

From: [John Eubanks Jr](#)
To: [Donald Lunny](#); [Wayne Bergman](#); [Queenester Nieves](#)
Cc: [Maura Ziska](#); [John \(Skip\) C. Randolph](#); [Kelly Churney](#)
Subject: RE: Simmons, Virginia/Zoning Matter - The Palm Hotel:
Date: Tuesday, January 05, 2021 1:44:33 PM

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Wayne:

As a follow up to Mr. Lunny's letter, on behalf of our clients Tim and Gayle DeVries the owners of 141 and 149 Brazilian Avenue, our office would also request a deferral of the consideration of its Appeal of the ARCOM Decision of October 28, 2020 from the January 13, 2021 Town Council Meeting to the February 10, 2021 meeting. Despite the parties' efforts, ARCOM was unable to consider and make recommendations on all of the variances and special exceptions, the remainder of which will need to be taken up at this month's ARCOM meeting. Hopefully, after ARCOM's consideration and recommendation the parties will be able to move forward with finalizing their Settlement and the Appeal will be withdrawn.

As noted by Mr. Lunny the Applicant has agreed to this extension. As always, please do not hesitate to contact me if you require any additional information. Thank you.

John R Eubanks, Jr.

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From: Donald Lunny [mailto:Donald.Lunny@brinkleymorgan.com]

Sent: Tuesday, January 05, 2021 1:16 PM

To: Wayne Bergman <wbergman@townofpalmbeach.com>; Queenester Nieves <qnieves@townofpalmbeach.com>

Cc: John Eubanks Jr <jeubanks@sniffenlaw.com>; Maura Ziska <MZiska@floridawills.com>; John (Skip) C. Randolph <JRandolph@jonesfoster.com>; Kelly Churney <KChurney@TownofPalmBeach.com>

Subject: Simmons, Virginia/Zoning Matter - The Palm Hotel:

Dear Mr. Bergman and Mr. Nieves:

Please see the attached letter which asks that our client's Appeal of the ARCOM decision be continued from the January 13, 2021 Town Council Meeting and extended to the February 10, 2021 Town Council Meeting. The reason for the extension a change to the overall project hearing schedule caused by the need to go back to ARCOM for some additional advertised variances and special exceptions needed to approve the revised Project as per the Settlement between the parties. The Applicant has agreed to this request. Please let me know if there is anything else you need.

(Skip: you are being copied to be kept in the loop). Thank you all.

DONALD J. LUNNY, JR. | PARTNER

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Donald J. Lunny, Jr.

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