

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

BEFORE THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU

RUDY MAIER,  
  
Appellant,  
  
vs.  
  
CBJ PLANNING COMMISSION,  
  
Appellee.

Case No. 2006-05  
USE2006-00033

**STIPULATION AND ORDER**

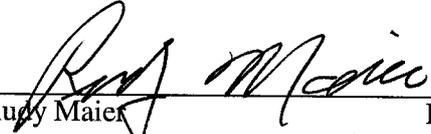
The parties, having met, hereby stipulate and agree:

- Mr. Maier has appealed the decision of the Planning Commission to deny him a permit which would have allowed him to retain two occupied recreational vehicles on his property.
  - Mr. Maier’s property remains out of compliance with the CBJ Land Use Code in that it has an occupied recreational vehicle with no permit.
  - Mr. Maier is attempting to resolve this Code violation, but needs additional time to do so.
- By filing this appeal, Mr. Maier has exhausted all administrative remedies with regard to the legality of the recreational vehicles on his property.
- Mr. Maier is planning to seek approval of either a conditional use permit for one occupied recreational vehicle or a building permit for an additional residence on the property - which would allow one recreational vehicle to remain occupied for the construction period.
  - Due to the onset of winter, concern for the current resident of the recreational vehicle, and Mr. Maier’s demonstration of good faith efforts to bring his property into compliance with the Land Use Code, the Community Development Department (hereinafter “CDD”) is willing to forego enforcement of the code provisions regarding the recreational vehicle matter until a complete

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

application for one of the above permits is filed by Mr. Maier, if he files the application within the time period set forth below.

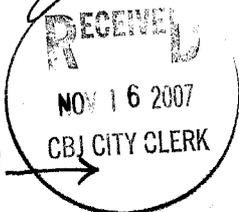
- Mr. Maier agrees to file a complete permit application as noted above with the CDD by April 1, 2007.
- Mr. Maier is encouraged to work with CDD staff prior to that time to see that his permit application is complete.
- Mr. Maier states that he has sold one of the recreational vehicles, that it is presently unoccupied and will remain so, and that it will be moved off the property before May 15, 2007.
- Because it can only address the matter now on appeal before the Assembly, this Stipulation and Order has no bearing on other issues regarding Mr. Maier's property, e.g., Building Code enforcement matters.
- The Planning Commission's decision in this matter, denying Mr. Maier a Conditional Use Permit for a recreational vehicle park, is affirmed.
- Mr. Maier's appeal fee shall be refunded to him or credited to him for a permit fee.



  
 Rudy Maier \_\_\_\_\_ Date \_\_\_\_\_ Community Development Department \_\_\_\_\_ Date \_\_\_\_\_
   
 Nov. 16 2007

IT IS SO ORDERED  
 DATED this 26<sup>th</sup> day of Nov, 2007.

Hand  
 Delivered  
 to Clerk  
 by Greg  
 Chaney



ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA


  
 By: Bruce Botelho, Presiding Officer