

MATANUSKA-SUSITNA BOROUGH

350 E. Dahlia Ave., Palmer, Alaska 99645

Chairperson
A.C. Buswell, III

Vice Chair
Terry Nicodemus



Board Members
H. Paul Campbell
Tina Crawford
Scott Sterling

Alternate Board Member
Claudia Roberts
Larry Schmidt

BOARD OF ADJUSTMENT AND APPEALS AGENDA ASSEMBLY CHAMBERS 350 E. DAHLIA AVENUE, PALMER

MOTION HEARING

10 A.M.

JANUARY 11, 2016

I. CALL TO ORDER; ROLL CALL

II. APPROVAL OF AGENDA

III. APPROVAL OF MINUTES

A. September 10, 2015

IV. ITEMS OF BUSINESS

A. Elect Chair

B. Elect Vice-Chair

C. BOAA Case No. 16-01 – Hearing on Appellant’s Motion for Stay Pending Appeal of the Denial of Setback Variance for Clester Extension, Tax ID No. 6349000L009, Ivan and Lynne Shuening, Appellants

1. Appellant Statement (5 Minutes)

2. Borough Statement (5 Minutes)

V. ADJUDICATORY SESSION

VI. BOARD COMMENTS

VII. ADJOURNMENT

I. CALL TO ORDER; ROLL CALL

A meeting of the Matanuska-Susitna Borough Board of Adjustment and Appeals was called to order at 10 a.m. by Chair Buswell for the purpose of conducting an appeal hearing for BOAA Case No. 15-03.

Board members present and establishing a quorum were:

Mr. A.C. Buswell, III, Chair
Mr. Paul Campbell
Ms. Tina Crawford
Mr. Scott Sterling
Ms. Claudia Roberts

Staff in attendance were:

Ms. Brenda J. Henry, Assistant Clerk

II. APPROVAL OF AGENDA

Chair Buswell queried if there were any changes to the agenda.

GENERAL CONSENT: The agenda was approved as presented without objection.

III. APPROVAL OF MINUTES

- A. March 31, 2015
- B. June 3, 2015

Chair Buswell queried if there were any changes to the minutes.

GENERAL CONSENT: The minutes were approved as presented without objection.

IV. ITEMS OF BUSINESS *(Time frames are outlined in MSB 15.39.190(B)(1 through 6)*

- A. Hearing regarding Appeal of the Approval of a Conditional Use Permit For Earth Materials Extraction Activities Located at 4881 South Morgan Circle, Tax Id No. 17N02E35A024, BOAA Case No. 15-03

- 1. Ms. Teresa Clemmer, Attorney for Appellants *(15 minutes)*

Ms. Clemmer provided an opening statement.

- 2. Mr. Jason Skala, Attorney for Entitlement Applicant *(15 minutes)*

Ms. Skala provided an opening statement.

3. Interested Parties (5 minutes each)

a. ~~Jane Campbell~~

(Did not appear and provide testimony.)

b. ~~Jay Berna~~

(Did not appear and provide testimony.)

c. ~~Richard Barlow~~

(Did not appear and provide testimony.)

d. ~~Cliff Sexton~~

(Did not appear and provide testimony.)

e. ~~Kenney Sexton~~

(Did not appear and provide testimony.)

f. ~~Tuck Shlosor~~

(Did not appear and provide testimony.)

g. Ann Knuth

Ms. Knuth provided testimony in opposition to the conditional use permit.

h. ~~Dennis Knuth~~

(Did not appear and provide testimony.)

i. Sally Smith

Ms. Smith provided testimony in opposition to the conditional use permit.

j. ~~Nikolas Shock~~

(Did not appear and provide testimony.)

k. Sarah Kroger (Shock)

Ms. Shock provided testimony in opposition to the conditional use permit.

l. ~~Ken Retherford~~

(Did not appear and provide testimony.)

m. ~~Deborah Retherford~~

(Did not appear and provide testimony.)

n. ~~Elizabeth Friedman~~

(Did not appear and provide testimony.)

o. ~~Rob Sartor~~

(Did not appear and provide testimony.)

p. ~~Charlotte Sartor~~

(Did not appear and provide testimony.)

q. David Dilley

Mr. Dilley provided testimony in opposition to the conditional use permit.

r. ~~Dan Jeffrey~~

(Did not appear and provide testimony.)

s. ~~William Kreiss~~

(Did not appear and provide testimony.)

4. Ms. Teresa Clemmer, Attorney for Appellants, Rebuttal (*5 minutes*)

Ms. Clemmer provided rebuttal.

V. ADJUDICATORY SESSION

MOTION: Mr. Sterling moved to enter into adjudicatory session.

VOTE: There was no objection noted and the Board moved into adjudicatory session at 10:59 a.m.

MOTION: Mr. Sterling moved to exit adjudicatory session.

VOTE: There was no objection noted and the Board exited adjudicatory session at 1 p.m.

Chair Buswell requested Ms. Henry read the findings, conclusions and final decision into the record.

Ms. Henry read the findings, conclusions, and final decision into the record.

MOTION: Mr. Sterling moved to approve the findings, conclusions, and final decision as read into the record by the Clerk.

VOTE: The motion passed with Ms. Crawford opposed.

VI. BOARD COMMENTS

(There were no comments provided.)

VII. ADJOURNMENT

The meeting adjourned at 1:05 p.m.