

Exhibit B



LYLES DIVERSIFIED INC.

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August 23, 2024

Jennifer K. Clark, Director
Planning and Development Department
City of Fresno
2600 Fresno Street, Third Floor
Fresno, CA 93721-3604

**RE: City Council Appeal for Tentative Parcel Map No. 2023-13
(Record No. P23-01940)**

Dear Ms. Clark,

On behalf of the Lyles Family and the entire Lyles organization, I am writing to express our profound disappointment with the recent appeal denial from the Planning Commission on Wednesday, August 21, 2024.

In addition to the legal concerns with the recent U.S. Supreme Court ruling on the proportionality of the City's Conditions of Approval (COA's) commensurate to the City's authority with land use impacts, we are steadfast in maintaining our rights that, with no other improvement, this is not an active development project as interpreted by City staff. The COAs appear to completely disregard that the existing parcel(s) are fully developed with no further improvements, and we intend to appeal the Commissioners decision to the Fresno City Council.

The primary objective behind reinstating the lot line to its original 1968 location is to facilitate the transfer of ownership of the western office to the Fresno Chaffee Zoo through a donation. The Zoo has occupied the office as a tenant for more than three years, during which efforts have been made to reinstate the premises to its original state of over 40 years ago, thereby enabling the Zoo to rightfully assume ownership of its administrative offices.

Pursuant to our right of appeal, time to do so, and the specific reasons noted above and in my presentation to the Planning Commission, please consider this our official correspondence for City Council Appeal of the Planning Commission denial of TPM-2023-13 per the Subdivision Map Act and applicable Fresno Municipal Code.

We believe that with the Council's consideration, it will become apparent that the COAs are not proportionate to the legality of our request nor in the best interest of the community it serves.

Sincerely,

Todd R. Sheller
Vice President, Lyles Diversified, Inc.

cc. Fresno City Councilmember, Miguel Arias
Jon Dohlin, CEO. Fresno Chaffee Zoo
Keith Jolly, Morton & Pitato, Inc. Civil Engineers