CITY AND BOROUGH OF JUNEAU, ALASKA
APPEAL FROM A DECISION OF THE PLANNING COMMISSION

Appeal of NOTICE OF DECISION File
No.: AME2013 0007
Appeal of Planning Commission
Recommendation to the City and Borough
Assembly to amend the Comprehensive
Plan Map G;
Legal Description: USS 1568 TR B;
Property Address: Glacier Highway;
Parcel: 5-B14-0-102-007-0;
Hearing Date: April 9, 2013.

STIPULATION FOR DISMISSAL

After a conference with the City Attorney wherein the parties discussed the
applicability of the CBJ Appeal procedures to a Planning Commission recommendation
regarding a requested map amendment to the Comprehensive Plan, it was agreed that
the Title 49 of the CBJ ordinances did not contemplate appeals on map amendment
requests. Furthermore, it was agreed that the proper procedure for a party seeking to
rezone specific property was to apply for the rezone and that a map amendment could
be taken up by the Planning Commission, later, if appropriate.

In light of the parties’ agreement regarding the appropriate procedure Appellant
Bicknell, Inc., withdraws its appeal of the Planning Commission Notice of Decision on
AME 2013 – 0007. Bicknell requests that the CBJ fully refund the appeal fees paid by
Bicknell.

The City and Borough of Juneau Planning Commission acknowledges that there
has been procedural confusion regarding Comprehensive Plan map amendments, and
agrees that upon dismissal of this appeal it would be appropriate to fully refund the
appeal fees paid by Bicknell. The CBJ Planning Commission further agrees that as
long as Bicknell reinitiates its original or a modified application for a rezone of United
States Survey 1568 Tract B with the Department of Community Development within
30 days of the dismissal of the appeal, the Planning Commission will consider the
request to date back to its original rezone request and be timely for de novo processing under CBJ 49.75.110 et seq.

DATED this ___ day of August, 2013 at Juneau, Alaska.

BAXTER BRUCE & SULLIVAN P.C.

By __________________________
Daniel G. Bruce, ABA No. 8306022

DATED this ___ day of August, 2013 at Juneau, Alaska.

City and Borough of Juneau, Planning Commission

By __________________________
Jane Sebens, ABA No. 9011115