



# CITY OF GAINESVILLE

*Clerk of the Commission*

001117

October 8, 2002

Mutch & Brigham, P.A.  
2114 NW 40<sup>th</sup> Terrace, Suite A-1  
Gainesville, Florida 32605

Dear Mr. Mutch:

Your letter dated October 8, 2002 was received and read out loud at the Agenda Review meeting held on October 8, 2002.

At this time, this item is scheduled to be heard on the evening of October 14, 2002. I have enclosed a tentative timeline for your convenience. I would advise, however, as always, that this item could come up at any time after 6:00 p.m.

In addition, I have circulated your letter to the City Commissioners and will include it in the back-up material for the meeting.

Sincerely,

Kurt M. Lannon  
Clerk of the Commission

KML: nbb

CC: City Commission

2114 NW 40<sup>th</sup> Terrace, Suite A-1  
Gainesville, FL 32605  
(352) 378-5599 (phone)  
(352) 378-3388 (fax)



# Confidential Fax

**To:** Kurt M. Lannon, Jr. **From:** Samuel A. Mutch

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**Fax:** 334-2036 **Pages:** 3

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**Phone:** **Date:** 10/8/2002

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**Re:** Petition 142 SUB-00 PB **CC:**

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- Urgent     For Review     Please Comment     Please Reply     Please Recycle

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10-08-02A11:22

*Law Offices of*  
**MUTCH & BRIGHAM, P.A.**  
*Attorneys and Counselors at Law*

2114 NW 40<sup>TH</sup> TERRACE, SUITE A-1  
GAINESVILLE, FLORIDA 32605

SAMUEL A. MUTCH  
PETER M. BRIGHAM

(352) 378-5599  
FAX (352) 378-3388

October 8, 2002

Kurt M. Lannon, Jr.  
Clerk of the Commission  
City of Gainesville  
Station 18  
P.O. Box 490  
Gainesville, FL 32602-0490

**VIA FACSIMILE AND U.S. MAIL**

RE: Petition 142 SUB-00 PB (Phases I & II - Walnut Creek)

Dear Mr. Lannon:

On behalf of my clients, *Glen Springs Preservation Association, Inc.*, et al., I request a time certain for any consideration in the future of Walnut Creek Subdivision Phases I and II, Petition 142 SUB-00 PB.

*Glen Springs Preservation Association, Inc.* and Elizabeth Furlow, Bonnie O'Brien, and Sharon Dame object vehemently to the inclusion of any consideration of Walnut Creek Subdivision Phases I and II, Petition 142 SUB-00 PB, on the agenda of the City Commission of October 14, 2002. My clients understand that there has been movement in the Public Works Department to divide the review of Phases I and II, Walnut Creek Subdivision. This is contrary to the stipulation between the developer and my clients which was adopted by the City Commission prior to the beginning of the quasi-judicial hearing in July 2002. My clients have not been privy to any new submission of information from the applicant and to permit consideration of any of the issues concerning Walnut Creek Subdivision without a review by the public would be to deny the public due process.

Please convey to the City Commission that for the fourth time my clients have requested the ability to take soil borings/samples on the Walnut Creek property. The three previous requests have gone unanswered. These requests for access to the property were made as early as January 2002.

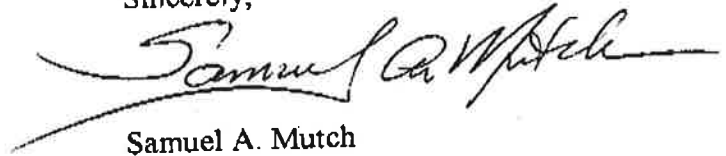
10-08-02A11:2

*EB*  
Kurt M. Lannon, Jr.  
October 8, 2002  
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Please also convey to the City Commission that my clients wish to submit information taken from soil borings immediately adjacent to Walnut Creek Subdivision which were completed by an NRCS soil scientist and an independent soil scientist hired by my clients.

Please convey my clients' concerns to the City Commission at the agenda review meeting.

Sincerely,



Samuel A. Mutch

SAM/cde  
cc. Marion Radson  
Ron Carpenter  
Clients

10-08-02A11:22