

ALASKA COMMERCIAL FISHERMEN'S MEMORIAL IN JUNEAU

*P. O. Box 20092
Juneau, Alaska 99802*

November 13, 2013

Ms. Kim Kiefer
City Manager
City and Borough of Juneau
133 Seward Street
Juneau, Alaska 99801

The Alaska Commercial Fishermen's Memorial in Juneau intervened in an appeal brought by Arthur and Linnea Osborne over the City Docks and Harbor's decision to construction a large cruise ship dock, Dock 16B, along the waterfront directly in front of the Memorial. The reason that the Memorial appealed the City's decision to issue a conditional use permit to the City for 16B is because of the impact to the Memorial and the annual Blessing of the Fleet that 16B will cause.

The assembly heard the appeal, dismissed it, and the city issued a permit to the city for Dock 16B.

We understand, based upon information recently brought to the attention of the public through KTOO, that Docks and Harbors did not have a permit or lease from the state of Alaska for the submerged lands on which the city plans to construct 16B. We also understand that the planning, design, bidding, and pre-construction of 16B has proceeded anyway, without this necessary state permit.

We do not want to rely on second-hand information that may or may not be accurate about these facts. However, if it is correct that docks and harbors moved forward with 16B permitting, bidding, and construction without disclosing clearly to the public all the facts related to the 16B dock, and that docks and harbors proceeded with construction of 16B without all required permits. If the appeal of 16B was dismissed without the appellant and the interveners knowing all the facts about 16B, then we ask the Assembly to revisit the appeal, the process, and its decision on 16B.

We think we should be allowed to have all the facts about 16B disclosed to the public before a 16B permit is issued and approved by the assembly. We also believe the public has a right to know all the facts about 16B, before it was permitted, because it is a public project that will cost the city millions and that will significantly affect the waterfront configuration and the Blessing of the Fleet. We also believe the public was entitled to know all the facts about 16B before the were given a limited opportunity to

Ms. Kim Kiefer
November 13, 2013
Page 2

mount an appeal on 16B, so they could know in advance what could have been a point on appeal, or what appears to be a highly relevant fact and omission.

We would like to know what Docks and Harbors 1) knew about the failure to obtain all the necessary permits, 2) when they knew it, and 3) why they didn't disclose it to the public. This should require the assembly to conduct a meaningful and open-to-the-public investigation.

We ask you to stop all actions on 16B until these matters are sorted out. We also ask you to hold 16B in abeyance, stop the bidding processes that Docks and Harbors continues on 16B, and investigate this matter.

Finally we ask that you consider this new information, reset and restore the Osborne's and the intervenors' appeals of 16B, and allow the public to view and consider all information on 16B before the appeals deadline on a city-issued 16B has passed.

Thank you for your time and public service.

Very truly yours,

Bruce B. Weyhrauch, for
Alaska Commercial Fishermen's Memorial in Juneau

C: Board members via e-mail: Carl Brodersen, Tom Gemmell, Tisa Becker,
Melissa Museth, Jennifer Nebert