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Agenda Item: ID#19-1618 (3:00 P.M.)

Date: 5/2/2019

2019 MAY -1 P 4: 03

CITY OF FRESNO  
CITY CLERK'S OFFICE

## FRESNO CITY COUNCIL



### Late Submission Information Packet

Agenda Related Item(s) – ID#19-1618 (3:00 P.M.)

Contents Letter to Withdraw Project

#### Item(s)

CONTINUED HEARING to consider Conditional Use Permit Application Nos. P18-03222 and P18-03223, located on the northwest corner of North Cedar Avenue and East Tulare Street (Council District 7)

#### **Supplemental Information:**

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

#### **Americans with Disabilities Act (ADA):**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, please see Security.

**WANGER JONES HELSLEY PC**  
ATTORNEYS

OLIVER W. WANGER  
TIMOTHY JONES\*  
MICHAEL S. HELSLEY  
PATRICK D. TOOLE  
SCOTT D. LAIRD  
JOHN P. KINSEY  
KURT F. VOTE  
TROY T. EWELL  
JAY A. CHRISTOFFERSON  
MARISA L. BALCH  
PETER M. JONES\*\*  
STEVEN M. GRASS\*\*  
AMANDA G. HEBESHA\*\*\*  
MICAELA L. NEAL  
REBECCA S. MADDOX  
NICOLAS R. CARDELLA  
ERIN T. HUNTINGTON  
STEVEN K. VOTE  
JENNIFER F. DELAROSA  
ROCCO E. DIGICCO  
GIULIO A. SANCHEZ  
CHRISTOPHER A. LISIESKI\*\*\*\*  
BENJAMIN C. WEST  
HUNTER C. CASTRO

\* Also admitted in Washington  
\*\* Of Counsel  
\*\*\* Of Counsel/Also admitted in  
Idaho  
\*\*\*\* Also admitted in Virginia

265 E. RIVER PARK CIRCLE, SUITE 310  
FRESNO, CALIFORNIA 93720

MAILING ADDRESS  
POST OFFICE BOX 28340  
FRESNO, CALIFORNIA 93729

TELEPHONE  
(559) 233-4800

FAX  
(559) 233-9330



OFFICE ADMINISTRATOR  
LYNN M. HOFFMAN

Writer's E-Mail Address:  
jkinsey@wjhallorneys.com

Website:  
www.wjhallorneys.com

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VIA EMAIL (Jarred.Olsen@fresno.gov & Doug.Sloan@fresno.gov)

Jarred Olsen  
Development and Resource Management Department  
2600 Fresno Street  
Fresno, CA 93721-3604

Doug Sloan  
Fresno City Attorney  
2600 Fresno Street, Room 2031  
Fresno, CA 93721

Re: May 2, 2019, Fresno City Council Appeal Hearing of  
CUP Nos. P18-03222 & P18-03223

Dear Doug and Jared:

My office represents SKW Tulare, LLC regarding its development of a 7-Eleven convenience store and service station at North Cedar Avenue and East Tulare Street ("Project"). As you are aware, SKW Tulare, LLC is the applicant for the Conditional Use Permit ("CUP") Application Nos. P18-03222 to develop the service station and No. P18-03223 for a license to sell alcohol. On February 20, 2019, the Fresno City Planning Commission took four actions related to the CUP applications for the Project: 1) found the Project is exempt from CEQA; 2) found housing elements would accommodate Fresno's housing needs; 3) approved CUP No. P18-03222 to develop the convenience store; and 4) denied CUP P18-03223 for the alcohol

**WANGER JONES HELSLEY PC**

May 1, 2019

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license. An appeal to set aside the Planning Commission's actions is on the agenda to be heard by the Fresno City Council tomorrow, May 2, 2019.

SKW Tulare, LLC hereby withdraws all of above-described approvals granted by the Fresno City Planning Commission for the Project. Withdrawal renders the appeal to the Fresno City Council moot, so there is no longer a basis for a hearing of the appeal during the May 2, 2019, Fresno City Council meeting.

Please contact our office should you have any questions or concerns about the withdrawal of these entitlements.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John P. Kinsey", followed by the initials "CRD" in a smaller, handwritten font.

John P. Kinsey

JPK/rm

cc: Sid Wiener