



Planning & Development Services

Boise City Hall, 2nd Floor Phone: 208/384-3830
 150 N. Capitol Boulevard Fax: 208/384-3753
 P. O. Box 500 TDD/TTY: 800/377-3529
 Boise, Idaho 83701-0500 Website: www.cityofboise.org/pds

Application for Appeal

Fee: \$ 182.00

I (we) 917 Lusk, LLC, hereby appeal the decision of the Boise City:

- Planning & Zoning Commission
- Hearing Examiner
- Design Review Committee
- Historic Preservation Commission
- Planning Director

File Number: CUP11-00090 Address: 1004 W. Royal Boulevard

Specific Action Being Appealed: Planning and Zoning Commission approval of a height exception to construct a five story multi-family residential building on 3.42 acres at 1004 W. Royal Boulevard in an R-OD zone.

Grounds for Appeal

1. The decision is a violation of law; exceeds statutory authority.
2. The decision was made on unlawful procedure.
3. The decision is arbitrary, capricious, and/or abuse of discretion.
4. The decision is not supported by substantial evidence.

Appeal Contact Person: Richard H. Andrus, Spink Butler, LLP

Address: 251 E. Front, Suite 200 Boise, ID 83702 / PO Box 639, Boise, ID 83701
 Home Phone: _____ Work Phone: 208 388-0230

Appeals

- Appeal of an Administrative Decision to the Planning & Zoning Commission or Design Review Committee (non-refundable fee)
- Appeal of a Design Review Committee Decision to the Planning & Zoning Commission.*
- Appeal of a Planning & Zoning or Historic Preservation Commission decision to City Council.*
- Appeal of a Hearing Examiner decision to City Council.*

* Portion of fee is refundable if appeal is successful.

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PLANNING & DEVELOPMENT SERVICES

Notes

1. If the reasons for the appeal are resolved prior to the appeal hearing, please contact the Planning Staff at 384-3830.
2. The only topics which may be discussed during the appeal hearing are the specific reasons for the appeal as stated in the application.
3. Neighborhood groups are encouraged to elect a spokesperson for appeals that are supported by numerous residents of the project to avoid a duplication of testimony.
4. Section 11-3-7.2 of the Zoning Ordinance provides that an appeal to Council may not be withdrawn without the consent of Council.

Signature of Appellant/Representative: *R. H. Andrus* Date: 3/15/12

For Staff Use Only:
 If the appellant is not the applicant, the applicant must be contacted immediately following the acceptance of this appeal.
 Applicant contacted on _____ by _____ Appeal is by applicant