

Lannon, Kurt M.

From: Smith, Nicolle M.
Sent: Thursday, September 20, 2007 2:40 PM
To: 'Sidney F. Ansbacher'
Cc: Lannon, Kurt M.
Subject: RE: Re: The Wheelbarrow and the Car, Inc. - appeal of denial of COA.
Importance: High

*copy page
 bill/smith - rfd*

Good Afternoon Sid --

To follow up on our phone conversation a short time ago, please confirm that this is a mutually agreeable procedure on the two HPB appeals pending for your client:

(1) a modification should appear on the agenda for September 24th, stating the following recommendations to the CCOM: (a) at the request of the Applicant, continue the appeal of the HPB denial of June 12th (Legistar #070196, hereafter the "first appeal") until such time as the City Commission has rendered a final decision on the appeal of the HPB approval of Sept. 4th (Legistar #070196, hereafter the "second" appeal); and (b) at the request of City Staff and the Applicant, continue the appeal of the HPB approval of Sept. 4th to a special meeting of the City Commission to be held on Tuesday, September 25 at ((fill in the blank with whatever time the parties have agreed to)) pm; and

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6:00 PM

(2) the agenda for the special meeting on 9/25/07 will reflect the hearing of second appeal.

In addition, so that we do not have the first appeal continued in perpetuity and assuming the City Commission renders a final decision on the second appeal at the 9/25/07 meeting, your client will determine by Friday 10/12/07, to either withdraw the first appeal or have it heard at the 10/22/07 City Commission meeting.

In order to have the agendas reflect the above, it is imperative that, in accordance with the Clerk's schedule, your client (as well as the City staff) submits any additional information/backup for the September 24th and 25th agendas by noon tomorrow (Friday). In addition, aside from replying to this email to indicate our agreement, please submit the above procedural request in writing to the Clerk by the noon deadline tomorrow.

Thank you -- Nicolle

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