

To: Mario Paniagua

Deputy City Manager

From: Alan Stephenson

Planning and Development Director

Subject: WITHDRAWAL OF ITEM 110 ON THE JUNE 3, 2020 FORMAL AGENDA -

(CONTINUED FROM MARCH 18, 2020) - MODIFICATION OF STIPULATION

REQUEST FOR RATIFICATION OF FEBRUARY 19, 2020 PLANNING

HEARING OFFICER ACTION (PHO-2-19) Z-180-04-7 - SOUTHWEST CORNER OF THE 65TH AVENUE AND SOUTH MOUNTAIN AVENUE ALIGNMENTS

ITEM 110, Modification of Stipulation Request for Ratification of February 19, 2020 Planning Hearing Officer Action (PHO-2-19) Z-180-04-7 - Southwest corner of the 65th Avenue and South Mountain Avenue Alignments on the June 3, 2020 Formal agenda is a request to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on February 19, 2020.

The applicant is requesting that the item be withdrawn as Meritage Homes has terminated the contract to purchase the subject property.

Approved:

Mario Paniagua, Deputy City Manager

Data

Date: May 27, 2020

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## BERGIN, FRAKES, SMALLEY & OBERHOLTZER

May 7, 2020

## VIA ELECTRONIC DELIVERY

Adam Stranieri
Hearing Officer
Planning Division
200 West Washington Street
Phoenix, AZ 85003

RE: Withdrawal of Application Z-180-04-7 (PHO-2-19)

Dear Mr. Hearing Officer,

Please accept this letter as our formal request, on behalf of Meritage Homes, to withdraw Case No. Z-180-04-7 (PHO-2-19) related to the southwest corner of 65<sup>th</sup> Avenue and the South Mountain Alignment and heard by the Planning Hearing Officer on February 19, 2020.

The case has been withdrawn because Meritage Homes has terminated the contract to purchase the subject property. Please let me know if you need anything further to document the withdrawal of the application. We appreciate all of staff's time and hope you are well.

Sincerely,

Carolyn Oberholtzer