



CITY/BOROUGH OF JUNEAU
ALASKA'S CAPITAL CITY

BOARD OF ADJUSTMENT
NOTICE OF DECISION

Date: January 31, 2002

File No.: TXT2002-00002

Dirk Lovig
1751 Anka St.
Juneau, AK 99801

Application For: Code Interpretation and Similar Use Determination

Legal Description: Boroughwide

Parcel Code No.: Boroughwide

Hearing Date: January 22, 2002

The Planning Commission, acting as Board of Adjustment, at its regular public meeting, considered a request for an interpretation of the code and a similar use determination according to Section 49.20 of the Land Use Code.

The Board of Adjustment (Board), after reviewing the staff report, hearing public testimony and deliberation, rejected the findings of Staff listed in the attached memorandum dated January 16, 2002. These findings concluded that the Bureau of Vital Statistics facility was a use listed in the Table of Permissible Uses under use Category 3.400.

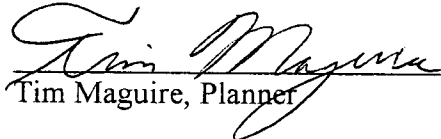
However, the Board did find that the Bureau of Vital Statistics facility has a unique use, given its function of storing, maintaining, and retrieval of vital statistics, and therefore does not fit under any use specifically listed in the Table of Permissible Uses. In addition, the Board made a determination according to Section §49.20.320 of the Land Use Code that the Bureau of Vital Statistics facility is similar in use to the category 15.100, Post Office, of the Table of Permissible Uses. The Board found that the Bureau of Vital Statistics facility was similar to this use category because it is public building, which falls under the general heading of Category 15.000 Miscellaneous Public and Semipublic Facilities. Further, the Board found the facility most similar to the specific Use Category 15.100, Post Office, because of their like characteristics of sorting, storing, and transmitting of documents and records.

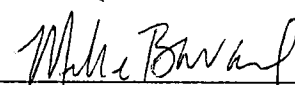
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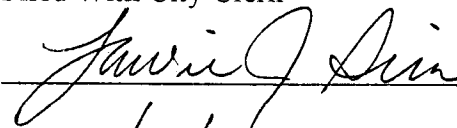
Attachments: A January 16, 2002 memorandum from Tim Maguire, Community Development to the CBJ Board regarding TXT2002-00002.

This Notice of Decision constitutes a final decision of the CBJ Board. Appeals must be brought to the CBJ Assembly in accordance with CBJ §01.50.030. Appeals must be filed by 4:30 P.M. of the day twenty days from the date the decision is filed with the City Clerk, pursuant to CBJ §01.50.030 (c).

Effective Date: The permit is effective upon approval by the Board.
January 22, 2002

Project Planner: 
Tim Maguire, Planner

for 
Johan Dybdahl, Chairman *vice - chair*
Board of Adjustment

Filed With City Clerk

2/2/02

cc: Plan Review
John Hartle, CBJ Law Department

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.