



City of Homer

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Memorandum 21-201

TO: MAYOR CASTNER AND CITY COUNCIL SITTING AS BOARD OF ADJUSTMENT

FROM: MELISSA JACOBSEN, MMC, CITY CLERK

DATE: NOVEMBER 4, 2021

SUBJECT: MOTION FOR LEAVE AND TO SUPPLEMENT POINTS ON APPEAL BY FRANK GRISWOLD, APPELLANT

On August 10, 2021 a Motion for Leave to Supplement Points on Appeal to Address the Planning Commission's Dismissal of Appeal was filed by Frank Griswold, Appellant in the appeal of CUP 20-15.

In his motion, Mr. Griswold states he moved for leave to supplement his points on appeal so that the Board of Adjustment may address the Planning Commission's August 5, 2021 Order Granting Motion to Dismiss Appeal and the Commission's failure to respond to the Board's March 9, 2021 Decision and Order Remanding to the Commission.

At the September 20, 2021 meeting of the City Council sitting as Board of Adjustment (BOA), the BOA didn't take up the matter of the Motion for Leave. It may have been unclear as to whether it was a motion to be taken up by the BOA or the Planning Commission.

The matter is before the BOA to take action.

Recommendation: Move to deny the appellant's motion Leave to Supplement Points on Appeal to Address the Planning Commission's Dismissal of Appeal, or move to take up the matter at a date to be determined and a BOA meeting will be scheduled.