

## COMMUNITY DEVELOPMENT DEPARTMENT

**TO:** Mayor and City Council  
**FROM:** Lisa Anderson-Ogilvie, AICP, Interim Community Development Director  
**DATE:** September 8, 2017  
**SUBJECT:** Appeal Withdrawn - ZC-SPR-ADJ17-02 (390 Hawthorne Avenue SE)

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Agenda Item 4.a (17-438) is being removed from the agenda.

An appeal of Quasi-Judicial Zone Change / Class 3 Site Plan Review / Class 1 and 2 Adjustments Case No. ZC-SPR-ADJ17-02, was scheduled for a public hearing before the City Council on September 11, 2017. The appellant, Garten Services, Inc., has withdrawn their appeal, effective September 8, 2017 (see attachment 1).

No other appeals were filed and the appeal period has ended. Therefore, the June 30, 2017 decision of the Hearings Officer, approving the proposed 82-room hotel with conditions, is the final decision.

## Lisa Anderson-Ogilvie

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**From:** Lisa Anderson-Ogilvie  
**Sent:** Friday, September 08, 2017 4:35 PM  
**To:** Lisa Anderson-Ogilvie  
**Subject:** FW: Garten Services, Inc. / Salem Hotel Investors II LLC - Appeal Withdrawal

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**From:** Andrew Sprauer [<mailto:asprauer@churchill-law.com>]  
**Sent:** Friday, September 08, 2017 3:03 PM  
**To:** Bryan Colbourne <[BColbourne@cityofsalem.net](mailto:BColbourne@cityofsalem.net)>  
**Cc:** Timothy Rocak <[trocak@garten.org](mailto:trocak@garten.org)>; Josie Crocker <[jcrocker@churchill-law.com](mailto:jcrocker@churchill-law.com)>; Megan Brooks <[mbrooks@churchill-law.com](mailto:mbrooks@churchill-law.com)>  
**Subject:** Garten Services, Inc. / Salem Hotel Investors II LLC - Appeal Withdrawal

Bryan,

Pursuant to our conversation this afternoon, our office represents Garten Services, Inc., and this email is sent to provide written notice on behalf of Garten Services, Inc. of the withdrawal of its appeal to the City Council in the following land use applications: Quasi-Judicial Zone Change / Class 3 Site Plan Review / Class 1 & 2 Adjustment Case No. ZC-SPR-AJD 17-02; Application Nos. 17-106180-ZO, 17-106181-RP, 17-106182-ZO, and 17-106183-ZO.

The appeal is current scheduled for hearing before the City Council this coming Monday, September 11, 2017. If you need any additional information or other confirmation of this withdrawal, please let me know.

Thank you.

**Andrew Sprauer**



**Andrew W. Sprauer**

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