



**BOARD OF ADJUSTMENT**  
**NOTICE OF DECISION**

Date: October 9, 2002

File No.: VAR2002-00041

Interline Design  
130 Seward Street, #204  
Juneau, AK 99801

Application For: A Variance request to reduce the setback from 50 feet to 33 feet from the ordinary high water mark of Auke Lake to allow the construction of a second story deck and stairway.

Legal Description: USS 2392, Lot E Fr

Parcel Code No.: 4-B27-0-107-002-0

Hearing Date: October 8, 2002

The Board of Adjustment, at its regular public meeting, adopted the analysis and findings listed in the attached memorandum dated October 1, 2002, and granted the variance to reduce the required 50 foot setback to 33 feet for construction of a second story deck and stairway, to be conducted as described in the project description and project drawing submitted with the application and with the following conditions:

- 1) Land clearing, excavation, and fill placement must be limited to the amount reasonably necessary for construction of the project as proposed.
- 2) The boundary of the excavation area must be staked or flagged prior to construction. No excavation may take place within the 25-foot no-disturb zone.
- 3) All disturbed ground and exposed soil not covered with fill must be stabilized and revegetated in a timely manner. Revegetation must be accomplished with native species and/or suitable grasses within one year, with the goal of minimizing erosion and sedimentation.

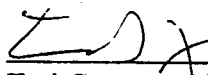
Attachment: October 1 memorandum from Teri Camery, Community Development to the CBJ Planning Commission regarding VAR2002-00041

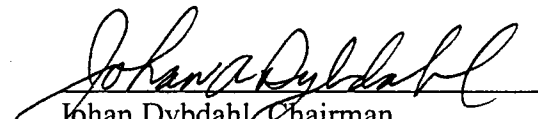
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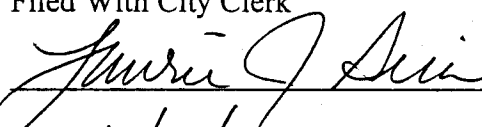
This Notice of Decision constitutes a final decision of the CBJ Planning Commission. Appeals must be brought to the CBJ Assembly in accordance with CBJ 01.50.030. Appeals must be filed by 4:30 P.M. on the day twenty days from the date the decision is filed with the City Clerk, pursuant to CBJ 01.50.030 (c). Any action by the applicant in reliance on the decision of the Planning Commission shall be at the risk that the decision may be reversed on appeal (CBJ Sec. 49.20.120).

Effective Date: The permit is effective upon approval by the Commission.  
October 8, 2002

Expiration Date: The permit will expire 18 months after the effective date or April 8, 2004, if no Building Permit has been issued and substantial construction progress has not been made in accordance with the plans for which the development permit was authorized. Application for permit extension must be submitted thirty days before the permit expires.

Project Planner:   
\_\_\_\_\_  
Teri Camery, Planner

  
\_\_\_\_\_  
Johan Dybdahl, Chairman  
Planning Commission

Filed With City Clerk  
  
\_\_\_\_\_  
10/10/02

cc: Plan Review

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.