



Agenda Item:

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## COUNCIL COMMUNICATION City Manager's Office

### GENERAL INFORMATION

Agenda Date: 8/23/04

Communication No.:

04-431

Agenda Item Type: Resolution

Roll Call

No.:

Submitted by: Larry Hulse, Community Development Director

### SUBJECT—

Request from Irene and Donna Palen (owners),. to appeal the July 28, 2004 decision of the Historic Preservation Commission **DENYING** a request for a Certificate of Appropriateness to replace the front steps and concrete porch with a wood deck, railing and steps at 881 15<sup>th</sup> Street (Sherman Hill Historic District).

### SYNOPSIS—

Section 58-31 of the City Code allows any party aggrieved by any decision of the Historic Preservation Commission to appeal the Commission's action to the City Council. The City Council shall fix a reasonable time for a public hearing on the appeal, give public notice thereof as well as due notice to the applicant / appellant and decide the appeal within a reasonable time. In deciding such appeal, the City Council shall consider whether the Commission has exercised its powers and followed the guidelines established by law and ordinance and whether the Commission's action was patently arbitrary or capricious.

### FISCAL IMPACT—

None

### RECOMMENDATION—

Approval

### BACKGROUND—

None