August 10, 2011

Pat Brennan

Dig It

4829 E Patio Springs Cir.

P.O. Box 972

Eden, Utah 84310

Wop Wom LLC

212 Marchant St #330

Honolulu, Hi 46813

RE: Notice of Decision Conditional Use Permit (CUP 2010-23) Pat’s Place Request for a Temporary Exception

You are hereby notified that your request for a temporary exception to further extend your time as a short term vendor located at approximately 2612 North Hwy 162, was heard by the Weber County Commission in a public meeting on August 9, 2011, after due notice to the general public.

The County Commission did not find sufficient evidence to establish the following criteria:

31-8 Temporary Exceptions

The Weber County Commission has the authority to grant, by motion, temporary exceptions from any term or condition of the Weber County Zoning Ordinance for a period of not to exceed three (3) months in duration. Time may be extended for an additional three (3) months by the County Commission, for a total duration for any one tract of land not to exceed six (6) months. The granting of a temporary exception may be made by the County Commission with or without a recommendation from the Planning Commission. Such temporary exceptions may be granted upon the County Commission determining that such a temporary exception is justified because of some extraordinary, or emergency situation, or act of God situation, and that the health, safety, convenience, order, and welfare of the inhabitants of Weber County will not be substantially affected, if such temporary exception is granted.

Therefore, the Weber County Commission rendered the following decision:

Your request for a temporary exception is denied.

The minutes from the August 9, 2011 Weber County Commission meeting will be available from the Weber County Clerk/ Auditor Office in approximately one week. To obtain the minutes please contact Sherri at (801) 399-8794.

Furthermore a Site Plan Development Agreement was entered into as a condition of approval. Section 15 of the agreement states:

15. **Events of Default:** The following conditions, occurrences or actions will constitute a default by the Developer during the Construction Period or thereafter:

e. Failure to remove sales trailer after the 120 day temporary period.

An escrow agreement and a $500 deposit were made for the removal of the trailer and a return of the site to its previous condition. The 120 day temporary period ended on July 22, 2011. Fourteen (14) days from the date of this notice (August 24, 2011) will be adequate time to allow for removal of the sales trailer and site restoration to occur.

Sincerely,

Ben Hatfield, Planner

Weber County Planning