

Sample Motions for appeal of an ARC decision:

Deny the Appeal

I move that the Commission uphold the denial decision of the Clifton ARC as the Committee was not clearly erroneous as to a material finding of fact related to whether the proposed new construction complied with the design guidelines. Case 22-COA-0149 is still denied.

Approve the Appeal

I move that the Commission overturn the denial decision of the Clifton ARC as the Committee was clearly erroneous as to a material finding of fact related to whether the proposed new construction complied with the design guidelines. Thus, the Commission approves 22-COA-0149 with the following conditions:

1. Staff shall be notified of an excavation schedule for the site and if archaeological discoveries such as artifacts, features, and other archaeological deposits are found during new construction.
2. Manufacturer's information on all materials shall be submitted to staff for review and approval prior to construction.
3. Any visible poured concrete shall be of historic mix.
4. Storm-water management systems in new construction design and water runoff shall not adversely impact nearby historic resources.
5. Applicant shall design storage for waste receptacles to be hidden from view.
6. All other required permits and approvals shall be obtained prior to the start of the new construction.
7. If the design or materials change, the applicant shall contact staff for review and approval.