



May 30, 2013

VIA FEDEX AND EMAIL (kmelby@cityofsparks.us)

City of Sparks
Planning Commission
Attn: Karen Melby
745 4th St.
Sparks, Nevada 89431

Ref:
Dep: LEGAL

Date: 30May13
Wgt: 0.10 LBS

SHIPPING: 18.70
SPECIAL: 1.87
HANDLING: 0.00
TOTAL: 20.57

DV: 0.00

Svcs: PRIORITY OVERNIGHT
TRCK: 5308 8337 3318

Re: Case: PCN13009 – 706 Glendale Avenue (“Subject Site”)
Property #3256 – 1400 McCarren Blvd., Sparks, NV (“Property”)

Ladies and Gentlemen:

We write in our capacity as managing agent for Fundamentals Company LLC and Muffrey LLC, the owners of the above-referenced Property, with regard to the public hearing scheduled for June 6, 2013.

We received the Official Notice of Public Hearing regarding an application for a Special Use Permit for the Subject Site to allow outdoor storage of hazardous materials.

Our Property is located within close proximity to the Subject Site. The North border of our Property nearly abuts the Subject Site. Our Property is the largest industrial warehouse in the vicinity, and includes a building comprised of 1,500,000 square feet, leased to Kmart Apparel Fashion Corp (see attached overview of the area).

On behalf of the Owners, we strenuously object to the granting of a permit at the Subject Site for the storage of and manufacturing using hazardous, toxic materials, such as hydrogen peroxide and acetic acid. Therefore, we request that the Special Use Permit not be granted.

Thank you.

Very truly yours,

Kin Properties, Inc., on behalf of
Fundamentals Company LLC, and
Muffrey LLC


Allen P. Lev
General Counsel

APL/sjd

cc: Kmart Corporation [Store #8272], c/o Sears, Roebuck and Co., 3333 Beverly Road, Hoffman Estates, IL 60179, Attn: Vice President Real Estate, Department 824RE
Kmart Corporation [Store #8272], c/o Sears, Roebuck and Co., 3333 Beverly Road, Hoffman Estates, IL 60179, Attn: Vice President Law -- Real Estate, Department 766X
Lee Cherney

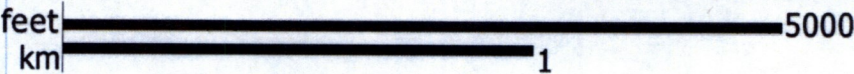
¹ A Member of the Illinois Bar
Authorized House Counsel of Florida

W:\3256\CORR\Ltr to Sparks Planning Comm. re proposed special use permit (5-30-13 APL).doc

(561) 620-9200 : (888) KIN-PROP toll-free : 185 NW Spanish River Blvd., Suite 100, Boca Raton, FL 33431



Google earth



Proposed Site



Fundamentals Company LLC/Muffrey LLC Property