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August 30th, 2017

**TNT International, Inc**

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Smigel, Anderson & Sacks LLC  
4431 North Front Street  
Harrisburg, PA 17110

Timothy Rowbottom  
*President & Founder*  
333 South 18th Street  
Harrisburg, PA 17104

Re: Harrisburg Redevelopment Authority / South Allison Hill Industrial Brownfield Study

Dear Stuart,

As the solicitor for the Harrisburg Redevelopment Authority (HRA), it is imperative that this letter receives your full attention. As you know (because you represented me), I own one of the five *priority* parcels that were recently identified, targeted and mislabeled as it relates to the EPA Study Grant.

It is vital to understand that we support the idea of certain initial steps related to the study, as they are necessary in the redevelopment of Central Allison Hill. In fact, we look forward to working with the Harrisburg Redevelopment Authority.

Our direct problem with this project falls to the potential leadership. Myself, and several other property owners **strenuously object** to Jackie Parker, the current Economic Development Director for the City of Harrisburg, to have any ability to make decisions related to the direction of the grant money, the outcome of the study, or to chair, or become a stakeholder in any capacity whatsoever.

You are receiving this letter because you are the solicitor for HRA. As one of the most involved property owners in this core area who has already been affected negatively by Mrs. Parker and this administration, I am officially asking that in your capacity to make legal decisions for HRA and its well-being as an organization, that you prevent Jackie Parker from playing a role in any capacity related to this study, or this core area, as it relates to what the HRA is preparing for.

**Partial list of reasons:**

- 1) We are privy to confidential information that demonstrates preconceived ideas and plans for my property and others, which includes limiting my ability to decide how I am supposed to own and use my property. Restrictive controls imposed in an effort to box my dreams into a redevelopment agenda that is a secret to the public, is a violation of my rights, and much of this is perpetrated by the current Economic Development Director, Mrs. Jackie Parker.
- 2) The fact that Jackie Parker claims to embrace us as stakeholders can be systematically disproven, as the administration's preconceived and confidential plans are an inherent conflict. In other words, the agenda of the administration and Mrs. Jackie Parker's goals are in direct conflict with me as a property owner. In fact, it is in direct conflict with numerous other property owners in this core area, all of who are uniting.
- 3) Very specific statements made by Jackie Parker have created extraordinary concerns to me and other property owners, most of which have given me the distinct impression that they are working to push me out of my investment.

In a June 2017 closed door meeting with Mrs. Parker and Mr. Bryan Davis, it was condescendingly spoken to me that there is not a financial institution in Harrisburg that would grant me a mortgage after this public labeling of my property being hazardous (labeled without proof mind you). Of note, is the EPA's consecutive "in compliance" findings, and the contradiction of the city moving my property out of condemned status and granting residential occupancy.

4) The current Harrisburg City administration has had very clear conflicts with planning processes. Take the Comprehensive Plan for example, where they were caught in a 2017 Planning Commission meeting trying to undermine the Planning Commission and its legal control, and then immediately attempted to use the media to divert this fact. In that meeting, if you took the time to retrieve the transcripts, you will see Jackie Parker's role in that orchestration was primary. *People have gone to jail for less.*

5) Mrs. Jackie Parker has no ties to this community from a home ownership, or business ownership perspective.

**It also should be noted that this Brownfield Planning process has not been above board as we speak.**

1) When asked twice, it was very clear that the HRA & Harrisburg City Administration members made absolutely no attempt to directly contact the specific owners of the parcels in which they seek to enter onto, and study.

This is a subversion of private property rights, particularly as it relates to the founding principles of this country. Keep in mind, that the property owners most affected by the 2014 zoning change were also given no direct contact. They woke up one day and realized that they can't use the real estate for the reasons they acquired it for. As we are learning, that zoning change blends seamlessly into this Brownfield Study. Was this all premeditated? The facts are that the City Administration and Mrs. Jackie Parker have driven away almost a dozen prospective tenants, including a fortune 500 company from my property. The combined zoning change and actions by the city have directly contributed to my inability to pay real estate taxes, which puts me at risk, and puts the city at an advantage to push its agenda.

Mr. Magdole, when you represented the transaction, you were fully aware of the permitted zoning uses, and my intended use of 333 South 18th Street.

2) It is quite deceiving that the HRA (*which operates under the wishes of the city*) subverted the "Urban Redevelopment Law" by using a legal maneuver to go around the requirement to get the Planning Commission's approval to start any project of significance.

Urban Redevelopment Law, Section 9. (a): To Procure from the Planning Commission the designation of areas in need of redevelopment and its recommendations for such redevelopment .

The RFP for the EPA Brownfield Area-Wide Planning Project for South Allison Hill, Industrial Park:

**Page 5:** "Promote sustainable commercial revitalization

**Page 5:** "The plan will prioritize those five EPA listed sites, and thirty other suspected Brownfield parcels, for an assessment, remediation and redevelopment strategy based on their current use or future potential."

**Page 7:** "Land Use Strategy" "Market Reuse Analysis"

**Page 9:** "Economic Development and Market Condition Committee for commercial sites and its development

I'd say this is a significant project that requires a "**DESIGNATION OF AREAS IN NEED OF REDEVELOPMENT AND ITS RECOMMENDATIONS FOR SUCH DEVELOPMENT**" *Wouldn't you?*

With all due respect for your position and for this process, I formally request that the Harrisburg Redevelopment Authority asks Jackie Parker to recuse herself from the professional selection process, and also to recuse herself from having direct **or indirect** action, or be involved in **decision making conversations** regarding the outcome of the EPA Grant, or redevelopment of the targeted area. A title and position does not provide an individual to operate outside of the law, nor does it grant the ability to subvert property rights. While a technicality could possibly legalize these actions to be defended against in a courtroom, it is the court of public opinion that would reign supreme.

If Jackie Parker is allowed to make decisions in any capacity related to this study, now, or in the future, the Harrisburg Redevelopment Authority can expect a group of non-compliant property owners who will respectfully, articulately and loudly object and reject to this project moving forward, as we will be under the full impression that pre-selected developers (*who Jackie Parker brags about*) will be in position to profit from our labor, and that the HRA is conspiring with the administration in an attempt to subvert our property rights, and also the rights of City Council and the Planning Commission as bodies of government.

We know that Eminent Domain is on the table. By acting as if the initial phase of this process would not, or could not create cause for Eminent Domain is naive at best, and deceiving at least. In the recent Brownfield Education Meeting where I expressed this concern, the speaker diverted the concern by claiming Eminent Domain can't be on the table, and emphasized that all this is, is a Phase 1 study.

As you are very well aware, there are 3 phases. If a 2nd phase (Phase 2) is required, and then a 3rd Phase (remediation) is warranted, HRA could attempt to further label my property as a hazard to the public, and take my property. It is no coincidence that in 2017, HBG city council openly talked about the use of eminent domain as a tool.

In that same Brownfield Education meeting, we were told that only the government can own/operate the use that I have been openly planning. The same use that I've been road blocked by for a second time.

First my original intent is restricted. Then my updated intended use and ideas put into motion long before this Brownfield Study announcement have been purposely prevented by this administration, and Mrs. Jackie Parker.

I should also make you aware of MJ 12104-CV-0000089-2017. This is an active civil suit filed by me, against the Mayor's Senior Advisor, who I will attempt to prove in an open court, threatened my life for the specific purpose of restricting my ability or desire to resolve the problems imposed against me by the city.

Further, in the event this letter goes unheard, in an effort to protect our interests, it would be our duty as citizens and private property owners to hire a public relations firm to assist us in exposing the administration's agenda, and we would exhaust our resources to challenge this process in court.

With all due respect sir, you are a reputable, honorable and brilliant attorney and man of justice. Your decades long commitment to the City of Harrisburg is astonishing. With that being said, if you place no consideration, value or actions onto my request to have Jackie Parker be recused in entirety, then I humbly ask that you recuse yourself from being the solicitor for HRA.

If the goal of the Harrisburg Redevelopment Authority is to pursue the goals of the City, and the City's founding role is to protect its citizen's rights as a representative government, then this letter and request from one of the biggest stakeholders in the targeted area should have absolute priority.

This project falls under the purview of the Planning Commission, and this new "study" is factually, a duplication of efforts. The Comprehensive Plan process eclipses this new study, and is offensive and self-defeating to the public, who have already contributed to the agreeable future of the city.

It is my personal wish that this letter finds you well.

Respectfully,

Timothy Rowbottom

C.c'd:

- Mr. Eric Papenfuse, Mayor of the City of Harrisburg
- Mr. Neil Grover, Solicitor for the City of Harrisburg
- Mr. Bryan Davis, Executive Director for the Harrisburg Redevelopment Authority
- Mr. George Payne, Projects Director for the Harrisburg Redevelopment Authority
- Body of Harrisburg City Council, addressed individually
- Body of the Planning Commission, addressed individually
- Dauphin County Commissioners, addressed individually
- Mr. John DiSanto, Pennsylvania Senator
- Mr. Edward Marsico, Dauphin County District Attorney
- Mr. Josh Shapiro, Pennsylvania Attorney General
- Mr. Jeffrey Sessions, U.S. Attorney General