## **Communication from Public**

Name: Cindy Starrett

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Council File No: 20-1502

Comments for Public Posting: Please see attached letter.

## LATHAM & WATKINS LLP

November 25, 2020

## **BY EMAIL**

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Re: <u>Grand Avenue Signage Supplemental Use District (CPC-2020-1931-SN;</u> ENV-2020-1935-EIR-ADD) – Waiver/Inapplicability of Appeal Period

Dear Ms. King and Mr. Fukuda:

As we have discussed, the above-referenced Signage Supplemental Use District was initiated by the City Council in November 2019. The Grand Avenue Project is under construction and commencing tenant leasing negotiations, so we respectfully request City approval of the Supplemental Signage District at the earliest possible date. Since the City Planning Commission has now provided its recommendation to the City Council, we look forward to the consideration by the Council's Planning and Land Use Management Committee, and request that the item be considered at the meeting scheduled for December 8, 2020.

We have reviewed the determination issued on behalf of the City Planning Commission. As a substantive matter, the Applicant has identified only one technical correction (a reference to 6 rather than 7 kiosks) and is working with Planning staff in connection with an updated exhibit set to reflect that correction which will be submitted early next week. As a procedural matter, though the determination identifies a 20-day appeal period for the Applicant by December 9, 2020, we believe that reference is not required since the matter was initiated by the City Council and accordingly the applicable code provision under section 12.32 (C) is subsection 2, "Procedure for Initiated Changes", which concludes "After the Planning Commission has made its report and recommendation for approval, or after the time for it to act has expired, the Council may consider the matter."

We understand that since the determination includes a reference to December 9, 2020, however, that in order to confirm the item for the December 8, 2020 agenda, the City has requested our confirmation that no further appeal, other than the technical correction as noted

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above, will be made by the Applicant. We hereby make that confirmation on behalf of CORE/Related Grand Ave Owner, LLC, the Project Applicant.

Please let me know if you have any questions.

Very truly yours,

/signed/

Lucinda Starrett, of LATHAM & WATKINS LLP

cc:

Luci Ibarra

Milena Zasadzien

Rick Vogel

Roopika Subramanian

David Thompson

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