

MOTION #1

Motion to Suspend Council Rules in Order to Reconsider the Heritage Row PUD Zoning and
Site Plan

(2/3 Vote of Councilmembers Present)

Whereas, City Council denied the Heritage Row PUD Zoning Ordinance and PUD Site Plan on June 21, 2010;

Whereas, in response to the denial, the developer of the Heritage Row PUD project, Fifth Avenue Limited Partnership, is now proposing revisions to the project which Council desires to consider;

Whereas, Council Rule 19, allows for City Council Rules to be suspended by a two-thirds vote of the members present;

RESOLVED, That the following requirements of Council Rule 12 be suspended for the sole purpose of allowing Councilmember Derezinski to request City Council reconsideration of the Heritage Row PUD Zoning and the PUD Site Plan and Development Agreement:

- The requirement that the motion for reconsideration be made by a member voting with the prevailing side
- The requirement that the motion be made at the same or the next regular meeting of Council
- The requirement that a motion only be reconsidered once

Sponsored by: Tony Derezinski; Sandi Smith

MOTION #2

Motion for Reconsideration
(By Derezinski)
(6 Votes)

I move to reconsider the Ordinance to Amend Chapter 55, Rezoning of 1.23 Acres from R4C (Multiple-Family Dwelling) to PUD (Planned Unit Development) Heritage Row PUD, 407-437 S. Fifth Avenue and the Resolution to Approve the Heritage Row PUD Site Plan and Development Agreement.

MOTION #3

Motion to Postpone Consideration of the Heritage Row PUD Zoning and Site Plan, and to Direct
Staff to Revise the Project
(6 Votes)

Whereas, City Council desires to reconsider the Heritage Row PUD project including the revisions proposed by the developer, Fifth Avenue Limited Partnership, as detailed in the letter from Alex de Parry, dated, November 11, 2010;

Whereas, City Council desires to receive additional public input on this project, once the revisions are incorporated into the PUD;

I move that reconsideration of the Heritage Row PUD Zoning Ordinance, and PUD Site Plan and Development Agreement be postponed, and that the Zoning Ordinance, including the revised supplemental regulations, be scheduled for first reading at the City Council meeting on December 20, 2010 and that a second reading of the PUD Zoning, and reconsideration of the Resolution to approve the PUD Site Plan and Development Agreement be considered at a subsequent meeting of City Council following notice and a public hearing, conditioned on the first reading of the PUD Zoning being approved; and

I move that City Council direct the Planning and Development Services Unit and City Attorney's Office to incorporate the developer's proposal into the PUD Zoning and Site Plan, and review all required revised plans, regulations and agreements submitted by the developer, prior to Council consideration.