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August 9, 2016

Via E-Mail and Overnight Delivery (eagleadmin@eaglecounty.us)

Eagle County Administrator
500 Broadway
P.O. Box 850
Eagle, Colorado 81631

RE: *Appeal of Director's Current Interpretation that the Proposed Use of the Lodge and Village Center Parcels Represent a Use-By-Right in the Cordillera PUD*

Dear County Administrator:

This office represents the Cordillera Metropolitan District and Cordillera Property Owner's Association, Inc. (collectively, the "Cordillera Community") with regards to the requests made by Concerted Care Group Management ("CCG") and Behringer Harvard Cordillera, LLC ("Behringer Harvard") for an interpretation from the Managing Director of Community Development (the "Director") regarding uses allowed on the Lodge Parcel and Village Center Parcel pursuant to the Cordillera Subdivision Eleventh Amended and Restated Planned Unit Development Control Document (the "Cordillera PUD").

The Director issued an interpretation dated June 1, 2016 in response to a request for interpretation made by CCG (the "Original Interpretation"). The Cordillera Owners appealed the Original Interpretation by letter dated June 29, 2016 (the "Original Appeal").

Behringer Harvard subsequently sent a letter dated July 7, 2016 stating that CCG's request for interpretation was made on behalf of Behringer Harvard as a landowner in Eagle County. In response, on July 11, 2016, the Director: (1) rescinded his Original Interpretation; (2) stated that he considered the Behringer Harvard letter to be a new request for interpretation made by Behringer Harvard; and (3) issued, effective as of that date, a new interpretation in response to the request from Behringer Harvard (the "Current Interpretation"), which Current Interpretation was identical to the Original Interpretation.

In doing so, the Director stated that the Cordillera Community had 30 days to appeal the Current Interpretation. This letter therefore serves as the Cordillera Community's appeal to the Board of County Commissioners of the Director's Current Interpretation (the "Current Appeal"). The Cordillera Community hereby reaffirms the factual background set forth in the Original Appeal and reasserts that, based on the grounds set forth in the Original Appeal, the Director erred in determining that the uses proposed by CCG and/or Behringer Harvard represent a use-

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by-right in the Cordillera PUD.

The Cordillera Community therefore again requests that the County Commissioners properly exercise their jurisdiction and discretion in order to reverse the Director's Current Interpretation.

The Original Appeal and all exhibits referenced in the Original Appeal are hereby incorporated by this reference and shall be considered part of the record on the Current Appeal. The Cordillera Community further reserves the right to supplement the record prior to, and at, the public hearing to be scheduled.

Thank you for your careful consideration of the Current Appeal.

Very truly yours,



Lew M. Harstead

cc: Bryan R. Treu, Esq.
Thomas J. Ragonetti, Esq.
Sarah J. Baker, Esq.