

**PETERSBURG BOROUGH
RESOLUTION #2026-25**

**A RESOLUTION AUTHORIZING A SPECIAL USE PERMIT FOR A
PORTION OF THE CHIEF JOHN LOTT STREET RIGHT-OF-WAY**

WHEREAS, Kito's LLC owns and/or operates a commercial establishment on Lot 1B, Block B, Kito's/Lock's Subdivision, Plat No. 2005-13, a parcel located directly adjacent to the Chief John Lott Street right-of-way ("the ROW"); and

WHEREAS, in 1992, the predecessor-in-interest to Kito's LLC, Kito's Kave, Inc., acquired a special use permit to use a portion of the ROW for the ground landing of an exit stairway, porch, and handicap ramp; and

WHEREAS, that special use permit is non-transferrable and Kito's LLC is required to apply for a new permit to continue use of the ROW; and

WHEREAS, on June 30, 2026, Kito's LLC filed an application for a special use permit under Petersburg Municipal Code (PMC) 19.76, for the nonexclusive use of a portion of the ROW for the ground landing of an exit stairway, porch, and wheelchair ramp; and

WHEREAS, on August 11, 2026, a duly noticed public hearing was held before the Petersburg Borough Planning Commission on the application; and

WHEREAS, the Planning Commission considered and reviewed applicant materials, staff comments, and public comments, and issued a Report and Findings of Fact, recommending that the Assembly approve the application with conditions, including the conditions to update permit language and general liability insurance coverage amounts to current requirements; and

WHEREAS, the Assembly has determined that the permit will not adversely impact on any of the surrounding properties and is of community benefit by ensuring continued accessible egress from Kito's for the general public and by providing accountability for necessary maintenance and upkeep of the ROW.

THEREFORE, BE IT RESOLVED by the Assembly of the Petersburg Borough, as follows:

Section 1. The Assembly hereby approves the issuance of a special use permit to Kito's LLC to use a portion of Chief John Lott Street right-of-way, more specifically described in Attachment A, for purposes of the ground landing of an exit stairway, porch, and wheelchair ramp.

Section 2. The Borough Manager is hereby authorized to execute, on behalf of the Borough, the permit authorized under this Resolution.

PASSED and APPROVED by the Assembly of the Petersburg Borough, Alaska this 8th day of September, 2026.

Robert Lynn, Mayor

ATTEST:

Rebecca Regula, Borough Clerk