

CALIFORNIA COASTAL COMMISSION

CENTRAL COAST DISTRICT OFFICE  
725 FRONT STREET, SUITE 300  
SANTA CRUZ, CA 95060-4808  
VOICE (831) 427-4883 FAX (831) 427-4877



APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT

Please Review Attached Appeal Information Sheet Prior To Completing This Form.

SECTION I. Appellant(s)

Name: F.A.I.R. (Fair Allocation of Important Resources) A California Corporation

Mailing Address: P. O. Box 6355

City: Los Osos

Zip Code: 93402

Phone:

SECTION II. Decision Being Appealed

1. Name of local/port government: San Luis Obispo

2. Brief description of development being appealed: Los Osos Wastewater Project-

We wish to request an amendment in CCC's approval on L.O. Wastewater project, to allow development to proceed upon construction of the project, subject to conditions equitable to legal rights to property owners meeting specific water use and availability criteria, acceptable to CCC and SLO County.

We wish to appeal segregation and unfair taxation for services that should be available equally to all members of the community of Los Osos, including those members of the community penalized by a moratorium for the past 20 years.

3. Development's location (street address, assessor's parcel no., cross street, etc.):

Los Osos Wastewater Project as approved by SLO County Board of Supervisors Sept. 29, 2009

4. Description of decision being appealed (check one.):

Approval; no special conditions

Approval with special conditions: CCC amendmet to approve Los Osos prohibition zone vacant land development upon Los Osos Wastewater's project completion subject to each individual project meeting retrofit credit or other water source solution in compliance with water shortage needs.

Denial

Note: For jurisdictions with a total LCP, denial decisions by a local government cannot be appealed unless the development is a major energy or public works project. Denial decisions by port governments are not appealable.

**TO BE COMPLETED BY COMMISSION:**

APPEAL NO: A-3-SLO-09-055

DATE FILED: October 19, 2009

DISTRICT: Central Coast

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 2)**

5. Decision being appealed was made by (check one):

- Planning Director/Zoning Administrator
- City Council/Board of Supervisors
- Planning Commission
- Other San Luis Obispo Board of Supervisors' approval of a segregated 218 vote

6. Date of local government's decision: \_\_\_\_\_

7. Local government's file number (if any): \_\_\_\_\_

**SECTION III. Identification of Other Interested Persons**

Give the names and addresses of the following parties. (Use additional paper as necessary.)

a. Name and mailing address of permit applicant:

A list of Vacant Property Owners is Attached (there are additional members in F.A.I.R, not named here)

Mailing address: PO Box 6355, Los Osos, CA 93412

b. Names and mailing addresses as available of those who testified (either verbally or in writing) at the city/county/port hearing(s). Include other parties which you know to be interested and should receive notice of this appeal.

(1)

See list (F.A.I.R) Attached

(2)

(3)

(4)

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 3)****SECTION IV. Reasons Supporting This Appeal****PLEASE NOTE:**

- Appeals of local government coastal permit decisions are limited by a variety of factors and requirements of the Coastal Act. Please review the appeal information sheet for assistance in completing this section.
- State briefly your reasons for this appeal. Include a summary description of Local Coastal Program, Land Use Plan, or Port Master Plan policies and requirements in which you believe the project is inconsistent and the reasons the decision warrants a new hearing. (Use additional paper as necessary.)
- This need not be a complete or exhaustive statement of your reasons of appeal; however, there must be sufficient discussion for staff to determine that the appeal is allowed by law. The appellant, subsequent to filing the appeal, may submit additional information to the staff and/or Commission to support the appeal request.

**San Luis Obispo County has a potential approval from the California Coastal Commission (CCC) for the construction of a wastewater system for the community of Los Osos. Within this approval, is a statement from CCC which does not allow vacant land owners within the prohibition zone in Los Osos to make use of wastewater services until such time as a solution to Los Osos Water Problems is reached.**

**Members of F.A.I.R., which are Vacant Land owners within the 'prohibition zone' and under moratorium during the past twenty years, feel that they should be able to apply with San Luis Obispo County to be able to develop upon completion of the Los Osos Wastewater System, without the requirement of an additional 218 vote, PROVIDED any person that applies for development can show they have earned water retrofit credits or can provide another solution to water use which does not jeopardize the community's water supply for other members of the community.**

**This alternative should be considered if only to provide fair and equitably legal opportunity to ALL members of the community of Los Osos, without prejudice or discrimination.**

**Lack of consideration of this alternative could be considered discrimination or prejudice against certain members of this community.**

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 4)**

**SECTION V. Certification**

The information and facts stated above are correct to the best of my/our knowledge.

  
 Signature of Appellant(s) or Authorized Agent (Cred SARTAI)  
 Date: 10/19/2009

**Note:** If signed by agent, appellant(s) must also sign below.

**Section VI. Agent Authorization**

I/We hereby  
 authorize \_\_\_\_\_  
 to act as my/our representative and to bind me/us in all matters concerning this appeal.

\_\_\_\_\_  
 Signature of Appellant(s)  
 Date: \_\_\_\_\_

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 4)**

**SECTION V. Certification**

The information and facts stated above are correct to the best of my/our knowledge.

ROBERT G. WETZEL 

\_\_\_\_\_  
Signature of Appellant(s) or Authorized Agent

Date: 19 OCTOBER 09

Note: If signed by agent, appellant(s) must also sign below.

**Section VI. Agent Authorization**

I/We hereby  
authorize

\_\_\_\_\_ to act as my/our representative and to bind me/us in all matters concerning this appeal.

\_\_\_\_\_  
Signature of Appellant(s)

Date: \_\_\_\_\_

**APPEAL FROM COASTAL PERMIT DECISION OF LOCAL GOVERNMENT (Page 4)**

**SECTION V. Certification**

The information and facts stated above are correct to the best of my/our knowledge.



\_\_\_\_\_  
Signature of Appellant(s) or Authorized Agent

Date:

10/19/09

**Note:** If signed by agent, appellant(s) must also sign below.

**Section VI. Agent Authorization**

I/We hereby  
authorize

\_\_\_\_\_ to act as my/our representative and to bind me/us in all matters concerning this appeal.

\_\_\_\_\_  
Signature of Appellant(s)

Date:

\_\_\_\_\_

## F.A.I.R. CORPORATION / LOS OSOS VACANT PROPERTY OWNERS

Property Owner Name	Parcel # or ID
Michael P. Baker	038-012-001
Eric Barkley	074-324-005
Reg. Baldwin	038-441-030
Alex Batt&Joy Lynches	038-352-029
Betty Liebscher	Tr.316Blk 2, Lot2
Eva Albert	
Rose Robertson	038-663-001
Gary White	038-042-008      038-042-001
John Ventresca	
Mid-State Properties	
Rob Wetzel	038-512-033
Margaret Stevens	
David Kllnzman	074-462-010
JoanHarlem/JudyHunter	038-3121-035 & other contiguous lots
Carolyn Coats	
G.& C. Shugard	
Shaunna Sulllvan	038-052-028
Sean Hendifar	
Leonard Hall	
Giampler Ambrosi	
Ronald G. Addy	
William Axtman	074-382-008
C.G.Investments LLC	038-391-018
Shu Chung siau	038-101-011
William D. Mehring	
Donald Nagai	
William Kengel	Lot on Ash, Sunnyhill & Fearn Ave./Cuesta
Sandra Bean	074-293-015      074-083-002      038-641-019
Red Truhlte	074-184-042
Nancy Durning	038-311-003
C.G. Shuttleworth	
Assoclatted Appraisers	1554 6th
Joy Erin Lyndes	
Robert Martinuccl	
Steve Terry	lot on Nancy Ave
Shahin Amlnllari	
Eric Larson	074-083-009
David Tibbitts	038-392-005