

September 20, 2019

Mr. Gregory Kessler  
Director of Community Development  
3805 South Casper Drive  
New Berlin, WI 53151

Re: City of Waukesha Request

Dear Mr. Kessler:

I am in receipt of your letter dated September 20, 2019 informing the City of Waukesha that our Conditional Use Application is being returned to Waukesha without a completeness determination by staff until the Plan Commission takes final action regarding Waukesha's Use Approval application (UA-1900911)

To be clear we are not asking the City of New Berlin and its Boards and Commissions to review two sets of plans for the same project site simultaneously.

We clearly indicated in our letter that "we are hereby withdrawing the rezoning application and submitting the following CUP application." To be clear, we are withdrawing our Use Approval application (UA-1900911), our Rezoning application (RZ-1900910) and the Comprehensive Plan Update (CP-1900907) for the site and only requesting consideration of our Conditional Use Permit (CUP) that was submitted on September 19, 2019.

Nothing in any of the building footprints has changed with our plans other than the height of the reservoirs. We have lowered the reservoirs and basement of the Booster Pumping station by ten (10) feet to accomplish this. The landscaping plans have only been updated to provide additional screening to reflect comments made during the Architectural Review Committee unanimous approval on June 27, 2019.

We expect your prompt consideration of our CUP application by the proper City boards and commissions related to this matter. There is no reason to delay for consideration of the Use approval because we are withdrawing that as indicated above.

Please contact me if you have any questions.

Sincerely,



Daniel S Duchniak, P.E.  
General Manager