

From: [Giti White](#)
To: [ClerkoftheBoard](#)
Cc: [Giti White](#)
Subject: Re:BOS Meeting 1/24/23 Item 52 : Site Plan Adjustment 8120 Puesta del Sol
Date: Monday, January 23, 2023 8:53:43 AM

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Dear Supervisors,

So much of the last five years has involved a discussion of what the Elliotts feel they are entitled to. The Elliotts reside out of state, and are rarely at Rincon; however the impacts of their numerous invitees and endless construction projects are felt year round. The Elliotts' current project extends well beyond their property line in multiple directions and will only magnify the impacts and hazards associated with their property. This is not just repaving a driveway. Encroaching into the Puesta del Sol roadway by placing thousands of Mexican river stones with containment structures in the roadway encumbers easements, poses threats to public safety, and is flood hazard.

This is not just replacing a fence. It involves going onto my family's property, without our consent, to remove and replace supporting infrastructure, destroying our plantings and threatening the protected trees that we have cared for for over 60 years. The applicants' project also proposes to radically reduce the fence height in certain areas located on my parents' property. This will impact my parents' yard, their privacy and their safety. My parents are not absentee owners. They are seniors. They live at Rincon, and they are in that garden every day.

You are being asked to find that there are no adverse impacts on adjacent properties. So here we are saying that we are adversely impacted by our neighbor crossing his property lines into our garden and excavating into protected tree root zones, as well as encroaching on our easement. This development was not contemplated, nor approved by the underlying permit. This development is disorderly, threatens public safety and is contrary to public policy, as is staff's decision to improperly impose barriers to resource protection in Coastal Zone ESHA by characterizing this project as a site plan adjustment. The iconic Cypress trees on our property are ESHA. Along with the Cypress trees across the creek, our beachfront Monterey Cypress trees define Rincon Point for many visitors who care about them deeply and tell us so (please see the petition submitted into the record).

Why should a permit governing development on a single parcel govern development outside these bounds? How can an underlying permit that proposed no ground disturbance have analyzed the impacts of extensive ground disturbance? Are the risks of proceeding without analyzing these environmental impacts worth taking in a roadway? Worth taking in coastal zone ESHA? Worth taking in a floodway subject to mandatory evacuation as recently as this month? Worth taking on a neighbor's property? Please take the time to balance the Elliotts' plans for development and encroachment against the right of Coastal ESHA, including some cypress trees, ospreys and herons, and some senior neighbors, to be left alone.

Thank you for your time,
Giti White