

Santa Cruz Board of Supervisors
**Willful and Malicious
Planning Department's Deliberate
Elimination of Due Process**

By G. Richard Arnold

August 19, 2008 - There is no Question ... that the Santa Cruz Board of Supervisors has made it their policy to deny to the people of Santa Cruz **their right to a mandatory appeal process** regarding Permits and the Planning Department.

The Santa Cruz Board actively refused their "Duty" to inform the people of this county.

The State mandates that ... You shall issue all notices to be in compliance with the code

In addition, Santa Cruz ... under the Supervisors previous resolution titled ... **Establishing Policies for Permit Processing ...** " #4 An applicant is to be provided with information concerning any and all appeals processes available" ... that puts you at the door of **bad faith and malice** ... and you might be personally liable.

There are multiple places and events where you made sure ... that public access to an appeals board was hidden.

1) At the planning department itself ... it seems **Tom Burns** job is to conceal not reveal the law. Not only is there no disclosure but a recently tested appeal was spiked. The Department actively "black holes" appeals. This board was made aware of that in the last session.

2) When the board of Supervisors act as referee on permits ... you are mum ... and deny the person appealing ... their right to an independent appeals board ... with people having a **building trades** background.

How dare you deny them their Right. You even charge the people a fee for your amateur opinion.

3) Your appointees on the **Planning Commission** follow your instructions to *keep the board hidden* . . .

and on their agenda ... under the title **Appeal Information** no where ... no where ... is the appeals board mentioned ... This is in violation of the state mandate and your own resolution.

You know what you are doing ... and it is **wilful and malicious**

Just how you planned it.

This has caused havoc among our people ... you have *injured their dreams* and *cost them their savings*. And **You Know It**.

You appointed phantom members to a **ghost committee**. They have never met ... **except illegally** and after everyone of their terms expired. They were strangers to each other their comic illegal meeting in full violation of the Brown Act.

You knew it and **tried to cover it up**.

Within the last year ... **you shoveled more dirt** on the issue and decided to *bury the peoples rights once and for all* ... you placed a *tome stone* ... over Due Process ... while voting to adopt the 2007 Edition of the California Building code ... you snuck in an **exception** **Exception (B)**

Let me read ... so the people know **the trick you pulled** ... Under ... (B) **Administrative amendment** ... (we presume you ordered the **County Administrative Officer (CAO) Susan Mauriello** to eliminate the Appeals Board.) ... quote "**Section 108.8 of 2007 California Building Code, entitled "Appeals Board", is deleted**" unquote .

You have been caught red handed.

Ellen Pirie tried to add a "new" member to the "ghost Appeals Board" to make the required 5. **That trick did not work**. It was ludicrous add one live member to four "phantom" members who never met in 7 years.

The four of you supervisors sat there and approved **Ellen Pirie** appointment of her husband to the **Planning Commission** ... **Terry Hancock**.

Good Lord ... three of you are attorneys ... **Ellen Pirie's** husband is an attorney. You are all evolved in permit reviews. You are out of control ... your acts are inappropriate.

The whole "gang" of you defrauded the people of their rights.

I have been authorized by people who have contacted me to announce ... that **an Exploratory Recall Committee** will meet in **Ellen Pirie's** district to study the **feasibility of ... a Successful Recall**.

The **board of supervisors** has refused to *protect the integrity* of the appeal process ... this is **the third time** you have been asked ... won't one of you ... initiate a resolution ... to order that no records ... hard or digital be *destroyed or altered*? I have word that that has happened and the **building code** is no longer posted on the **Planning Department** web site.

You send your knaves to concoct ... a **Frankenstein** substitute ... for the state mandated appeals board you **purposely deleted**. ... but you are using very the people who appear to continue to violate the law. . Planning Department head **Tom Burns** should have been fired last week.

Tom Burns and CAO **Susan Mauriello** are using a **silly format** a grade schooler can spot as bogus. The new scam is a five man board requiring two disabled members and one at large with no building experience ... for a building appeals board? You have got to be kidding?

Gary Patton says that in Monterey that board members are appointed by the supervisors as a whole. That allows some independence of the appeals board. **Patton** also says he would not be there ... at **Land Watch** ... if it were not for **Julia Packard**.

Patton and **Packard** like ... what you supervisors are doing to the people of Santa Cruz. They represent the *International Community* and support regional rather than self government. They insist you Supervisors conform to the Draconian, "disciplining rules" of **Agenda 21**.

30

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