

ABSENT

Commission Vice-Chair Heather O'Neil Commissioner Donald Sperl

3. Acceptance of Agenda

The agenda was accepted as presented.

Motion made by Commissioner Davis, Seconded by Commissioner Jensen. Voting Yea: Commission Chair Fry, Commissioner Floyd, Commissioner Jensen, Commissioner Davis. Commissioner Meeks

4. Approval of Minutes

A. July 8, 2025, Meeting Minutes.

The July 8, 2025, meeting minutes were unanimously approved.

Motion made by Commissioner Davis, Seconded by Commissioner Jensen. Voting Yea: Commission Chair Fry, Commissioner Floyd, Commissioner Jensen, Commissioner Davis, Commissioner Meeks

5. Public Comments

None

6. Consent Calendar

- A. Acceptance and scheduling of an application for a conditional use permit for a home occupation from Mary Ellen Anderson at 191B MITKOF HWY (PID: 01-031-100).
- B. Acceptance and scheduling of an application for a conditional use permit for a home occupation from Shawn Blake at 1309 GJOA ST (PID: 01-005-535).

Accepted as Public Hearing Items for the September 9, 2025, meeting.

Motion made by Commissioner Jensen, Seconded by Commissioner Davis. Voting Yea: Commission Chair Fry, Commissioner Floyd, Commissioner Jensen, Commissioner Davis, Commissioner Meeks

7. Public Hearing Items

A. Recommendation to the Borough Assembly regarding an application from Central Council Tlingit-Haida to purchase approximately 10,000 sf of borough owned property at 1200 HAUGEN DR.

Motion made by Commissioner Davis, Seconded by Commissioner Floyd.

Commissioner Jensen spoke, he doesn't like the location, he is not in favor of putting a tower along Haugen Drive.

Commissioner Davis mentioned the location being more commercial, right by the Fire Hall, fitting in with that use. This is for the betterment of our area.

Voting Yea: Commission Chair Fry, Commissioner Floyd, Commissioner Davis,

Commissioner Meeks

Voting Nay: Commissioner Jensen

B. Recommendation to the Borough Assembly regarding an application from Lila and Grant Trask to purchase approximately 200 sf of borough owned property at the Dolphin St parking lot.

Grant Trask spoke representing himself to give some history of the property.

Commissioner Meeks asked Mr. Trask how long the greenhouse had been on the property and if the school knew about it. Mr. Trask responded close to 10 years and yes, the school was aware.

Marge Oines spoke representing herself in support of the Trask's purchasing borough property.

Catherine Snider spoke representing herself opposed to the sale of borough property.

Kelly O'Connor Demko spoke representing herself to give information regarding a survey she recently had done on her property near the Trask's.

Motion made by Commissioner Floyd, Seconded by Commissioner Jensen.

Discussion

Voting Yea: Commissioner Jensen

Voting Nay: Commission Chair Fry, Commissioner Floyd, Commissioner Davis,

Commissioner Meeks

C. Consideration of an application from Bryan and Lisa Haas for a minor subdivision at 713 MITKOF HIGHWAY (PID: 01-174-140, 01-174-150, 01-174-152).

Motion made by Commissioner Jensen, Seconded by Commissioner Davis. Voting Yea: Commission Chair Fry, Commissioner Floyd, Commissioner Jensen, Commissioner Davis, Commissioner Meeks

D. Consideration of an application from Susan Short for a conditional use permit for a trailer used for construction purposes at 119 Cornelius Rd (PID: 01-031-590).

Susan Short spoke representing herself she would like to put a trailer on her property while they are building a new home.

Ted Hasbrouck spoke representing himself to give more information about the property.

Motion made by Commissioner Jensen, Seconded by Commissioner Davis. Voting Yea: Commission Chair Fry, Commissioner Floyd, Commissioner Jensen, Commissioner Davis, Commissioner Meeks

8. Non-Agenda Items

A. Commissioner Comments

None

B. Staff Comments

Director Liz Cabrera mentioned there are agenda items for September.

C. Next Meeting is September 9, 2025, at 12:00pm.

9. Adjournment

The meeting adjourned at 12:32 PM.

Motion made by Commissioner Jensen, Seconded by Commissioner Davis. Voting Yea: Commission Chair Fry, Commissioner Floyd, Commissioner Jensen, Commissioner Davis, Commissioner Meeks