



CITY OF SACRAMENTO

CITY PLANNING DEPARTMENT

725 "J" STREET

SACRAMENTO, CALIF. 95814
TELEPHONE (916) 449-5604

MARTY VAN DUYN
PLANNING DIRECTOR

July 2, 1981

APPROVED
BY THE CITY COUNCIL

City Council
Sacramento, California

JUL - 7 1981

Honorable Members in Session:

OFFICE OF THE
CITY CLERK

SUBJECT: Request for City Council to waive the 10-day appeal period for a decision of the City Planning Commission for a special permit to develop a 20,000 square foot banking facility (P-9302)

LOCATION: South side of Arden Way, 200 feet west of Challenge Way

BACKGROUND INFORMATION

The subject project includes a variety of entitlements, including an amendment to the Point West Schematic Plan; special permit to allow a drive-thru facility; and a special permit to develop a 20,000 square foot office building. On April 9, 1981 the Planning Commission approved the special permit requests and recommended approval of the schematic plan amendment to the City Council. On May 26, 1981 the City Council considered and approved the schematic plan amendment for the office use. The special permit applications were not considered by the City Council because the Planning Commission has final action on this type of application unless it is appealed to the City Council.

The adjacent property owner is requesting a waiver of the appeal period for the special permit requests in order to allow reconsideration of the project. He indicated that he did not receive adequate notice of the original hearing by the Planning Commission.

If granted, the Council would be considering the special permit request that was previously approved by the Planning Commission.

STAFF RECOMMENDATION

Staff recommends the request be denied.

Respectfully submitted,

Marty Van Duyn
Marty Van Duyn
Planning Director

FOR CITY COUNCIL INFORMATION

WALTER J. SLIPE
CITY MANAGER

MVD:HY:bw
Attachments
P-9302

July 7, 1981
District No. 3

LAW OFFICES
OF

RICHARD H. HYDE, INC.

111 Capitol Mall Building, Suite 225
Sacramento, California 95814
Telephone: (916) 447-7933

RECEIVED
CITY CLERK'S OFFICE
CITY OF SACRAMENTO

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June 3, 1981

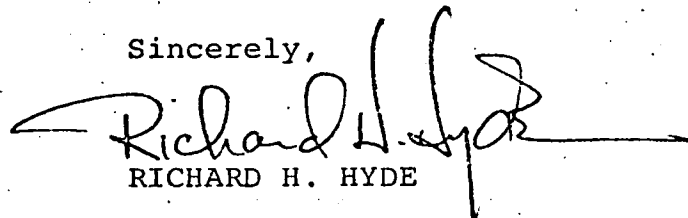
Marty VanDuyn
Sacramento Planning Dept.
725 J Street
Sacramento, CA 95814

Dear Mr. VanDuyn:

I am herewith requesting that the City Council waive the 10 day period provided for appealing a decision of the Planning Commission pursuant to Section 18-K-2 of the Zoning Ordinances of the City of Sacramento.

In the event the above waiver is granted, enclosed herewith is my check in the amount of \$60 and a Notice of Appeal of a decision of the Sacramento City Planning Commission of April 23, 1981 regarding Item #P-9302.

Sincerely,



RICHARD H. HYDE

RHH:cjr

Enclosures

#23

LAW OFFICES
OF

RICHARD H. HYDE, INC. RECEIVED
CITY CLERK'S OFFICE
111 Capitol Mall Building, Suite 225 SACRAMENTO
Sacramento, California 95814
Telephone: (916) 447-7933 5 01 PM '81

July 7, 1981

City Council
City of Sacramento

Attention: Honorable Members in Session

Re: Point West Bank

Gentlemen/Madames:

APPROVED
BY THE CITY COUNCIL
REO
JUL - 7 1981
DENIED
OFFICE OF THE
CITY CLERK

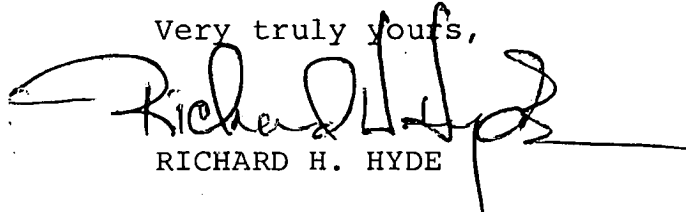
This firm represents Heritage Development Company, owner of certain property in the vicinity of the proposed site for the Point West Bank. By letter dated 6/3/81, I requested that the Council extend the time for filing an appeal of the Planning Commission action regarding this matter.

This request will be heard at your July 7, 1981 meeting. I am not able to attend this meeting and accordingly, I am writing this letter to outline for you the basis for my client's request.

My client did not receive notice of Planning Commission Hearing notwithstanding the fact that it is entitled to receive notice under applicable City Zoning Ordinances. My review of the City records regarding this matter indicates that that notice was sent. However, it was not received by my clients. Because my clients failed to receive notice of this hearing, it was unaware of the Planning Commission action until the ten day appeal period had expired.

My client would like an opportunity to be heard and, accordingly, are requesting that you allow it to file an appeal by waiving the requirement that this appeal be filed within ten days fo the date of the Planning Commission action.

Thank you for your consideration regarding this matter.

Very truly yours,

RICHARD H. HYDE

RHH:cr