

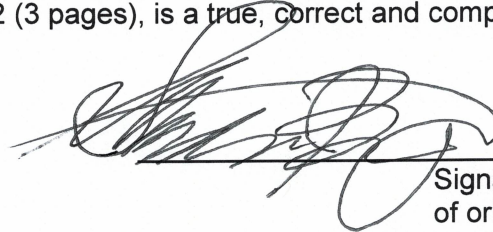
ALASKA NOTARY ACKNOWLEDGEMENT (COPY CERTIFICATION BY DOCUMENT CUSTODIAN)

State of Alaska

First Judicial District (or County of _____)

(or Municipality of Skagway)

I, Steve Burnham, Jr. (name of custodian of original document), hereby swear (or affirm) that the attached reproduction of Jonathan Hillis' Appeal of Decision regarding Conditional Use Permit Application #23-72 (3 pages), is a true, correct and complete photocopy of a document in my possession.

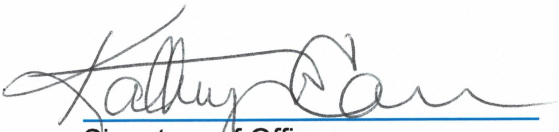


1201 MAIN ST. SKAGWAY AK 99840

Signature and address of custodian
of original document

Subscribed and sworn to before me this 24TH day of January in the year 2024.

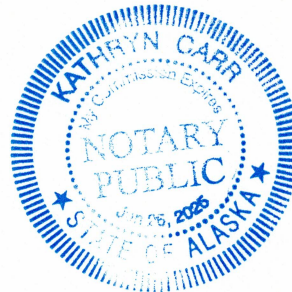
(Seal)



Signature of Officer

Notary

Title of Officer



Serial Number, if any

My Commission Expires: June 25, 2025

From: [Jonathan Hillis](#)
To: [Steve Burnham](#)
Subject: Re: [External Email] Appeal decision Permit Application #23-72
Date: Friday, January 12, 2024 11:26:57 AM

Steve,

I am hoping email qualifies as “filing in writing”.

I am looking to appeal the decision made on my permit request under resolution 24-03R.

The grounds for my permit were to move a beautifully built building 4ft to the north and 3in to the East in order to fall within setbacks. The reason given was Health, Safety and Welfare was at risk due to the current location of the building.

I will give a brief overview of why I do not believe this to be the case and why the building should be approved as it stands.

1) Health, Safety and Welfare of the occupants refers to ingress and egress of both emergency services and the occupants. Seeing that my building sits with adequate space surrounding the building and is protected on the south side where it sits 4’ into the setback by a sidewalk and road, there is no risk of hindered ingress or egress.

2) Health, Safety and Welfare applies to the living conditions inside the building on a daily basis. With forced air heating, 2x6 construction with insulation that meets or exceeds code, insulated ceiling, 500 sqft of open space with modern fixtures, double pane windows and rent preference on single occupancy or a couple; this building far exceeds the average occupancy in the municipality of Skagway.

I hope this adequately describes my concerns with the current decision and meets the specifications for filing an appeal.

Thank you,

Jonathan Hillis

On Fri, Dec 15, 2023 at 7:46 PM Steve Burnham <S.Burnham@skagway.org> wrote:

Jonathan,

Thank you for the communication regarding your desire to appeal the decision of the Planning Commission. Unfortunately, your email does not meet the code requirements for appeal because the Planning Commission has not yet made their decision.

The commission must adopt a resolution regarding your application and consideration of this resolution will occur at their January 11, 2024, meeting.

To file an appeal, you must comply with the following code, after the Planning Commission adopts their findings via resolution.

19.04.070(E)(3): Any interested party, including but not limited to a municipal official, may file with the board of appeals a notice of appeal, specifying in detail the basis for appeal. Only such grounds for appeal as specified in detail in the notice of appeal shall be considered. The borough clerk is the clerk of the board of appeals. All such appeals shall be filed in writing with the clerk of the board of appeals within ten (10) days of the date of the error, the decision, or **the adoption of the resolution** of the planning commission granting or denying the application for a conditional use permit or variance. Any purported appeals filed after ten (10) days shall not be considered by the board of appeals. If the final day to file an appeal falls on a week-end (Saturday or Sunday) or a holiday, the final day to file an appeal shall be the next working day of the week.

Thanks,

Steve

Borough Clerk

PUBLIC RECORDS LAW DISCLOSURE: This e-mail and responses to this email are subject to provisions of the Alaska Statutes and may be made available to the public upon request.

From: Jonathan Hillis <leirbagsillih@gmail.com>
Sent: Friday, December 15, 2023 10:20 AM
To: Steve Burnham <S.Burnham@skagway.org>
Cc: Kathy Carr <K.Carr@skagway.org>
Subject: [External Email] Appeal decision Permit Application #23-72

[ATTENTION: This Email was received from outside the Municipality]

Good morning,

I would like to appeal the decision passed last night at the P&Z meeting regarding my conditional use permit to the assembly.

Thank you.

Jonathan Hillis

[unsubscribe](#)