



Memo

To: Mayor, Vice Mayor, Council Members
CC: Town Attorney, Town Clerk, Community Development Director
From: Interim Town Manager
Date: December 11, 2009,
Re: Pink Shell Hearing Scheduled for December 21, 2009

Based upon various comments made at the zoning hearing on Pink Shell matters on Monday, December 7, 2009, and after consultation with the Town Attorney, I have determined to present Town Council with additional Resolutions to allow Council to have a range of options for final decision at the hearing.

Town staff, the Town attorney and I met with Pink Shell representatives yesterday and confirmed that the applicant does not have any problem with the staff's requesting a continuance for this purpose at the hearing of December 21, 2009. Council will be requested to continue the hearing to 4 pm on January 19, 2010.

That additional time will enable staff and the Town Attorney to prepare these additional resolutions, make them available to the applicant in sufficient time for applicant to provide any comments to staff, and allow the public to present whatever documents it chooses for Council consideration at the January 19, 2010 hearing. The applicant's counsel has affirmed that she will be providing the Town with a letter confirming that the applicant has no objection to this continuance.

Accordingly, I will be directing the Town Clerk to advertise the entire Council meeting for 4 pm on December 21, 2009, in anticipation of having the Pink Shell continuance take a very short time and then moving on to the rest of the agenda promptly.

If there are any questions please let me know.