From: jeffery t love
To: Anya Grahn
Subject: Re: Public Comment for KAC Appeal
Date: Tuesday, April 18, 2017 3:12:26 PM

Anya,

Thank you for replying to my voicemail earlier today. Also, thank you for suggesting the GRAMA request, but I don't believe it is relevant to the issue, nor do I believe state law gives the Mayor the authority to remand the appeal back to the Planning Commission for further review. The KAC appeal process is looking very similar to my situation when I successfully sued PCMC because the city's LMC appeal process was in violation of state law.

The following is stated in Utah Code; 10-9a-701 (3) (a) (ii) serve as the FINAL ARBITER of issues involving the interpretation or application of the land use ordinances. As per the LMC, in this situation, the appeal authority was the City Council. Their final decision was to remand the appeal back to the Planning Commission. Within PCMC's LMC 15-1-18 J. 3. the following is stated, "The City Council may remand the matter to the appropriate body with direction as for specific areas of review or clarification." I believe this statement is in violation of state law just like the LMC violated state law in my situation. The City Council needed to make a final decision so that any adversely affected parties can get relief in District Court. Utah Code 10-9a-701. (4) (d). It appears now that the applicant will be subjected to multiple appeals.

I find it disappointing that our City Legal Department is still not comprehending state law correctly. I ask that this email be forwarded to the applicant, appellants and be made part of the record.

Regard,
Jeff Love

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From: Anya Grahn <anya.grahn@parkcity.org>
Sent: Tuesday, April 18, 2017 8:41:26 AM
To: grandloveshack@msn.com
Cc: Bruce Erickson
Subject: Public Comment for KAC Appeal

Jeff,

Thank you so much for your voicemail today. Last Friday, the mayor issued an action letter remanding the appeal back to the Planning Commission for further review. You are welcome to GRAMA this letter through the attached form.

Please let us know how you believe we are breaking state law, and we will gladly look into.

Anya Grahn
Historic Preservation Planner
Park City Planning Department
435.615.5067