



Legislation Text

File #: 22-0292, **Version:** 1

ITEM TITLE:

Report: Temporary Land Use Permit 22-06 for the Roadside Potatohead Too, LLC for Six Months on 369 Square Feet of Public Right-of-Way Immediately Adjacent to Lot 12, Block 40, Harbor Subdivision

SUBMITTED BY: Nicole LeRoy, Planner

FISCAL NOTES:

Expenditure Required: N/A
Unencumbered Balance: N/A
Funding Source: N/A

RECOMMENDATION:

N/A report only.

SUMMARY STATEMENT:

Planning Department staff received temporary land use permit application 22-06 from the Roadside Potatohead Too, LLC for a 369 square foot portion of public right-of-way adjacent to Lot 12, Block 40, Harbor Subdivision. The application is for temporary outdoor restaurant seating for May 26, 2022 through September 30, 2022.

This area has been utilized by the Potatohead for outdoor restaurant seating for the past few years. In 2018, staff assessed the area by measuring thirty and fifty feet from the center lines of Chitina and Harbor Drives which revealed three picnic tables at the Potatohead sit partially in the public right-of-way off Chitina Drive.

Public Works Director Rob Comstock, Capital Facilities Director and Assistant City Manager Nate Duval, and Ports and Harbor Director Jeremy Talbot were solicited for comments on the application and had no objections.

The public sidewalk will remain unobstructed under this permit, and no permanent alteration of the land shall occur.

Additionally, the Potatohead will be required to submit proof of insurance coverage satisfying the minimum limits set forth in 17.48.140 F.

Pursuant to Valdez Municipal Code 17.48.140 H, temporary land use permit requests not to exceed six months in duration may be granted by the Planning and Zoning Commission. Fees for temporary land use permits of this type were established by City Council with Resolution #12-36 which states that "for permits not exceeding two acres in size, and for a period of six months or less, the fee shall

be \$250 per month.” For the six-month period the Potatohead has requested the permit fee will be \$1,500.

The Planning and Zoning Commission voted to approve this temporary land use permit request on May 25, 2022. Per VMC 17.48.140 H 3, their decision is reported to City Council.