



TO: Dover City Council
P.O. Box 115
699 Lakeshore Ave.
Dover, ID 83825

FROM: Kaniksu Land Trust
P.O. Box 2123
1215 Michigan St. Suite A
Sandpoint, ID 83864

RE: File No. SUP002-19

ATTENTION: CITY COUNCIL MEMBERS

On the 23rd day of December 2019 Kaniksu Land Trust sent you a Request to Reconsider and/or Modify the terms of Special Use Permit No. 002-19. The basis of that request relates to Condition No. 13 of the Special Use Permit, which provides that “any modification of the operating hours of dawn to dusk must be approved through the modification process, pursuant to Dover City Code 12-10-9 Modifications.”

It is the position of Kaniksu Land Trust that the imposition of Condition No. 13 is unwarranted and not supported by the proceedings brought before the Council at the hearing held on December 12, 2019.

In the event that the council members have concerns about the removal of the condition in its entirety, we would like to offer a potential alternative to the language of Condition No. 13 that would take into consideration the operational needs of Kaniksu Land Trust and our programs and uses at Pine Street Woods, while avoiding a “regulatory taking” of property by the City of Dover. Our preference remains that the entirety of Condition No. 13 be removed.

In the case that the condition cannot be removed, we recommend alternative language of Condition No. 13 to read: Quiet hours from 10:30pm to 6:00am shall be observed.

Respectfully submitted this 8th day of January, 2020.

KANIKSU LAND TRUST


By: KATIE COX, Executive Director

cc: Clare Marley, City Planner
Stephen Snedden, City Attorney