



# Commerce City

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## Council Communication

File Number: Order 22-01

**Agenda Date:** 7/18/2022

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council

**File Type:** Order

Order Approving Findings on Appeal of Ruling of Administrative Land Use Case by Clayton Properties Group II, LLC (doing business as Oakwood Homes) of the denial by the decision of the Community Development Director.

### Summary and Background Information:

Section 21-3244 of the Land Development Code provides for Lot Line and Terminology Adjustments of previously record documents. The appellant, Clayton Properties Group II, LLC, has appealed a decision of the Director of Community Development denying an application for a Terminology Adjustment for Tract C of Reunion Ridge Filing 1 by which the appellant intended to change the tract to a lot. The denial was communicated to the applicant by letter sent on April 19, 2022 informing them of the denial and suggesting that the change requested could be processed as a final plat. The applicant appealed the decision of the Director by letter dated April 29, 2022.

The Planning Commission heard this item on June 7, 2022 and by a vote of 4-1 voted to approve the Lot Line and Terminology Adjustment. Therefore this item is before you for a de novo review. The City Council decision will be the final decision of the city on the application.

The City Council heard this item on June 20, 2022 and by a vote of 6-2 voted to instruct the City Attorney to draft a written decision of denial based on criteria A and to continue the case to July 18th, where the letter will be reviewed and ratified. This item accomplished that direction.

**Staff Responsible (Department Head):** Matt Hader, Interim City Attorney

**Staff Member Presenting:** Matt Hader, Interim City Attorney

**Financial Impact:** N/A

**Funding Source:** N/A

**Staff Recommendation:** Approve the Order.

**Suggested Motion:** I move to approve the written order.