

Municipality of Anchorage

F.1.b

MEMORANDUM

DATE: March 1, 2017

TO: Platting Board

THRU: *HHH* Hal H. Hart, AICP, Planning Department Director

FROM: *DW* Dave Whitfield, Senior Planner/Platting Officer

SUBJECT: Case 2017-0002, Text Amendment to Anchorage Municipal Code, Title 21, Allowing Unit Lot Subdivisions

Background:

The Live. Work. Play. Housing Area of Focus of the Anchorage Economic Development Corporation (AEDC) was tasked with identifying opportunities to augment housing development in support of workforce development in Anchorage. A sub-committee of the LWP Housing Area of Focus met regularly to work, research and ultimately propose this Unit Lot Subdivision ordinance. The sub-committee was broadly represented and included MOA staff, local developers, real estate professionals, and members of LWP Housing. This ordinance would create a subdivision option in Title 21 that will allow fee-simple property ownership of small lots associated with townhouse and cottage style housing development.

Description:

This Title 21 text amendment includes modifications to several chapters of Title 21 including Chapter 3, Review and Approval Procedures; Chapter 21.08, Subdivisions Standards; and Chapter 21.14, Definitions. These modifications will allow a subdivision practice whereby a homeowner can own the land, fee simple, beneath what would otherwise be considered a condominium type of development. The advantage of this approach is that for financing, the units do not have to be pre-sold. For most condominium-style developments 50% to 75% of lots must be presold before financing is made available for construction to start. Additionally, the unit lot subdivision results in lower long-term finance rates and therefore lower housing prices. A key to this approach is that it removes developer risk for constructing housing at the affordable end of the housing spectrum.

Although this unit lot subdivision ordinance change will allow the division of existing lots into smaller fee simple lots, the ordinance will not change the underlying zoning density allowances. This ordinance will maintain the development characteristics of the zoning districts in which they occur.

One concern raised during development of this subdivision option was how to enforce maintenance requirements on individual properties, similar to what occurs with condominium style development. The solution can be found in ordinance language that addresses covenants, conditions and restrictions. This language clearly calls for

establishment of reserves for such things as roof replacement, exterior finishes, and landscape maintenance. It identifies all elements of a development that are subject to maintenance, repair, and replacement and requires a homeowners association to accept responsibility for the upkeep of the development.

Recommended changes/corrections:

1. 21.08.070E.6.c (Page 6, Lines 8-9) should reference snow storage standards as 21.07.040.F.
2. 21.08.070E.7.f (Page 7, Line 30) Add drainage infrastructure to the list of Homeowner Association responsibilities. Line should read “private utility and drainage infrastructure;”.....
3. 21.03.200 (Page 3, Lines 30-32) add language exempting unit lot subdivisions. Lines should read as follows:

“Created within the previous 48 months (except when considering unit lot subdivisions under AMC 21.08.070E.) pursuant to the approval of a preliminary plat under this section;”

Submitted by: Chair Gray-Jackson at the
Request of the Mayor
Prepared by: Office of Economic and
Community Development
For reading:

ANCHORAGE, ALASKA
AO NO. 2016--

AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
ANCHORAGE MUNICIPAL CODE TITLE 21 TO ADD A NEW METHOD OF
SUBDIVISION CALLED UNIT LOT SUBDIVISION.

(Planning and Zoning Commission Case 2017-0002)

WHEREAS, financing for condominium development requires that between
50 and 75 percent of the units be pre-sold before the first unit sale can be closed;
and

WHEREAS, such financing often leads to the development of fewer units
than allowed by zoning on a parcel due to the difficulties in pre-selling many units
at once; and

WHEREAS, fee-simple ownership is desirable for homeowners and for
developers, as the financing is then simplified; and

WHEREAS, long term financing for investment properties larger than four
units is subject to higher interest rates than one to four unit developments; and

WHEREAS, a unit lot subdivision divides an existing lot into fee simple unit
lots, but does not allow any increase in density under the zoning or changes to the
development standards;

WHEREAS, allowing unit lot subdivisions could result in more efficient use
of residential property, developments that fit in with existing neighborhoods and
development patterns, and more affordable developments; now, therefore,

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code section 21.03.020 is hereby amended to
read as follows (*the remainder of the chapter is not affected and therefore not set
out*):

21.03.020 Common Procedures

*** *** ***

B. Pre-Application Conferences

1. Purpose

1 The pre-application conference is an informal discussion to
2 familiarize the applicant and the municipal staff with the
3 applicable provisions of this title that are required to permit the
4 proposed development.

5
6 2. Applicability

7
8 a. Required for new applications. A pre-application
9 conference is required prior to submittal of the following
10 types of applications:

11
12 i. Rezoning (Map Amendments) (section
13 21.03.160);

14
15 ii. Subdivisions, except for most Abbreviated Plats
16 (section 21.03.200);

17
18 iii. Conditional Uses (section 21.03.080);

19
20 iv. Institutional Master Plans (section 21.03.110);

21
22 v. Major Site Plan Review (section 21.03.180D.);

23
24 vi. Public Facility Site Selection (section
25 21.03.140);

26
27 vii. Girdwood Area Master Plans and Development
28 Master Plans (sections 21.09.030E. and F.); and

29
30 viii. Abbreviated plats (section 21.03.200) or
31 administrative site plan reviews (subsection
32 21.03.180C.) which include Class A or B
33 wetlands within or adjacent to the application
34 area.

35
36 ix. Abbreviated plats for unit lot subdivisions
37 (21.08.070E.).

38
39 No application for these types of approvals shall be
40 accepted until after the pre-application conference is
41 completed and the applicant receives written
42 notification of the conclusions.

43
44 *** **

45 (AO 2012-124(S), 2-26-13; AO 2013-117, 12-3-13)

46
47 **Section 2.** Anchorage Municipal Code section 21.03.200 is hereby amended to
48 read as follows (*the remainder of the chapter is not affected and therefore not set*
49 *out*):

21.03.200 Subdivision

*** **

B. Applicability

*** **

2. Abbreviated Plat

Certain subdivisions may follow the streamlined procedure set forth in subsection D. below. Eligible preliminary plats are those plats where the applicant is not an agency of the municipal, state, or federal governments, and are:

*** **

b. The subdivision of a single tract, parcel, or lot into no more than three tracts, [OR] eight lots, or eight unit lots (see subsection 21.08.070E.), provided that the subdivision does not:

i. Allow a change in the permitted use to which the lot or tract may be devoted under existing zoning.

ii. Deny adequate access to and from all lots or tracts created by the subdivision or those adjacent to it.

iii. Divide a tract, parcel or lot:

(A) Created within the previous 48 months pursuant to the approval of a preliminary plat under this section;

(B) Contiguous to or having an owner either in an individual capacity or as an owner of a corporation, partnership, or other legal entity of a preliminary plat approved within the previous 48 months; or

(C) That is 10 acres or more in the R-6, R-7, R-8, R-9, and R-10 zoning districts or that is governed by AO 84-21 (G-5 areawide rezoning).

*** **

(AO 2012-124(S), 2-26-13; AO 2013-117, 12-3-13)

Section 3. Anchorage Municipal Code section 21.08.070 is hereby amended to add a new subsection as follows (*the remainder of the section is not affected and therefore not set out*):

21.08.070E. Unit Lot Subdivisions

1. Purpose

The unit lot subdivision is intended to allow fee simple ownership of a dwelling unit within a multifamily development, simplifying the financing process for the developer, but not increasing the density allowed on the lot or changing the development standards.

2. Applicability

The unit lot subdivision process may be used to create no more than eight unit lots in the R-2M, R-3, R-4, R-4A, RO, B-1A, B-1B, B-3, gR-4, gR-5, gC-6, gC-7, gC-8, gC-9, CE-R-2M, CE-R-3, CE-RO, and CE-B-3 districts.

3. Approval Process

a. A unit lot subdivision shall be reviewed through the abbreviated plat process at AMC 21.03.200D.

b. Before filing an application, the applicant shall request a pre-application conference with the director, in accordance with subsection 21.03.020B.

c. In addition to the submittal requirements for preliminary plats, an application for a unit lot subdivision shall include a preliminary development plan, drawn to scale, which shall contain:

i. Property lines of the parent lot and the proposed unit lots.

ii. Setbacks of the parent lot.

iii. The footprint of any existing structures to remain, along with the distance to property lines and lot coverage calculations.

iv. The location and footprint for each proposed structure on each unit lot.

v. A delineation of the required open space.

vi. The driveway and parking locations, layout, dimensions, circulation, ingress and egress.

vii. The location, if applicable, of any buildings to be used in common by the residents of the housing development.

viii. The layout and dimensions of all pedestrian circulation facilities.

ix. A utility plan addressing water and wastewater in accordance with the current Design and Construction Practices Manual-DCPM, approved by AWWU.

x. Any other information the director finds necessary to ensure compliance with this title.

4. Uses

a. In residential districts where unit lot subdivisions are permitted, the allowed uses are limited to the residential uses as shown in tables 21.05-1, 21.09-2, and 21.10-4 as permitted in the applicable district.

b. In commercial districts where unit lot subdivisions are permitted, only one unit lot within any parent lot may contain nonresidential uses. Unless authorized by the director, the unit lot containing the nonresidential use(s) shall abut a street. The unit lot containing the nonresidential use(s) may also contain a dwelling unit, in which case subsection 21.04.030G. or H. may apply.

c. Only one dwelling unit is permitted per unit lot.

5. Dimensional Standards

a. The dimensional standards of tables 21.06-1, 21.06-2, 21.09-5, 21.09-6, 21.10-6, and 21.10-7 apply to the parent lot, except that the maximum number of principal structures per lot shall apply to the parent lot.

b. No setbacks are required by this title on lot lines between unit lots, but setbacks may be required by title 23.

c. The lot size of the parent lot shall determine the maximum number of units permitted on the parent lot, in accordance with the dimensional standards tables.

d. Where a maximum floor area ratio (FAR) applies, it shall apply to the parent lot.

6. Design Standards

a. Open space requirements shall be provided in accordance with subsection 21.07.030 and shall be applied to the parent

lot, except that none of the open space is required to be common open space.

- b. Drainage shall be designed for the parent lot. Design and construction on each unit lot shall comply with the approved drainage plan for the parent lot.
 - c. Snow storage shall be provided in accordance with subsection 21.07.050F. and shall be applied to the parent lot.
 - d. Landscaping requirements shall be applied in accordance with subsection 21.07.080 and shall be applied to the parent lot.
 - e. Refuse collection standards shall be applied in accordance with subsection 21.07.080G.2. and shall be applied to the unit lots.
 - f. Off-street parking requirements shall be applied in accordance with subsection 21.07.090. The minimum parking requirement (after any applicable reductions are granted) shall be provided but may be provided on a different unit lot from the unit lot it is assigned to, or in a common ownership area, as long as the right to use that parking is formalized by an easement on the plat.
 - g. The applicable residential design standards shall be applied in accordance with subsection 21.07.110.
 - h. Where multiple unit lots abut a street, driveway cuts shall be minimized, either through shared access on the other side of the buildings from the street, or by shared driveways.
 - i. AWWU service standards shall be applied in accordance with AMC sections 26.40, Water Service and 26.50, Sewer Service.
7. Covenants, Conditions, and Restrictions
- a. A Homeowners' Association with covenants, conditions, and restrictions is required for each unit lot subdivision, in order to ensure the long term success, maintenance, cohesive appearance, and curb appeal of a small subdivision.
 - b. Prior to recording the final plat, the applicant shall provide access easements, joint use and maintenance agreements, and final covenants, conditions, and restrictions identifying the rights and responsibilities of property owners and /or the homeowners' association, complying with the requirements described below, in a form satisfactory to the municipal attorney. The documents shall be reviewed and approved by

1 the platting officer and AWWU, and shall then be recorded
2 with the State Recorders Office.

3
4 c. Prior to recording the final plat, the applicant shall provide
5 evidence that the Homeowners' Association has been
6 incorporated pursuant to the laws of the State of Alaska.

7
8 d. The covenants, conditions, and restrictions shall provide
9 authority for the Homeowners' Association to perform required
10 maintenance, repairs, or replacement, to recover any costs
11 incurred by the Homeowners' Association to maintain, repair,
12 or replace components that are the responsibility of the unit lot
13 owners which are visible from the exterior of the residence,
14 due to a failure of individual owner of the unit lot to adequately
15 maintain, repair, or replace these components.

16
17 e. The covenants, conditions, and restrictions shall
18 identify/define areas and components which are the
19 responsibility of the Homeowners' Association to maintain,
20 repair and replace and areas and components which are
21 responsibility of the individual unit lot owners to maintain,
22 repair, and replace.

23
24 f. In unit lot subdivision developments, the Homeowners'
25 Association shall be responsible for maintenance, repair, and
26 replacement of, including without limitation, shared
27 landscaping; easements for: vehicle and pedestrian access,
28 joint use and access, parking, open space, and similar areas;
29 snow removal within shared areas and easements; on-site
30 private utility infrastructure; and, except as provided in
31 subsection 7.g. below, exterior building components which are
32 visible from outside the building including without limitation:
33 roofs, siding, gutters, decks and porches, and other similar
34 features. For purposes of this section, maintenance
35 obligations of the Homeowners' Association need not include
36 snow removal and clearing of the exterior building
37 components.

38
39 g. For unit lot subdivisions where all units are detached units, the
40 Homeowners' Association is not required to be responsible for
41 exterior building components which are visible from outside
42 the building including without limitation: roofs, siding, gutters,
43 decks and porches, and other similar features. Per subsection
44 7.d. above, the Homeowners' Association does have authority
45 to perform required maintenance, repairs, or replacement and
46 recover costs associated with maintenance, repairs, or
47 replacement to exterior building components which are the
48 responsibility of individual unit lot owners' and which are
49 visible from the exterior of the residence.

- 1
2 h. The Homeowners' Association shall maintain in reserves, or in
3 their operating budget, adequate funding for maintenance,
4 repairs, and future replacement of the items and areas for
5 which the Homeowners' Association is responsible per
6 subsection 7.f. above.
7
8 i. The Homeowners' Association shall perform all maintenance,
9 repair, and replacement of the improvements that are the
10 responsibility of the Homeowners' Association in accordance
11 with applicable municipal codes and the covenants,
12 conditions, and restrictions.
13
14 j. Individual unit lot owners shall perform all maintenance,
15 repair, and replacement of the improvements that are the
16 responsibility of the individual unit lot owners in accordance
17 with applicable municipal codes and the covenants,
18 conditions, and restrictions.
19
20 8. Existing Development
21 Existing development may be subdivided through the unit lot
22 subdivision process if it meets or can be made to meet the
23 requirements of this title.
24

25 **Section 4.** Anchorage Municipal Code section 21.14.040 is hereby amended to
26 read as follows (*the remainder of the section is not affected and therefore not set*
27 *out*):
28

29 **21.14.040 Definitions**

30
31 When used in this title, the following words and terms shall have the
32 meaning set forth in this section, unless other provisions of this title
33 specifically indicate otherwise.
34

35 *** *** ***

36 **Parcel**

37 A generic descriptive term used to refer to a lot, a tract, a group of lots
38 and/or tracts, or a contiguous quantity of land, under the same ownership.
39

40 **Parent Lot**

41 A lot meeting the dimensional requirements of chapter 21.06 for its zoning
42 district, or a nonconforming lot of record per AMC section 21.12.050, that
43 may contain between two and eight unit lots.
44

45 **Parking angle**

46 The angle formed by a parking space and the wall or centerline of the
47 facility, ranging from ninety degrees (perpendicular) to zero degrees
48 (parallel).
49

*** *** ***

Unified sign plan

A comprehensive site plan where contiguous lots and or tracts are considered as a single site for the purposes of determining the size, number, and placement of freestanding signs.

Unit Lot

A unit of land within a parent lot that has been subdivided in accordance with AMC section 21.03.200 and in conformance with AMC 21.08.070E. A unit lot is not a lot for the purposes of municipal code unless it is specifically identified as a unit lot.

Uplight

For an exterior luminaire, flux radiated in the hemisphere at or above a horizontal plane.

*** *** ***

(AO 2012-124(S), 2-26-13; AO 2013-117, 12-3-13; AO No. 2015-82, § 7, 7-28-15; AO No. 2015-100, § 9, 10-13-15)

Section 5. This ordinance shall become effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this ____ day of _____, 201x.

Chair

ATTEST:

Municipal Clerk

MUNICIPALITY OF ANCHORAGE



Planning & Development Services Dept.
Development Services Division

Building Safety

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DEC 15 2016

MEMORANDUM

PLANNING DEPARTMENT

Comments to Miscellaneous Planning and Zoning Applications

DATE: December 14, 2016

TO: Terry Schoenthal, Manager, Current Planning

FROM: Ron Wilde, P.E.
Structural Plan Reviewer
Building Safety
343-8371

SUBJECT: Comments for Case 2017-0002
Ordinance – Unit Lot

No Comment.

MUNICIPALITY OF ANCHORAGE



Development Services Department

Private Development Section

Mayor Ethan Berkowitz

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DEC 15 2016

MEMORANDUM

Comments to Planning and Zoning Commission Applications/Petitions

DATE: December 15, 2016

TO: Terry Schoenthal, Current Planning Section Supervisor

FROM: Brandon Telford, Plan Review Engineer

SUBJECT: Comments for Planning and Zoning Commission
Public Hearing date: January 9, 2017

Case 2016-0081 – University Lake Park Master Plan Public Hearing Draft.

Department Recommendations:

The Private Development Section has no comment.

Case 2017-0001 – Ordinance amending Anchorage Municipal Code (AMC) Title 21 (New Code) Subsection 21.05.010E., Table 21.05-1, to add "Farmers Markets" as an allowable use in Parks and Recreation (PR) Districts; amending AMC Section 21.06.030 to allow buildings with greenhouses located on rooftops to exceed the height limit of the district by no more than 15 feet; and amending AMC Section 21.14.040 to add the definition of "Greenhouses".

Department Recommendations:

The Private Development Section has no comment.

Case 2017-0002 – Ordinance amending Anchorage Municipal Code Title 21 (New Code) to add a new method of subdivision called Unit Lot Subdivision.

Department Comments:

21.08.070E.5.a: "The dimensional standards of tables 21.06-1, 21.06-2, 21.09-5, 21.09-6, 21.10-6, and 21.10-7 apply to the **parent lot**, **except** that the maximum number of principal structures per lot shall apply to the **parent lot**." Is this wording correct?

21.08.070E.6.c: Should the reference to snow storage standards be 21.07.040.F?

Department Recommendations:

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PLANNING DEPARTMENT

21.08.070E.3.c: Add subsection requiring development plans for Unit Lot Subdivisions with three or more Unit Lots to include locations of required drainage infrastructure in accordance with the current Design Criteria Manual-DCM.

21.08.070E.7.f: Add drainage infrastructure to the list of Homeowner Association responsibilities.

Case 2017-0003 – Recommendations to modify the “Special Limitations” in Assembly Ordinance 2009-39 which approved a rezone of four (4) parcels from R-1A (Single Family Residential) District to R-4 SL (Multiple-Family Residential with Special Limitations) District, containing an Effective Clause which states: “The R-4SL zoning shall not become effective until recordation of a final plat combining the four parcels into one tract.”

Department Recommendations:

The Private Development Section has no comment.



MUNICIPALITY OF ANCHORAGE
Department of Health and Human Services



Date: December 9, 2016

RECEIVED

To: Department of Planning, Zoning and Platting Division

DEC 12 2016

Thru: *MA* Melinda Freemon, Director, DHHS

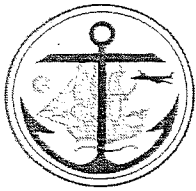
From: Shelley Griffith, EHS Program Manager, DHHS

PLANNING DEPARTMENT

Subject: Comments Regarding CUP 2017-0002, Planning & Zoning

No Comment.

CC: Clara Park, Sr. Office Associate
Janine Nesheim, EHS Specialist – Plan Review
Amory Lelake, Public Information Officer



MUNICIPALITY OF ANCHORAGE

Traffic Department



MEMORANDUM

RECEIVED

DATE: 09 December 2016

DEC 09 2016

TO: Current Planning Division Supervisor,
Planning Department

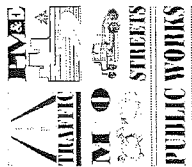
PLANNING DEPARTMENT

THRU: Kristen A. Langley, Traffic Safety Section Supervisor,
Traffic Department

FROM: Randy Ribble, Assistant Traffic Engineer

SUBJECT: 2017-0002 Ordinance amending Anchorage Municipal Code Title 21 (New Code) to add a new method of subdivision called Unit Lot Subdivision.

Traffic Department has no objection to this Ordinance



MUNICIPALITY OF ANCHORAGE
PUBLIC WORKS DEPARTMENT
4700 Elmore Road
Anchorage AK 99507

Project Review Form

Project Name: Title 21 Amendment – Unit Lot Subdivision	Project No: Case No: 2017-0002
Project Status: <input type="checkbox"/> Design Study <input type="checkbox"/> 35% <input type="checkbox"/> 65% <input type="checkbox"/> 95% <input checked="" type="checkbox"/> Other	
Name/Title: Andrew Watts/Transit Planning Technician; Randy Bergt/Capital Project Engineer	
Organization / Department: Public Transportation Dept / People Mover	
Phone Number: 343-8496 (Andrew) or 343-8285 (Randy) Date: 1 DEC 2016	

	Page/ Sheet No.	Reviewer	Comment	Response
1)		AW	Thank you for the opportunity to review. Transit anticipates no impact to existing or planned bus services from adoption of this ordinance.	
2)				
3)				
4)				
5)				
6)				
7)				
8)				
9)				
10)				
11)				
12)				
13)				

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PLANNING DEPARTMENT

Municipality Of Anchorage
ANCHORAGE WATER & WASTEWATER UTILITY **RECEIVED**

M E M O R A N D U M

NOV 28 2016

PLANNING DEPARTMENT

DATE: November 22, 2016

TO: Terry Schoenthal, Planning Manager, Planning Section, Planning Division

FROM: Paul Hatcher, Engineering Technician III, AWWU Planning

SUBJECT: Zoning Case Comments
Hearing Date: January 9, 2016
Agency Comments Due: December 12, 2016

AWWU has reviewed the materials and has the following comments.

2016-0081 UNIVERSITY LAKE TR A, University Lake Park Master Plan Public Hearing Draft, Grid SW1736

1. AWWU water and sanitary sewer are available to this parcel.
2. AWWU has no objection to this Master Plan.

2017-0001 TITLE 21 AMENDMENT, Ordinance amending Anchorage Municipal Code (AMC) Title 21 (New Code) Subsection 21.05.010E., Table 21.05-1, to add "Farmer's Markets" as an allowable use in Parks and Recreation (PR) Districts; amending AMC Section 21.06.030 to allow building with greenhouses located on rooftops to exceed the height limit of the district by no more than 15 feet; and amending AMC Section 21.14.040 to add the definition of "Greenhouses", Grid N/A

1. AWWU has no objection to this Ordinance amendment.

2017-0002 TITLE 21 AMENDMENT, Ordinance amending Anchorage Municipal Code Title 21 (New Code) to add a new method of subdivision called Unit Lot Subdivision, Grid N/A

1. AWWU has no objection to this Ordinance amendment.

2017-0003 GREEN #1 TR B-1 & B-2, T12N R3W SEC 17 S80' OF N320' OF S570' OF W150' OF E600', T12N R3W SEC 17 N240' OF S570' OF W150' OF E600', Request to modify the "Special Limitations" in Assembly Ordinance 2009-36 which approved a rezone of four (4) parcels from R-1A (Single Family Residential) District to R-4 SL (Multiple-Family Residential with Special Limitations) District, containing an Effective Clause which states: "The R-4SL zoning shall not become effective until recordation of a final plat combining the four parcels into one tract", Grid SW2533

1. AWWU water and sewer are available to these parcels.
2. AWWU has no objection to this Special Limitations.

If you have any questions pertinent to public water and sanitary sewer, you may call me at 564-2721 or the AWWU planning section at 564-2739, or e-mail paul.hatcher@awwu.biz

Public Comments: 2017-0002

Commenter	Email	Phone Number	Submitted
Matt Burkholder	hoccpresident@gmail.com		12/19/2016 9:37:03 PM
	The Huffman-OMalley Community Council has no objections.		
	Matt Burkholder		
	HOCC President 2015-2017		

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DEC 19 2016

PLANNING DEPARTMENT

Public Comments: 2017-0002

Commenter	Email	Phone Number	Submitted
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Allen Kemplen

12/20/2016 12:51:18 PM

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DEC 20 2016

PLANNING DEPARTMENT

Case 2017-0002

Ordinance amending Anchorage Municipal Code Title 21 (New Code) to add a new method of subdivision called Unit Lot Subdivision.

Fairview Community Council Comments:

- The proposed Ordinance stated purpose is to allow fee-simple ownership of small lots associated with Townhouse and Cottage style housing development.
- The narrative discusses the proposed changes moves the regulatory framework toward a condominium type of development. Condominiums allow a property owner to own a certain volume of air space within the developed envelope of a development.
- The proposal will allow the division of existing lots into smaller fee simple lots while keeping the underlying zoning density allowances.
- The proposal calls for establishment of homeowner associations and financial reserves.
- It is requested staff submit clarifying language to the public record regarding the characteristics of these proposed Unit Lots. Specifically:
 - o It appears the language would allow for a property owner of a typical lot in Fairview to sub-divide at greater density than current code permits.
 - o For a 60 foot by 120 foot or 7,000 square foot lot, the maximum density is a four-plex in the middle of the lot with surface parking on both ends to service the four rental units.
 - o The minimum lot size for R-3 is 2,000 square feet with minimum lot width of 20 feet, minimum front setback of 20 feet, minimum rear setback of 10 feet with 5 feet side yard setbacks and a maximum height of 35 feet.
 - o This allows for a developable building envelope of approximately 157,000 cubic feet.
 - o The minimum lot size of 2,000 square feet multiplied by a height of 10 feet equals 20,000 cubic feet.
 - o Minimum parking requirements can be reduced by including a requirement in the Articles of Incorporation for the Homeowners Association for the purchase of Monthly Transit Passes.
 - o There is a concurrent proposal to allow building heights to increase by an additional 15 feet for construction of rooftop greenhouses whose square footage can be used to meet minimum Open Space requirements.
 - o Thus, it may be possible to create as many as eight Unit Lot properties using a combination of surface estate and condominium airspace versus four rental units on a typical Fairview lot.
- This preliminary assessment does not address other zoning categories prevalent in the Fairview Council area.
- The Council requests that clarifying language be inserted into the proposed Ordinance to make it clear to potential developers that the Unit Lot Sub-Division is applicable to the surface land estate only and does not apply to the sub-division of airspace within the lot.

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DEC 16 2016

December 8, 2016

To: Municipality of Anchorage Planning Department
Current Planning Division
PO Box 196650
Anchorage, AK 99519-6650

PLANNING DEPARTMENT

From: Paul R Stang,
President, University Area Community Council

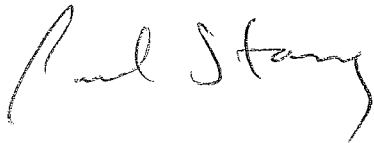
RE: Case No. 2017-0002

We only received this notice after we set our agenda for our December 2016 meeting on 12/7/16. You request comments Community Council by 12/19/16. That is insufficient time for us to adequately consider.

We request that a cognizant MUNI official come to our January 4, 2017, meeting and brief our council on these amendments. Please contact me by email (paulrstang@gmail.com) to set up that briefing. We hopefully then will be in a position to testify at your January 9, 2017, hearing.

Thank you

Sincerely,

A handwritten signature in cursive script that reads "Paul Stang". The signature is written in dark ink and is positioned below the "Sincerely," text.

Paul Stang