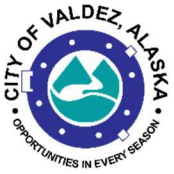


FEE: \$50.00
SITE PLAN
WAIVED 2013 PER
RESOLUTION #12-72

CITY OF VALDEZ
APPLICATION FOR REZONE

APPLICATION NUMBER	DATE	3/1/22
NAME OF APPLICANT William Amberg		
ADDRESS OF APPLICANT		
7455 Richardson Hwy, Valdez, AK 99686		
DAYTIME PHONE	907 255-0940	
LEGAL OWNER	William J Amberg	
ADDRESS	HC60 Box 40	
	Copper Center, AK 99573	
PHONE NUMBER	907 255-0940	
LOCATION OF PROPERTY AND/OR LEGAL DESCRIPTION/STREET ADDRESS		
7455 Richardson Hwy		
CURRENT ZONING Rural Residential		
PROPOSED ZONING Commercial Residential		
DESCRIPTION OF PROPERTY, INCLUDING SQUARE FOOTAGE OR ACREAGE.		
7455 Rich Hwy, Lot 1C, Plat # 2007-15, Lot size 3 AC, Tax id 0197-030-001-3		
WHY IS THE PROPERTY MORE SUITED FOR THE PROPOSED ZONING DISTRICT THAN FOR THE PRESENT ZONING?		
1) Location, Location, Location		
2) 3Ø Power (Commercial Power) at site		
3) CR Zoning already at Adjacent Lots		
4) Better use of Property		
SIGNATURE	DATE	3/1/22
William J Amberg		



City of Valdez

ALASKA

Planning Department

Amberg Rezone – Proposed Findings

Date: April 13, 2022

File: Rezone 22-05

To: Planning & Zoning Commission

From: Bruce Wall, Senior Planner

General Information

Street Address: 7455 Richardson Highway
Legal Description: Lot 1C, USS 197, Plat 2007-15
Current Zoning District: Rural Residential (R-R)
Proposed Zoning District: Commercial Residential (C-R)
Property Owner: William Amberg
Size: 2.51 Acres

Project Description

On March 8, 2022 the City received a rezone request from William Amberg to change the zoning on Lot 1C, USS 197 to Commercial Residential. The official zoning map adopted by the City Council in 2021 indicates that this property is zoned Rural Residential.

Staff is recommending denial of the proposed rezone because it is not in accordance with the comprehensive plan. The future land use map designates this lot as within the Rural Neighborhood place type (Plan Valdez, page 25) and the designated primary use within this place type is detached single-family dwellings. Commercial land uses are identified as an incompatible land use in the Rural Neighborhood place type (Plan Valdez, page 13).

Findings

1. Procedure.

- a) On March 8, 2022 the City received a rezone request from William Amberg to change the zoning on Lot 1C, USS 197 to Commercial Residential.
- b) A public hearing was scheduled for April 13, 2022 to consider the zoning change.
- c) Notice of the meeting was published in the Copper River Record on March 31, 2022 and April 7, 2022, in accordance with VMC 17.06.060(B)(1) and VMC 17.54.040.
- d) Notice of the publication was published in KVAK's e-blast newspaper on March 28, 2022.
- e) Notice of the meeting was mailed on March 30, 2022 to the 10 property owners within 300 feet of the subject property, in accordance with VMC 17.06.060(B)(2) and VMC 17.54.040.

2. Reasons and justification for proposing such change. VMC 17.54.030(A)

- The applicant has indicated that the location of the property, availability of three phase power on the property, the existing Commercial Residential zoning adjacent to the property, and that the proposed rezone would support a better use of the property are all reasons that the proposed Commercial Residential zoning is more suited than the present Rural Residential zoning.

3. Except for the extension of existing district boundaries, no change in any use district classification or an official zoning map shall be considered which contains an area less than two acres. VMC 17.54.020(C)

- a) There are five parcels within the Commercial Residential zoning district in the vicinity of the subject property the proposed rezone would be an extension of these existing district boundaries.
- b) The property size is 2.51 acres.

4. The effect the rezone will have on the objectives of the comprehensive plan. VMC 17.54.030(B)

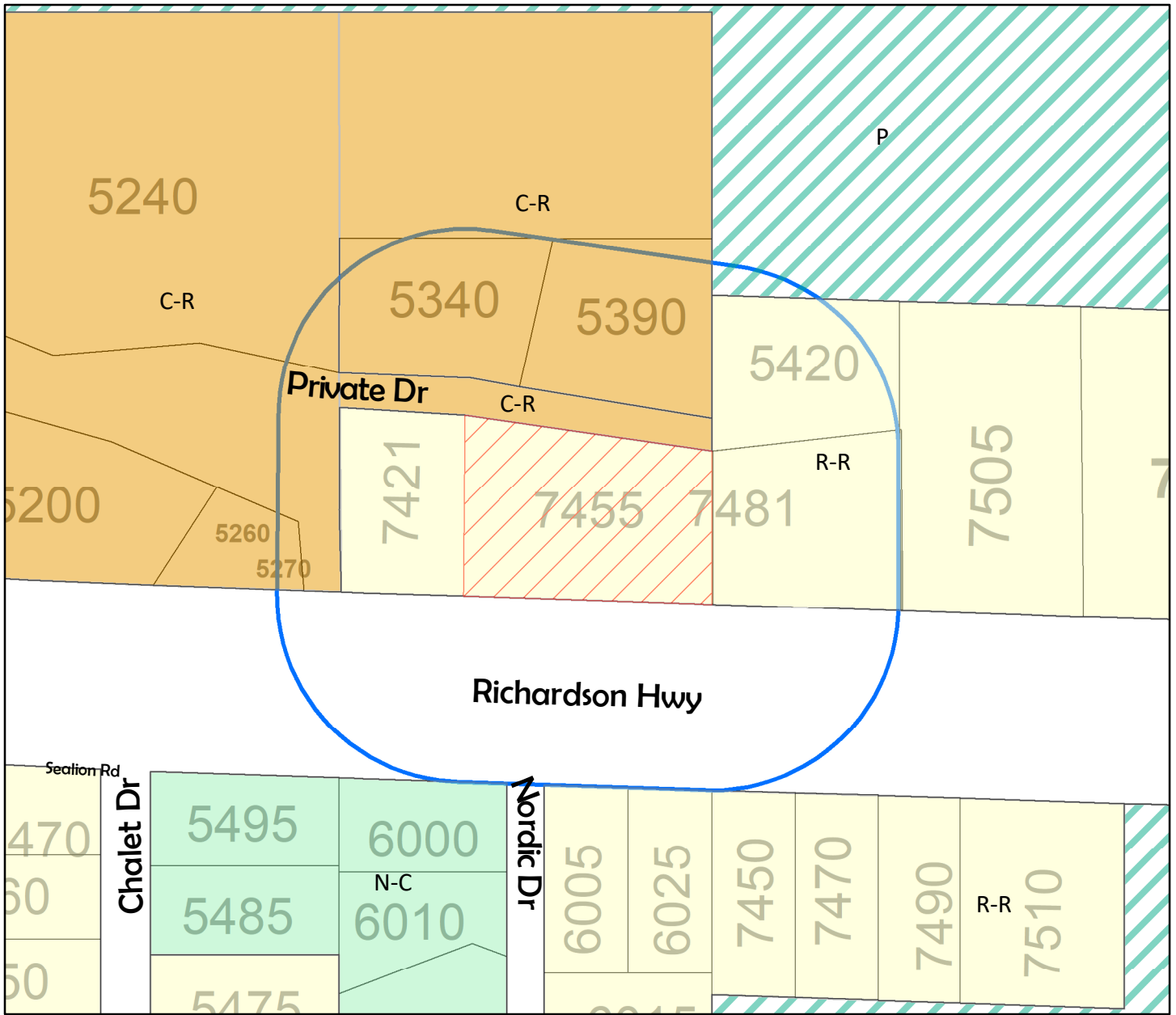
- The proposed rezone is inconsistent the objectives of the comprehensive plan. Objective 2.1.E of the Valdez Comprehensive Plan states, “Rezone parcels to align with the Future Land Use Map.” The future land use map designates this lot as within the Rural Neighborhood place type and the designated primary use within this place type is detached single-family dwellings. Commercial land uses are identified as an incompatible land use in the Rural Neighborhood place type.

5. Whether the public necessity, convenience, general welfare, modification of the comprehensive plan, or good zoning practice requires the rezone. VMC 17.54.050

- a) There is not anything in the record to indicate that the public necessity, convenience, or general welfare requires the rezone.
- b) On November 2, 2021 the Valdez Comprehensive Plan was modified and it designated this area as within the Rural Neighborhood place type.
- c) The current Rural Residential zoning of this property is consistent with the modified comprehensive plan.
- d) The recent modification of the comprehensive plan does not require the proposed rezone.
- e) The R-R (rural residential) district is intended to include lands where a full range of public services and utilities may not be available but topography and soil condition allow development at low population densities that can rely on on-lot water and sewer without creating a public health hazard. R-R districts are intended to protect low-density living, and to protect the rural character of the district. VMC 17.20.010
- f) The C-R (commercial residential) district is intended to allow commercial and light industrial uses of land which do not detract from the residential use of the land by introducing excess noise, increased safety hazards, air pollution or water pollution. VMC 17.26.010
- g) Good zoning practice encourages commercial uses closer to the center of towns; therefore, good zoning practice does not require the proposed rezone.

6. Whether the rezone is in accordance with the comprehensive plan. VMC 17.54.050

- The proposed rezone is not in accordance with the comprehensive plan because the future land use map designates this lot as within the Rural Neighborhood place type and the designated primary use within this place type is detached single-family dwellings. Commercial land uses are identified as an incompatible land use in the Rural Neighborhood place type.



Rezone Request to Commercial Residential

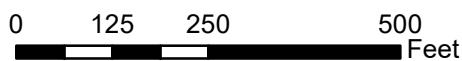
P & Z Commission Meeting

April 13, 2022



Current Zoning

- Commercial Residential (C-R)
- Neighborhood Commercial (N-C)
- Public Lands (P)
- Rural Residential (R-R)
- 300-Foot Notification Area
- Subject Property

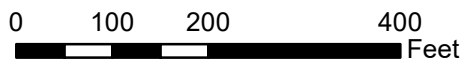


Date: 3/23/2022

Author: City of Valdez Planning



Rezone Request to Commercial Residential
P & Z Commission Meeting
April 13, 2022



Date: 3/24/2022

Author: City of Valdez Planning

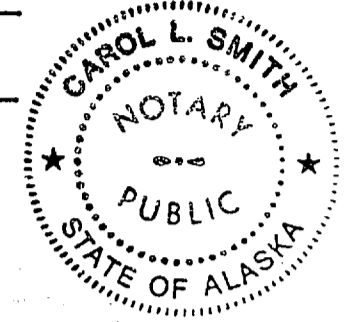


 Subject Property

LOTS 1A & 1B USS 5625
 CERTIFICATE of OWNERSHIP and DEDICATION

WE Viola Amberg + William Amberg DO HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE PROPERTY SHOWN AND DESCRIBED HEREON AND THAT WE HEREBY ADOPT THIS PLAT OF LAND DIVISION AND DEDICATE ALL THE EASEMENTS SHOWN HEREON TO THE PUBLIC IN PERPETUITY FOR USE AS ROAD AND UTILITY EASEMENTS.

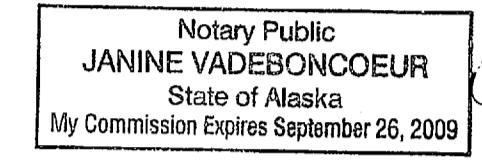
SIGNED William Amberg DATE 6/19/07
Viola Amberg DATE 8/24/07



ACKNOWLEDGEMENT of NOTARY
 STATE OF ALASKA, THIRD JUDICIAL DISTRICT

THIS IS TO CERTIFY THAT ON THIS 19th DAY OF June, 2007 BEFORE ME A NOTARY OF THE PUBLIC IN AND FOR THE STATE OF ALASKA, DULY COMMISSIONED AND SWORN PERSONALLY APPEARED Viola Amberg + William Amberg WHO SIGNED THIS PLAT AS OWNER OF THIS PROPERTY.

NOTARY OF THE PUBLIC Carol L. Smith
 MY COMMISSION EXPIRES 1-1-2011



CERTIFICATE of PAYMENT OF TAXES

Shelli Moore Deputy City Clerk for the City of Valdez, Alaska. DO HEREBY CERTIFY THAT ALL TAXES LEVIED AGAINST THE PROPERTY REPRESENTED BY THIS PLAT ARE PAID AS OF 11/6/07

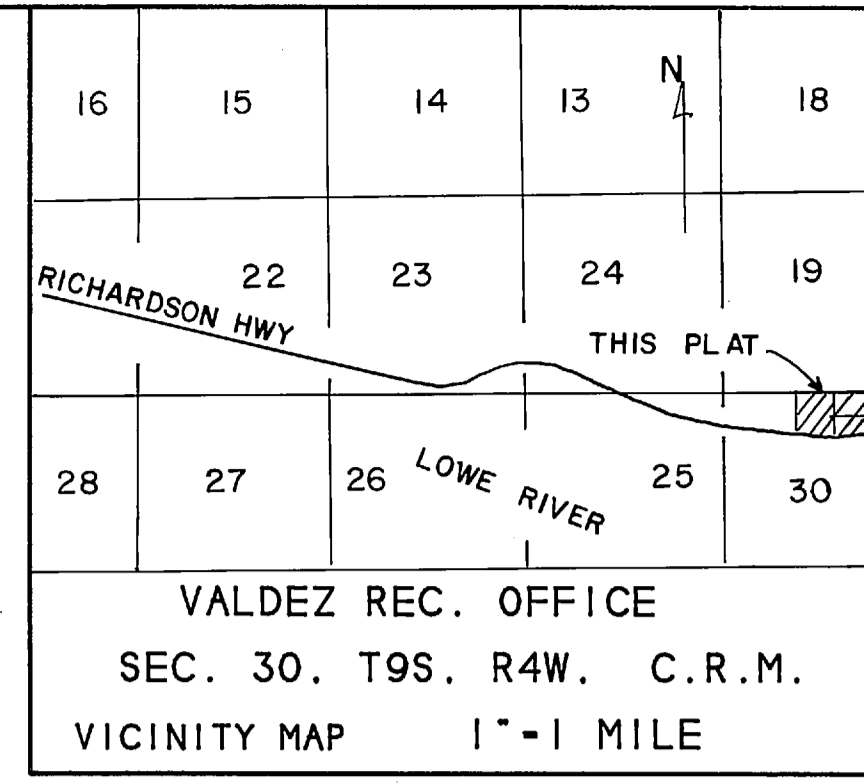
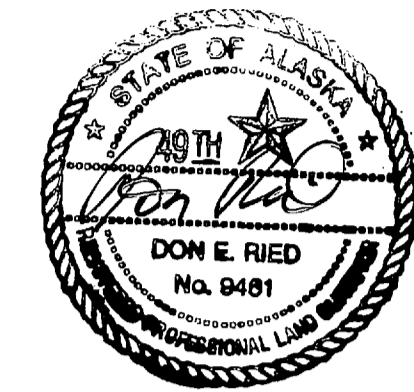
for: Shelli Moore, Deputy DATE 11/6/07
 CITY CLERK



CERTIFICATE of REGISTERED LAND SURVEYOR

Don E. Reed, REGISTERED LAND SURVEYOR DO HEREBY CERTIFY THAT THIS PLAT REPRESENTS THE SURVEY PERFORMED UNDER MY SUPERVISION AND THAT ALL DISTANCES AND BEARINGS SHOWN HEREON ARE CORRECT TO THE BEST OF MY BELIEF.

SIGNED Don E. Reed REGISTERED LAND SURVEYOR



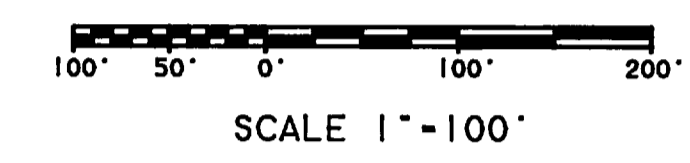
PLANNING and ZONING COMMISSION

THIS PLAT CONFORMS TO THE REQUIREMENTS OF THIS COMMISSION AND IS HEREBY APPROVED.

SIGNED Jay Dunbar DATE 6/13/07
 CHAIRMAN
 PLANNING AND ZONING COMMISSION

LEGEND

- FOUND BLM BRASS CAP
- FOUND CENTER LINE DOT HWY. MONUMENT BASIS OF BEARING
- FOUND 2 1/2" IRON PIPE
- FOUND 1" IRON PIPE
- FOUND 1" IRON ROD
- ⊗ FOUND 2" BRASS CAP
- ⊕ FOUND 3" ALUM. CAP
- FOUND 5/8" REBAR ALUM CAP
- ⊗ FOUND MAGNET NAIL & ORANGE PLASTIC CAP
- SET 5/8" REBAR ALUM. CAP

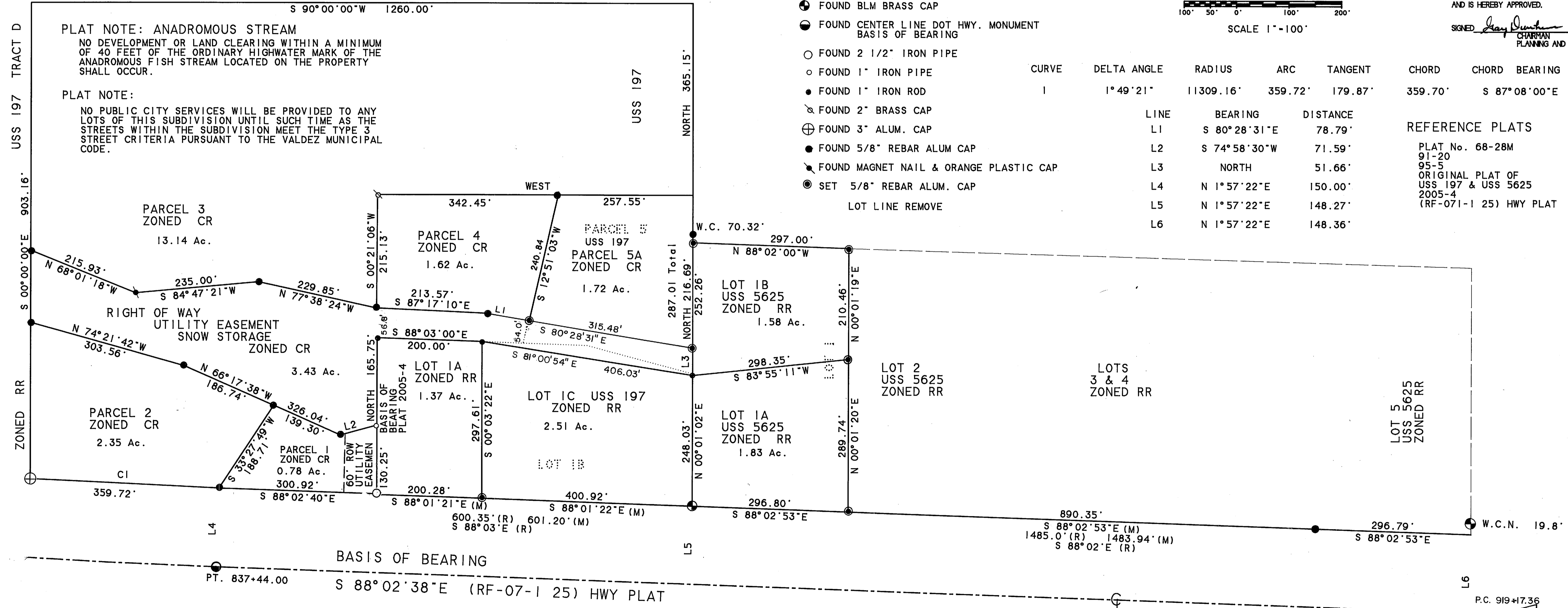


CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
I	1°49'21"	11309.16'	359.72'	179.87'	359.70'	S 87°08'00"E

LINE	BEARING	DISTANCE
L1	S 80°28'31"E	78.79'
L2	S 74°58'30"W	71.59'
L3	NORTH	51.66'
L4	N 1°57'22"E	150.00'
L5	N 1°57'22"E	148.27'
L6	N 1°57'22"E	148.36'

REFERENCE PLATS

PLAT No. 68-28M
 91-20
 95-5
 ORIGINAL PLAT OF
 USS 197 & USS 5625
 2005-4
 (RF-07-1 25) HWY PLAT



LOT 1C USS 197
 CERTIFICATE of OWNERSHIP and DEDICATION

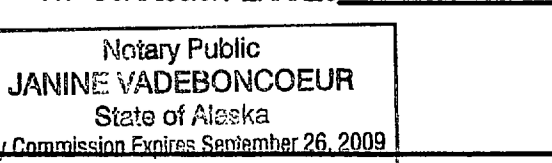
WE William Amberg DO HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE PROPERTY SHOWN AND DESCRIBED HEREON AND THAT WE HEREBY ADOPT THIS PLAT OF LAND DIVISION AND DEDICATE ALL THE EASEMENTS SHOWN HEREON TO THE PUBLIC IN PERPETUITY FOR USE AS ROAD AND UTILITY EASEMENTS.

SIGNED William Amberg DATE 9/06/07



ACKNOWLEDGEMENT of NOTARY
 STATE OF ALASKA, THIRD JUDICIAL DISTRICT

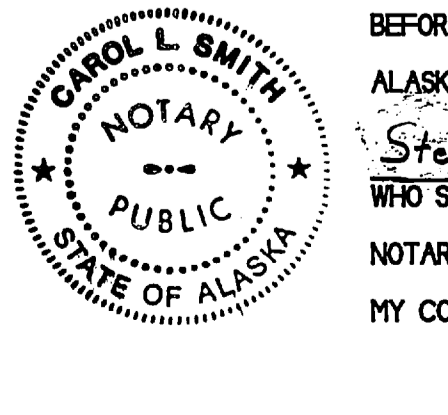
THIS IS TO CERTIFY THAT ON THIS 6 DAY OF September 2007 BEFORE ME A NOTARY OF THE PUBLIC IN AND FOR THE STATE OF ALASKA, DULY COMMISSIONED AND SWORN PERSONALLY APPEARED William Amberg WHO SIGNED THIS PLAT AS OWNER OF THIS PROPERTY.



PARCEL 5A USS 197
 CERTIFICATE of OWNERSHIP and DEDICATION

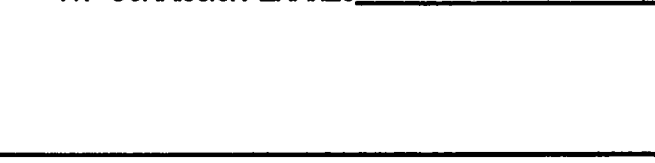
WE Steven F. and Joy F. Hanson DO HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE PROPERTY SHOWN AND DESCRIBED HEREON AND THAT WE HEREBY ADOPT THIS PLAT OF LAND DIVISION AND DEDICATE ALL THE EASEMENTS SHOWN HEREON TO THE PUBLIC IN PERPETUITY FOR USE AS ROAD AND UTILITY EASEMENTS.

SIGNED Steven F. Hanson DATE 6/19/07
Joy F. Hanson DATE 6/19/07



ACKNOWLEDGEMENT of NOTARY
 STATE OF ALASKA, THIRD JUDICIAL DISTRICT

THIS IS TO CERTIFY THAT ON THIS 19th DAY OF June, 2007 BEFORE ME A NOTARY OF THE PUBLIC IN AND FOR THE STATE OF ALASKA, DULY COMMISSIONED AND SWORN PERSONALLY APPEARED Steven F. Hanson and Joy F. Hanson WHO SIGNED THIS PLAT AS OWNER OF THIS PROPERTY.



CERTIFICATE of PAYMENT OF TAXES

Shelli Moore Deputy City Clerk for the City of Valdez, Alaska. DO HEREBY CERTIFY THAT ALL TAXES LEVIED AGAINST THE PROPERTY REPRESENTED BY THIS PLAT ARE PAID AS OF 11/6/07

for: Shelli Moore, Deputy DATE 11/6/07
 CITY CLERK

INTENT OF SURVEY PARCEL 5A 81C USS 197 & LOT 1A & 1B USS 5625	
PREPARED FOR: STEVE HANSON BOX 2234 VALDEZ, AK. 99686 835-2929	SURVEYOR: REED & ASSOC. BOX 513 VALDEZ, AK. 99686 835-4310
SUBDIVIDE PARCEL 5 USS 197 & LOT 1B USS 197 INTO PARCEL 5A & LOT 1C USS 197	
SUBDIVIDE LOT 1 USS 5625 INTO LOT 1A & 1B USS 5625	
VALDEZ RECORDING DISTRICT	
FILE: A:\JOINT2	DRAWN & CHECKED: JLR DER
SURVEYED: 5-29-07	SCALE: 1"=100'

2007-15
 Valdez REC DIST
 Date 12-4-2007
 Time 10:09 A.M.
 Requested by City of Valdez
 Address _____

