



RE: H-2022-0073
Meridian OZ Apartments
MDA, CUP

Location: 1475 E Franklin Rd.
Parcel #S1118110051

Mayor & City Council,

We are requesting a formal withdrawal of the above-referenced application. The basis of which is to save both City Council, Staff and the Applicant the time of filing a reconsideration and potential judicial review to come to the same outcome.

Based on the City Council meeting on March 21, 2023 and the resulting written record, it was clear that the Applicant will need to make a fairly drastic overall change of the currently proposed project. We suspect that any new application or an amended application will not be subject to the one year restriction for filing such under UDC 11-5A-3 as the new project and the new application/amended application will **not** be “in substantially the same form” as the current application.

Withdrawing the application allows the Applicant to get focused on the task at hand and to avoid the unnecessary cost of filing for a reconsideration, which (based on the record) shows that the Applicant was not afforded an opportunity to respond to public testimony at the hearing and not afforded due process during the hearing itself, among other things.

Thank you in advance for your courtesy.

Realm Venture Group

A handwritten signature in black ink, appearing to read 'Jorre Delgado', is written over a thin horizontal line.

Jorre Delgado

CC: Attorney Nary