

**CITY OF MERCED**  
**Planning & Permitting Division**

**STAFF REPORT:** #18-01

**AGENDA ITEM:** 4.1

**FROM:** Kim Espinosa,  
Planning Manager

**PLANNING COMMISSION**  
**MEETING DATE:** Jan. 17, 2018

**PREPARED BY:** Julie Nelson,  
Associate Planner

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**SUBJECT:** **Modification to Conditional Use Permit #1200**, initiated by BP Investors, LLC, property owners. This application involves a request to modify Conditions #10 and #21 dealing with the construction of Merrill Place and the right-of-way needed for such construction and to modify the number of units in the project from 128 units to 152 units (216 units were originally approved for this project, but that number was reduced by an administrative approval on September 12, 2016). The Planning Commission may also consider modifying or deleting any of the other existing conditions of approval or the addition of new conditions for this project. The project site is a 9.8-acre parcel located on the north side of Merrill Place (extended) approximately 1,200 feet east of G Street. This parcel is located within Residential Planned Development (RP-D) #61 and has a Village Residential (VR) General Plan designation. \*PUBLIC HEARING\*

**ACTION:** The application has been withdrawn. No action is required.

**SUMMARY**

The applicant has requested this application be withdrawn (see letter at Attachment A). Therefore, the Planning Commission does not need to take any action on this project.

Attachments:

- A) Letter from applicant

BP INVESTORS, LLC  
8050 N. PALM AVENUE, SUITE 300  
FRESNO, CALIFORNIA 93711  
TELEPHONE 559.434.8600  
E-MAIL : [fresno3rdm@aol.com](mailto:fresno3rdm@aol.com)

January 12, 2018

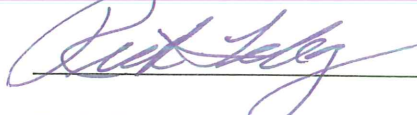
Mr. John Tresidder  
Assistant City Clerk  
678 West 18<sup>th</sup> Street  
Merced, California 95340

Certified Mail  
Return Receipt Requested

Please accept this letter as BP Invertors, LLC's formal request to officially withdraw and terminate its application to modify conditions # 10 and # 21 of the City of Merced's Conditional Use permit (CUP) # 1200 dealing with the construction of Merrill Place and to modify the number of units from 128 units to 152 units.

This letter seeks to cancel the agenda item concerning our application request to modify CUP # 1200 scheduled for public hearing before the Merced City Planning Commission on Wednesday, January 17, 2018.

Thank you



Rick Telegan, Manager

cc: Mayor Mike Murphy  
Lee J. Kolligian  
John Kashian

**COPY**

**ATTACHMENT A**