

**Tim A. Herndon**  
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June 1, 2012

Scott McCullough, Director  
Planning & Development Services  
City of Lawrence  
6 E. Sixth Street  
Lawrence, KS 66044

**Re: Miracon Plaza**  
**FDP-01-02-07**

Dear Scott,

Per our May 30, 2012 meeting with Tim Schmidt and Mary Miller, this letter formerly requests a two-year extension to the currently approved Final Development Plan for Miracon Plaza (OFF-PISTE, Inc., owner).

Primarily due to the sluggish economy, circumstances conducive to sale and initial construction on the subject property have not materialized. Yet, as revealed to you at our meeting with Mr. Schmidt, interest continues to be expressed by a number of potential businesses, both locally and nationally.

We understand the present approval status will expire in late August 2012; we hereby request a two-year re-approval. With regard to specific dates, we'll defer to your office for clarification.

We further understand this item is likely to appear on the June 12 or June 19 City Commission agenda. I will be unavailable to personally attend a meeting on either of these dates. Never the less, with the support of your office [emphasized by placement of this item on the consent agenda], my Client and I will consider our personal presence unnecessary, unless you advise us otherwise.

Thanks for your consideration, and please keep me apprised of the progress of this request. As always, feel free to call me with questions or comments.

Sincerely,



Tim A. Herndon, Agent

Cc: Tim Schmidt  
file