



# COUNTY OF SANTA CRUZ

## PLANNING DEPARTMENT

701 OCEAN STREET, 4<sup>TH</sup> FLOOR, SANTA CRUZ, CA 95060  
 (831) 454-2580 FAX: (831) 454-2131 TDD: (831) 454-2123  
**TOM BURNS, PLANNING DIRECTOR**

March 21, 2008

**AGENDA: April 8, 2008**

Board of Supervisors  
 County of Santa Cruz  
 701 Ocean Street  
 Santa Cruz CA 95060

**SUBJECT: CONTINUE PUBLIC HEARING ON SPECIAL CONSIDERATION OF  
 CERTIFICATE OF COMPLIANCE APPLICATION NO. 06-0438  
 APNS 046-261-24, -25, -26 AND -27**

Members of the Board:

On February 22, 2008, the Planning Department took action on an appeal for the above application. On March 7, 2008, Supervisor Pirie requested that your Board review the decision through the special consideration process.

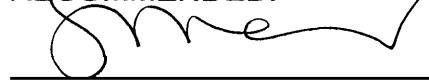
This request appeared on your March 18, 2008 agenda with a public hearing set for today. Subsequently, the appellant requested that the public hearing be continued to April 29, 2008 to provide for additional preparation time (Attachment 1). Supervisor Pirie has indicated to your Board that she supports this continuance (Attachment 2).

It is therefore **RECOMMENDED** that your Board continue the public hearing as a special consideration of Application No. 06-0438 to April 29, 2008.

Sincerely,

  
 Tom Burns  
 Planning Director

RECOMMENDED:

  
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 SUSANA MAURIELLO  
 County Administrative Officer

Attachments: 1. Letter of Charlene B. Atack dated March 12, 2008  
 2. letter of Supervisor Ellen Pirie dated March 12, 2008

cc: Charlene G. Atack  
 Jonathan Wittwer  
 Paul Campbell

TB:GHIG:\Board Letters\Pending\4-08-08

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 LLOYD R. WILLIAMS  
 CHARLENE B. ATACK  
 JOHN M. GALLAGHER  
 PETER L. SANFORD\*  
 MICHELLE E. ANDERSON\*\*  
 EDWARD L. CHUN  
 JENNIFER J. GRAY  
 CHRISTOPHER C. KIRK  
 GREGORY W. CARTER  
 STEVEN D. PENROSE\*\*  
 TERESA V. REM  
 PHILIP M. SACHS, Of Counsel

MAILING ADDRESS:  
 P.O. Box 1822  
 Santa Cruz, CA 95061-1822

LOCATION:  
 133 Mission Street, Suite 280  
 Santa Cruz, CA 95060

March 12, 2008

\* Certified Specialist in Taxation Law  
 \*\* Certified Specialist in Estate Planning, Trust & Probate Law  
 By the State Bar of California, Board of Legal Specialization

**HAND-DELIVERED**

Supervisor Ellen Pirie  
 Board of Supervisors  
 County of Santa Cruz  
 701 Ocean Street, Suite 500  
 Santa Cruz, CA 95060-4073

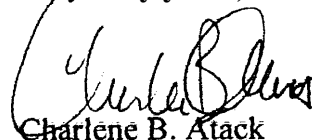
**Re: Request for Special Consideration**  
**Certification of Compliance Application No. 06-0438**  
**APNS 046-261-24, -25, -26 and -27**

Dear Supervisor Pirie:

I represent the applicants of the above-referenced application. I am in receipt of your request for special consideration of the above-referenced application. The hearing was set for April 8, 2008 on this matter. Applicants hereby waive the 30-day time period for hearing and request that this matter be continued to April 29, 2008 in order to have time to prepare for this hearing. This is a complex legal decision which will need the Board's full consideration.

Thank you for your prompt attention to this request.

Very truly yours,



Charlene B. Atack

CBA:kj  
 cc: Planning Department  
 cc: County Counsel  
 cc: Clients

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# County of Santa Cruz

## BOARD OF SUPERVISORS

701 OCEAN STREET, SUITE 500, SANTA CRUZ, CA 95060-4069

(831) 454-2200 FAX: (831) 464-3262 TDD: (831) 454-2123

JANET K. BEAUTZ  
FIRST DISTRICT

ELLEN PIRIE  
SECOND DISTRICT

NEAL COONERTY  
THIRD DISTRICT

TONY CAMPOS  
FOURTH DISTRICT

MARK W. STONE  
FIFTH DISTRICT

AGENDA: 3/18/08

March 12, 2008

BOARD OF SUPERVISORS  
County of Santa Cruz  
701 Ocean Street  
Santa Cruz, CA 95060

RE: APPLICATION NO. 06-0438

Dear Members of the Board:

Attached is a letter dated March 12, 2008, from Charlene B. Atack, representing the applicants in the matter of Application No. 06-0438. Ms. Atack is requesting that the hearing on this application be heard on April 29, 2008, rather than April 8, 2008.

County Code Section 13.10.350 states, in part, that "If such a written request signed by a Board member is filed with the Clerk of the Board within such time limits, the Clerk shall place the matter on the Board's next consent agenda, and the Board shall set the matter for public hearing within thirty (30) calendar days." Therefore, while the Clerk has correctly recommended a hearing date that complies with the criteria outlined above, I am writing to indicate that when this matter comes before the Board on April 8, I will ask that the Board continue consideration until April 29, 2008, consistent with Ms. Atack's request.

Very truly yours,

ELLEN PIRIE, Supervisor  
Second District

EP:ted  
Attachment

cc: Charlene B. Atack  
Planning Department  
Counsel

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## CBD BOSMAIL

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**From:** CBD BOSMAIL  
**Sent:** Friday, April 04, 2008 10:55 AM  
**To:** CBD BOSMAIL  
**Subject:** Agenda Comments

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**Meeting Date :** 4/8/2008

**Item Number :** 74

**Name :** Alan Buchwald

**Email :** albuchwald955@pol.net

**Address :** 480 Seaview Terrace  
Watsonville, Ca., 95076  
Mail to PO Box 2289, Aptos, Ca., 95001

**Phone :** 831-761-0260

**Comments :**

My wife, Kate Nakfoor, and I have lived on our 5 acre parcel, next to the Meisser property in question, for over 20 years. When we bought our property, we were told that the 5 acres could not be subdivided, and the most that could be built would be a caretaker unit in the future. We also knew our land came under the Coastal Commission supervision. Nothing has changed since then, and we are adamantly opposed to the proposal to have the Meisser property developed. I agree with all of Supervisor Pirie's comments in her recent letter on this issue. This would set a major negative precedent for future development in our area and the county in general. This should never be allowed without Coastal Commission review. Sincerely,  
Alan Buchwald (county resident since 1980)- 4/4/08