

City and Borough of Sitka

100 Lincoln Street • Sitka, Alaska 99835

Coast Guard City, USA

Planning and Community Development Department

Date: August 2, 2016

To: Planning Commission

From: Samantha Pierson, Planner I

Re: CU 15-10 Annual Review of a Lodge and Dock on Dove Island

GENERAL INFORMATION

Applicant: Harold D. and Tracie Lambeth

Property Owner: Harold D. and Tracie Lambeth

Property Address: Dove Island

Legal Description: Lot 1 Dove Island Resubdivision

Parcel ID Number: 4903001

Size of Existing Lot: 90,052 square feet

Zoning: GI

Existing Land Use: Lodge

Utilities: Municipal electric service provided to the island. Owners pay a fee to access city water at the

harbor and for garbage disposal.

Access: Via dock

Surrounding Land Use: Residential

ATTACHMENTS

Attachment A: Vicinity Map

Attachment B: Aerial Vicinity Map

Attachment C: Zoning Map Attachment D: Parcel Pictures Attachment E: Subdivision Plat Attachment F: Annual Reports

Attachment G: Approval
Attachment H: Mailing List

MEETING FLOW

- Report from Staff
- Applicant comes forward
- Applicant identifies him/herself provides comments
- Commissioners ask applicant questions
- Staff asks applicant any questions
- Floor opened up for Public Comment
- Applicant has opportunity to clarify or provide additional information
- Comment period closed brought back to the board
- Findings
- Motion of Recommendation

Permit Operations Update

Dove Island Lodge was issued a conditional use permit for a lodge and commercial dock in 2010. Up to 24 guests are permitted per night, with a cap of 1900 guest bed nights per summer season from May 1 through September 16th. The amount of processed fish may not fill more than an average of 2 standard 50 pound fish boxes per day. Aircraft utilizing the dock is limited to one De Havilland Beaver or similar aircraft owned or leased by the lodge owners.

The last annual review was in May 2015. Since June 2015, the Senior Planner has received one phone comment from Bradley Shaffer regarding noise and safety of plane take-off.

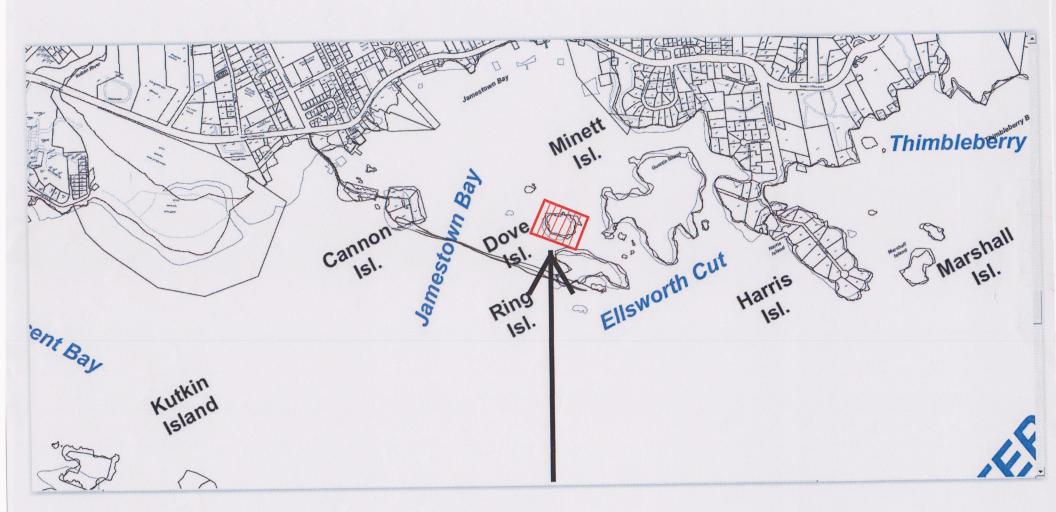
At the meeting we'll take any public comment and provide the opportunity for any commissioner questions. The primary objective of the meeting is to determine if there are steps that need to be taken to mitigate effects of the lodge on adjacent properties.

Conditions of approval stated that Planning Commission review should occur each year for the first 5 years of the permit. Annual reviews occurred in January 2011 and May 2015. In the past, conditional use permit reviews have not been in conformance with code requirements, but this has been corrected. This review is of the sixth year of the permit, and is the final scheduled annual review. The lodge and dock will now only come before the board on an as-needed basis.

Recommendation

Move to approve the annual review of the conditional use permit granted to Duane and Tracie Lambeth for a lodge and commercial dock on Dove Island, in the GI General Island zone. The property is also known as Lot 1 Dove Island Resubdivision. The owners of record are Harold D. and Tracie Lambeth.

Attachment A



Duane LambethCUP Annual Review
Dove Island Lodge

Attachment B



Duane Lambeth CUP Annual Review Dove Island Lodge





City & Borough of Sitka, Alaska

Selected Parcel: DOVE ISLAND ID: 49030001

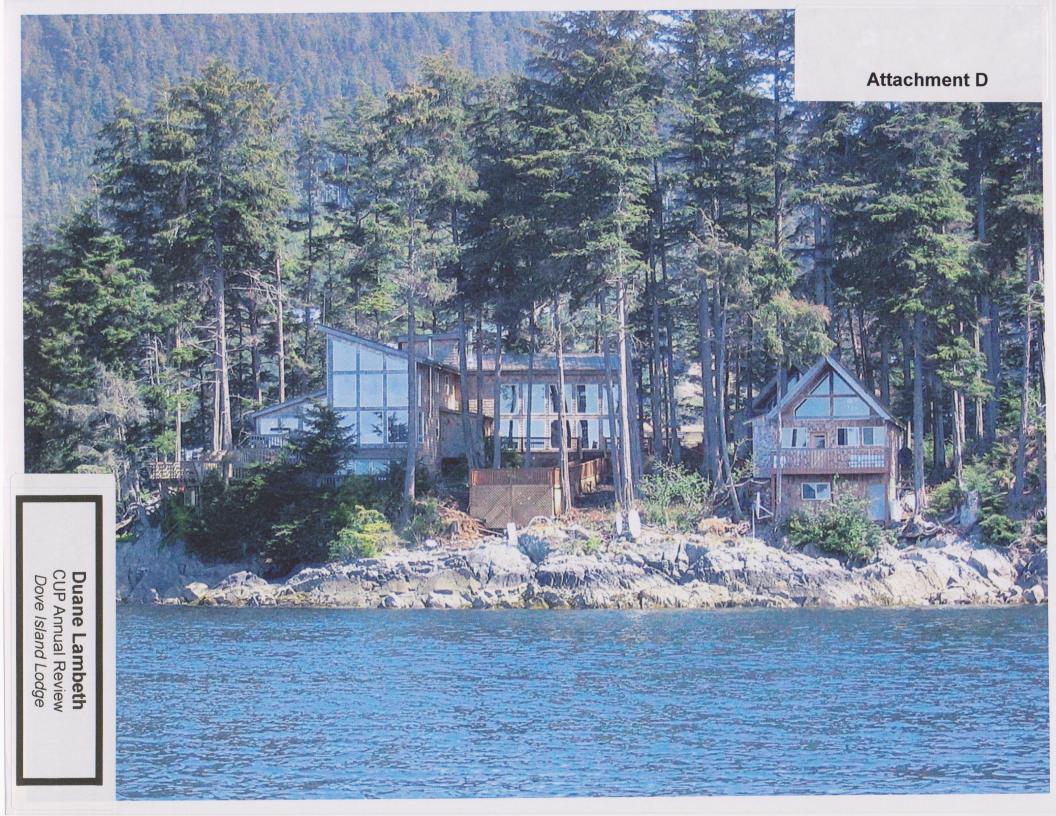
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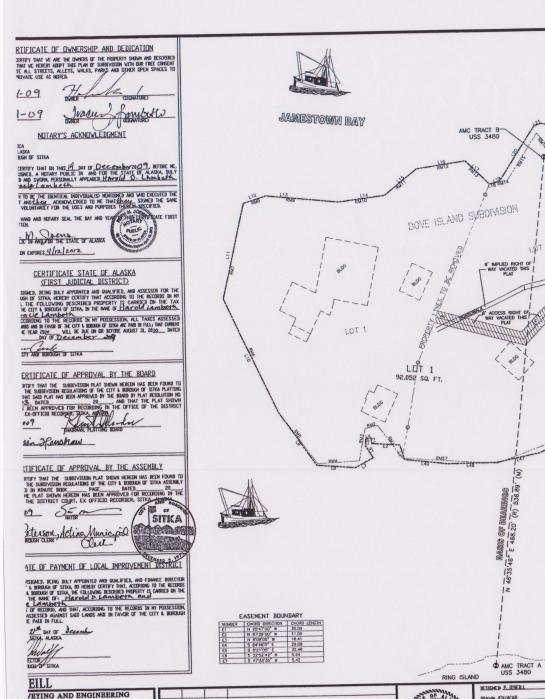




Printed on 7/26/2016 from http://www.mainstreetmaps3.com/ak/sitka/internal.asp

This map is for informational purposes only. It is not for appraisal of, description of, or conveyance of land. The City & Borough of Sitka, Alaska and MainStreetGIS, LLC assume no legal responsibility for the information contained herein.





Attachment E

Annual Review ambeth Island O uan Dove CUP

MEASURED MEANDER BOUNDARY

NUMBER | CHORD DIRECTION | CHORD LENGTH

N 472514" E N 147550" E N 147550" E S 670954" E S 570954" E S 570954" E S 570535" E N 8672432" W S 751838" E N 731901" E S 702711" E S 4022698 E S 702711" E S 4022698 E S 750509" W S 6870107" W S 6870107" W

S 40'22'18" E S 3'47'39" W S 13'45'23" E

MEASURED MEANDER BOUNDARY

MILASORED THEIRITAN BOOMMAN TO MINIMER (HORD DERECTION 1.01)

SO 25 100 E 9.91

L31 S 0251'00 E 9.91

L33 S 4329'21' E 5.43

L35 S 50'22' W 5.45

L35 S 20'42'52' W 5.46

L36 S 46'12' W 1.20,75

L37 S 22'52'42' W 2.0,75

L37 S 22'52'42' W 2.0,75

L38 S 47'33'55' W 5.46

L38 S 47'33'55' W 5.48

S 48'43'35' W 5.48

S 5.

35.89 60.84 114.87

EXISTING FLOAT PLANE FLOAT

MEASURED THIS SURVEY
(ELEV: 9,1 FT)

RECORD MEANDER

Lodge VICINITY MAP SCALE 1'=1,000

LEGEND

- GLO/BLM BRASS CAP AUXILIARY NEANDER CORNER
- SECONDARY MONUMENT (RECOVERED)
- RECORDED DATA
- COMPUTED DATA
- MEASURED DATA

2009-24 SITKA RECDIST THRE 1:51 P Remarkousty Address____ NOTES



SITKA RECORDING DISTRICT

DOVE ISLAND RESUBDIVISIO LOTS 1 & 2 OF THE DOVE ISLAND

SUBDIVISION (PLAT NO. 91-9)

CLIENT: DUANE LAMBETH

N 73'44'26' W 30.88 N 61'24'56" W 39.96 N 50'44'38" W 45.72 N 43'27'59" W 40.63

SURVEYOR'S CERTIFICATE

RECORD MEANDER BOUNDARY

I HEREBY CENTRY THAT I AM A REGISTERD SUPPLYON, LICENSED IN THE STATE OF ALASIA, AND THAT IN SIEE—AM. 2009. A SUPPLY IF THE HEREIN EXCENTED LANGE VAS COUNTETE HEREIN THE PROPERTY OF THE FIRED HEAD AND VAS COUNTETE HEREIN THE PREVIOUS FOR THE FIRED HEAD AND LANGE AND ACCURATE REPRESENTATION OF THE FIRED HOTTES. ESTAIL SUPPLY AND THAT ALL DISHOSTORS AND OTHER DETAILS ARE CORRECT ACCORDING TO SAID FIFELD MOTES.

Portion K De Ju PATRICK K D'NEILL LS 6304

49TH DESCRIPTION OF CHANGE

PATRICK K. O'NEILL

12/14/09

DATE OF PLATIDEC 10, 2009 # 11/51/20 SCALE: 1' = 30' DRAWING NAME 30661-03 PRILIECT 30661-03

SITKA, ALASKA 99835 (907) 747-6700

747-7590 neillengroak.net

BY DATE RECORD OF REVISIONS

CHECKED PKO

Samantha Pierson

Attachment F

From:

doveislandlodge@gmail.com on behalf of Gofish <gofish@doveislandlodge.com>

Sent:

Tuesday, July 05, 2016 3:13 PM

To:

Planning Department

Subject:

Fwd: Report from dove island

Report for the city

2015

First guest arrived: may 12, 2015 Last guest departed: sept 9, 2015 Total guest nights sold: 1391 Nights of 18+ guests: 22 Capacity (24-guest) nights: 0

Fish box: 301

Sincerely, Nicole Dove Island Lodge, Manager 907-747-5660 ofc 907-738-1543 cell

Maegan Bosak

Attachment F

From: Sent: Duane <duanelambeth@gmail.com> Monday, April 27, 2015 4:51 PM maegan@cityofsitka.com

To: Cc: Subject:

carole@cityofsitka.com
reports for Dove Island Lodge

Dear Maegan,

Just wanted to touch base with you an update you on the history of Scotts request for reports he needed to proceed with a building permit we have requested. When Dove Island Lodge received our CUP, part of of our conditions were to provide to the city (if requested for a period of 5 years) detailed guest night reports that go beyond the reports we submit for our bed taxes. In October of 2010 Wells Williams requested a report for the summer of 2010. December 1st of 2010 we submitted this report to the planning office. Since that time no one has requested another report until we submitted a proposed building for Dove Island Lodge a few months ago. At that time Scott Brylinski requested to have the reports for 2011, 2012, 2013, and 2014. Enclosed below are the reports.

2011

First guest arrived: may 25, 2011 Last guest departed: sept 16, 2011 Total guest nights sold: 1363 Nights of 18+ guests: 31 Capacity (24-guest) nights: 0

Fish box: 186

2012

First guest arrived: may 24, 2012 Last guest departed: sept 1, 2012 Total guest nights sold: 1341 Nights of 18+ guests: 21 Capacity (24-guest) nights: 0

Fish box: 279

2013

First guest arrived: may 3, 2013 Last guest departed: sept 30, 2013 Total guest nights sold: 1300 Nights of 18+ guests: 9 Capacity (24-guest) nights: 0

Fish box: 225

2014

First guest arrived: April 30, 2014 Last guest departed: sept 10, 2014 Total guest nights sold: 1517 Nights of 18+ guests: 40 Capacity (24-guest) nights: 3

Fish box: 339

If there is anything else that you need please feel free to call me directly

Duane Lambeth CUP Annual Review Dove Island Lodge Sincerely,

Duane Lambeth Dove Island Lodge 907-738-0856

Sent from my iPad=

Attachment F

BEFORE THE BOARD OF ADJUSTMENT OF THE CITY AND BOROUGH OF SITKA

IN THE MATTER OF THE
APPLICATIONS OF DUANE AND TRACIE LAMBETH
FOR TWO CONDITIONAL USE PERMIT APPLICATIONS)
FOR DOVE ISLAND LODGE

)

FINDINGS OF FACT AND DECISION

The City and Borough of Sitka Assembly sat as the Board of Adjustment (BOA) on March 30, 2010, pursuant to Sitka General Code ("SGC") 22.30.060B, regarding two conditional use permit applications from Duane and Tracie Lambeth for Dove Island Lodge. One of the applications concerned the lodge and the number of allowable guests and on-site resident employees. The other application concerned the commercial dock, and in particular, dock use concerning a plane and fish processing.

After considering the record, hearing arguments, conducting a public hearing, and deliberating in accordance with applicable Sitka General Code provisions, BOA approved the following motions, which generally accepted the attached Planning Commission's motions and Findings of Fact, which included conditions [Exhibit A], regarding the two conditional use permit applications:

Accepted the recommended motions and findings of fact made by the Planning Commission regarding the conditional use permit application filed by Duane and Tracie Lambeth for Dove Island Lodge for the number of guests [16 maximum] and on-site employees [5] at Dove Island Lodge, while striking any reference to contractors - VOTE 5-2. 24 guests is modified to allow for "up to a except that the number of guests is modified to allow for "up to a maximum of 24 guests ladge or a cap of 1900 guest hed nights per summur Accepted the recommended motions and findings of fact made by the Planning Season Commission regarding the conditional use permit application filed by Duane and Tracie Lambeth for Dove Island Lodge for operation of a commercial dock by Dove Island Lodge - VOTE 5-2.

** Excerpt from the Planning Director's Memo dated March 16, 2010 included for your reference at the suggestion of the Legal Department. **

The specific motion that was approved on the lodge conditional use request was:

The Planning Commission, after carefully considering all the evidence provided by the applicant, public testimony, and independent analysis, recommends approval of a conditional use permit for Dove Island lodge of up to a maximum of 16 guests, 5 on-site employees (family members included), 6 contractors living off-site during the season, and no contractors living on Dove Island, with conditions.

The motion passed 4-1.

The motion on the recommended conditions was:

The Planning Commission has approved a previous motion on February 16, 2010 that recommended approval of a lodge of up to 16 guests on Dove Island with conditions. The Planning Commission in this motion herewith details the conditions in support that are directly tied and associated with the recommended conditional use permit.

- Dove Island shall obtain and provide to the Municipality copies of the issuance of DEC water and
 wastewater permit, Corps of Engineers dock permit, and written statement from the Alaska DNR
 that permitting is proceeding prior to May 1, 2010. The permit that shall be received prior to May
 1, 2010, shall be an approval from DEC for water and wastewater operations on the site.
- Dove Island shall open the appropriate municipal water and utility account for water obtained from municipal harbors or any other municipal source prior to May 1, 2010.
- Dove Island Lodge shall be current on all water and other utility permits for the life of the conditional use permit. The requirement for a water and utility account shall meet the criterion established by the Finance department.
- Transport of non overnight guests by aircraft to and from Dove Island is prohibited.
- Structures on Dove Island shall not be used as a resort, conference center, or for business or corporate meetings without obtaining a conditional use permit.
- Dove Island Lodge shall provide written certification that all sales, property, and all other Municipal taxes are current on January 1 of each calendar year.
- Dove Island Lodge shall provide a summary of lodge operations to the Planning Office no later than December 1 of each calendar year.
- Planning Commission shall review the summary of lodge operation, provided by Dove Island, no later than the first Planning Commission meeting in January of every calendar year. A public hearing shall be held as part of the review.
- Failure to comply with any of the conditions shall result in automatic cancellation of conditional use permits approvals.
- The Planning Commission further requires that the annual review at the discretion of the Assembly be completed by the Planning Commission and the Assembly with a minimal review by the Planning Commission and the Assembly determining at its own discretion whether to further undertake that annual review.
- That an annual review be conducted consistent with the conditions above on an annual basis for at least at the Planning Commission level each year for the first 5 years of the conditional use permit.
- The conditional use permit shall not be granted prior to the issuance of all DEC water and wastewater permits and the issuance of the Corps of Engineer permits. These permits must be in place prior to the approval of the conditional use permit.

The motion on the recommendation on the commercial dock, that contained conditions, was:

Recommend approval to the Assembly of a modification to the commercial dock conditional use permit for Dove Island for seafood processing and float plane operations with the following criteria:

 The amount of fish processed shall not fill more than an average of 2 standard 50 pound fish boxes per day calculated from May 1 – September 15 season.

· All seafood byproducts or waste shall be disposed of at least ½ mile true south of the tip of

Ring Island.

 Aircraft shall be limited to the De Havilland Beaver aircraft or a similar replacement aircraft for the owners. No aircraft access to the establishments docks, except for the one aircraft or replacement aircraft owned by the Dove Island lodge owners.

 Aircraft serving the establishment shall not take off or land in Jamestown Bay except for emergencies. While in Jamestown Bay, the aircraft shall not step taxi. No take-offs before 7:00 a.m. The mooring of aircraft shall be done in a manner that does not involve increasing engine power above that required to taxi. A wench must be used to bring the aircraft on/off the dock.

 Aircraft shall not operate before 7:00 a.m. or after 7:00 p.m. except for emergency for safety considerations after 7:00 p.m. In no circumstances shall there be any exception including

emergencies prior to 7:00 a.m.

 For the purpose of the conditional use permit, Jamestown Bay shall consist of all navigable waters with a line drawn from the Westernmost part of Ring Island and the Southwestern most part of Cannon Island (57 degrees, 2 minutes, 16.5 seconds N - 135 degrees 17 minutes 39.9 second W and 57 degrees 2 minutes 33 seconds N - 135 degrees 18 minutes 6.54 second W).

This motion passed unanimously.

In addition, three additional motions, that passed unanimously, include:

Moved to approve the following:

A review of the modification of conditional use permit for commercial dock for Dove Island occur and meet all the requirements of the previously recommended conditional use permit for Dove Island Lodge, such as a mandatory review every year, for next 5 years and the timeframes associated thereof.

Moved to make the following recommendation to the City Assembly:

The Planning Commission further recommends in addition to the recommendations and conditions attached to the Dove Island Lodge that the approval be based on the plans submitted and that there shall be no expansion of buildings with the exception of those mandated by environmental agencies without a formal modification of the conditional use permit.

Moved to make the following recommendation to the City Assembly:

The Planning Commission further recommends as part of the aforementioned for approval of a modification for a commercial dock for Dove Island for seafood processing and float plane use that no expansion of the dock and the approval is based on plans submitted with the application, and any expansion of the commercial dock outside of those permitted shall not occur without the approval of a modification of a conditional use permit.

Parcel ID: 49020000

PAUL/JUSTIN BLANKENSHIP/BROWN
BLANKENSHIP, PAUL & BROWN,
JUSTIN
500 LINCOLN ST, #B-6
SITKA AK 99835

Parcel 1D: 49030001 HAROLD/TRACIE LAMBETH LAMBETH, HAROLD D./TRACIE P.O. BOX 1512 SITKA AK 99835-1512

Attachment H

Parcel ID: 49040000 CHRISTIANSON TRUST C/O THOR CHRISTIANSON CHRISTIANSON TRUST 500 LINCOLN ST., #A-9 SITKA AK 99835

Dove Island LodgeConditional Use Permit Review

Dove Island

P&Z Mailing August 5, 2016