

## Owner's Compliance to City Ordinance 2013-15

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During the Staff Presentation and Answers at last week's P&Z Meeting, the City Staff did not discuss the owner's lack of compliance on the various SUP requirements. Attached is a summary (Current City Ordinance/SUP Compliance Record) of the level of the owner's compliance on each of the 19 SUP requirements, along with the use of their House (Airstream) Trailer on-site.

The owner has not fully complied with most of the SUP requirements that he agreed to at the City Council Meeting 2 ½ years ago. The level of compliance or non-compliance varies by requirement. The neighbor's position of the **owner's lack of compliance was confirmed by Julie Dominguez, the City's Chief Code Enforcement Officer** in her review comments of the Applicant's zoning request.

*"Since Mr. Bohls has **voiced and displayed an intentional disregard of City ordinance already**, I think it will be **important to have clear violation and penalty statements**, especially since the request is that the requirements be made less stringent."*

At the P&Z Meeting, the owner was quoted saying, "**I am asking for these changes to clean up the vague language and unenforceable elements of the SUP.**" All requirements were publicly and voluntarily agreed to by the owner at the March 26, 2013 City Council Meeting. Now the **owner wants to institutionalize a record of non-compliance by removing key SUP requirements.** All the current SUP Requirements are clear and can be enforced by the City, if desired.

**The neighbors ask that the City Council vote on January 26, 2016 to keep all SUP Requirements as written.**

We hope that the City Council **does not reward a lack of non-compliance** by the owner by **voting to remove key SUP requirements** that were added by the Council to the SUP to protect the residential neighbors of the Event Center.

**The SUP requirements, if complied with by the owner and effectively enforced by City Staff, will adequately protect our residential neighborhood.**