



## Agenda Statement

**File #:** 23-0269 **Version:** 1  
**Type:** Report **Status:** Filed  
**File created:** 5/11/2023 **In control:** City Council  
**On agenda:** 5/23/2023 **Final action:** 5/23/2023  
**Title:** Report: Issuance of Temporary Land Use Permit 23-09 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

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. TLUP 23-09 Roadside Potatohead Application

Date	Ver.	Action By	Action	Result
5/23/2023	1	City Council		

**ITEM TITLE:**

Report: Issuance of Temporary Land Use Permit 23-09 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:**

Receive & file

**SUMMARY STATEMENT:**

Planning Department staff received temporary land use permit application 23-09 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 permit is for temporary outdoor restaurant seating for May 1, 2023 through September 30, 2023.

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.

Interim Public Works Director Joe Russell, 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.

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 requested the permit fee is \$1,500.

Pursuant to Valdez Municipal Code 17.48.140 (H), the Planning and Zoning Commission voted to approve this permit April 26, 2023.