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City agrees to dismissal of North Shore appeal

City of Tacoma has agreed to the dismissal of the city's Petition for Review of the Tacoma Hearing Examiner's decision that the application to develop housing on the North Shore Golf Course filed by Northshore Investors LLC, was complete on the date of filing. The dismissal is necessary because the City Attorney's Office failed to properly serve the appeal on all necessary parties. After thorough research and review, the city attorney has determined that the error in service is fatal to the appeal process.

The sole issue on appeal was whether the developers permit application was complete on the date of its original filing for purposes of further processing. The extent to which the restriction contained in the recorded 1981 Open Space Taxation Agreement limits development of the golf course was not at issue in the city's appeal and remains unresolved.

City staff will continue to process the application by Northshore Investors LLC, under the regulations for Planned Residential Developments as they existed at the time of their original filing of the permit application earlier this year. Jay Derr of the law firm of GordonDerr LLP, will act as lead counsel as necessary for all legal matters relating to this application.

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