

ALASKA DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
GRANT OF PERMANENT VARIANCE
VAR 26-01

1. BACKGROUND

Icy Strait Point, LLC 108 Cannery Road, Hoonah, Alaska 99829 has made application under AS 18.60.077 for a variance from the safety and health standard prescribed in 8 AAC 61.1040, 29 C.F.R. 1910.142(b)(2) and 29 C.F.R. 1910.142(b)(7). 8 AAC 61.1040(a) and C.F.R. 1910.142(b)(2) has to do with the size of the room for employee sleeping purposes. 29 C.F.R. 1910.142(b)(7) has to do with the window space in a room for ventilation.

2. FACTS

A variance is requested by Icy Strait Point, LLC that would allow them to house employees in “camps” due to the high cost of living expenses, and limited availability for contractors and employees due to location. The camps are located in the following addresses: Camp Yukon – 328 Fairweather Lane, Hoonah, AK 99829. Camp Turnagain – 330 Fairweather Lane, Hoonah, AK 99829. Camp Maher – 332 Fairweather Lane, Hoonah, AK 99829.

8 AAC 61.1040(a) - Each room used for sleeping purposes shall contain at least 60 square feet of floor space for each occupant. At least a 7-foot ceiling shall be provided."

29 CFR 1910.142(b)(2) - Each room used for sleeping purposes shall contain at least 50 square feet of floor space for each occupant. At least a 7-foot ceiling shall be provided.

29 CFR 1910.142(b)(7) - Window space requirement: all living quarters shall be provided with windows totaling not less than one-tenth of the floor area, with at least one-half of each window constructed to open for ventilation.

The applicant certifies that all affected employees have been informed of this application and have been advised of their right to request a hearing and that copies of the application have been posted at 108 Cannery Road, Hoonah, Alaska 99829.

The Department of Labor and Workforce Development initiated a public comment period on March 18, 2026, which ended at close of business on April 22, 2026. The "Application for Permanent Variance" was published in the Anchorage Daily News on March 18, 2026, and the State of Alaska's On-line Public Notice website from March 18 through April 22, 2026. No comments were received, and no requests were made for public hearings.

The Department of Labor and Workforce Development reviewed the application and is satisfied that Icy Strait Point, LLC has proposed alternative procedures to ensure worker protection that are at least as safe and healthful as those required by the standard.

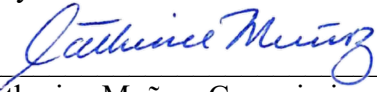
3. ORDER

It is ordered under the authority of AS 18.60.077 that Icy Strait Point, LLC is granted a permanent variance to company living quarters. The time period for this variance will begin on the day the commissioner signs the order. This permanent variance is granted under the current layout provided by Icy Strait Point, LLC. If they have any remodels to the living quarters, the permanent variance becomes void and they will need to adhere to the statutory requirements.

An employer, employee or an employee's authorized representative may apply in writing to the Commissioner of the Department of Labor and Workforce Development, P.O. Box 21149, Juneau, AK 99802-1149, for modification or revocation of a permanent variance issued pursuant to AS 18.60.077. Such an application may be considered after the variance has been in effect for at least six months.

4. EFFECTIVE DATE

The order is signed and effective on this 14th day of May 2026.



Catherine Muñoz, Commissioner
Department of Labor and Workforce Development