



Municipality of Anchorage
Development Services Division
Community Development Department



Date: April 23, 2014

To: Bill Taylor, Colony Builders &
Rebecca Windt, Ashburn & Mason

Cc: Building Board
Jerry Weaver, Director, Community Development
George Vakalis, Municipal Manager

From: Ross Noffsinger, P.E., Acting Building Official *RN*

Subject: Record of Action - Building Board decision to reconsider hearing the de Novo review, Colony Builders, BC1-01-2014

Meeting: Board of Building Regulation Examiners and Appeals
Date: Thursday, April 17, 2014
Time: 6:00 pm

First Action:

Motion by Board Member Sterling Strait, Second by Board Member Craig Fredeen:

The Board of Building Regulation Examiners and Appeals was asked to reconsider the March 6, 2014 denial of a de novo re-hearing on the grounds that MOA staff withheld information pertinent to the motion from the building board until after voting had been completed. The information in question is a legal opinion obtained by MOA staff from the Municipal Attorney's Office regarding what would constitute a majority to allow the motion to pass. The motion for reconsideration stated had the board been aware of this opinion prior to calling for a vote; it is possible that a different action would have been taken.

Chair Bohne called for a vote: 9 in favor and 2 opposed. Motion passed.

Second Action:

Motion by Board Member Craig Fredeen, Second by Board Member Sterling Strait:

The Board of Building Regulation Examiners and Appeals was asked to reconsider the de novo re-hearing of case BC1-01-2014, Colony Builders stated in 23.10.103.4.3.E. The second vote was on a motion to grant a de novo re-hearing.

Chair Bohne called for a vote: 6 in favor and 2 opposed. Motion failed. (Mr. Fredeen, Mr. Feller and Mr. Steele abstained from voting due to code required abstention on the second vote.)