

## **BURNS' THEORY EVADES STATE LAWS. SUPERVISORS, COUNTY COUNSEL AND PLANNING DEPT. ADMIT DO NOT KNOW LAWS**

September 10, 2008 - A falsified 37 page theory submitted by **Tom Burns**, Director of the Planning Dept., **Dana McRae**, County Counsel, and **Susan Mauriello**, County Administrator evades preemptive state laws and misleads even the *Sentinel* into thinking due process avenues for citizens exist. **Ellen Pirie**, **Chair Supervisor** and lawyer, continues to try to sue vendors and citizens on false information and evading State and Federal laws. If this isn't enough, **Pirie** stated she didn't even know what the laws and planning department activities were! Nuremberg defendants tried to claim they didn't know or were following orders; this did not hold up. **Tom Burns** and team censorship of requests for appeal hearings continues with restraints in rewritten 12.10 and 12.12 county ordinances that contradict and disregard the already State required appeal board codes:

**International Building Code Section B101**

**Uniform Housing Code 203**

**California Building Code 108.8-114**

**Health and Safety Code sections 17922 and 17958.**

*Complete legal descriptions of appeals board powers and operating procedures are already supplied in these. The County cannot restrict. **Briseno v. City of Santa Ana** appellate court rules cities and counties **cannot** "prescribe a narrow set of circumstances in which local entities can override State law". Santa Cruz County Supervisors, Planning Commission, Planning Dept. and County Counsel **cannot narrow the appeals board codes**. The County charade has little life left in it based on theory and*

personal desire. The building trade, realtors, homeowners and critics wonder why such extreme resistance to these required laws is being put out. Why doesn't **Burns' Department of Deception, the Board of Slippery Supervisors** and the **County Cook the Laws Counsel** **simply adopt** required preemptive State policy to protect citizens and their rights? Because, they **collectively DELETED the appeals board** clause on page 3 (amongst others) on November 20, 2007. Why did they hide the two appeals boards since late 2001? Appeals boards have been required since 1956 when the California Building Code started. By their **deliberate deletion of the appeals board clause in 2007** they violated State mandated law of full adoption of those codes and appendix chapters and have been violating your due process civil rights. **Leslie v. Superior Court** (1999) 73 Cal.App. 4th 1042 at page 1046 the court states, "A conflict exists if an ordinance contradicts , or enters an area fully occupied by general law . . ." They are caught in their self-designed **Appealgate**. In response to his polite speech at the Board of Supervisors meeting yesterday, **Travis Smith** returned home to his Trabing fire burnt down property to find a **posted red tag** from **Ken "NO" Hart**, County Code Compliance "Crucify the Citizens" Manager. **"No Hart"** stated he was willing to remove the red tag in exchange for an illegal county land taking of the lower 25% portion of Smith's property! **Jacob "Revenge" Rodriquez** signed and posted the red tag within hours of Smith's speech to uphold property rights. In the new landmark case, **Crown Point Development v. City of Sun Valley**, the published ruling allows citizens to hold **No Hart, Revenge Rodriquez** and other Code Compliance personnel and government employees/directors/supervisors/administrators **personally liable** for such illegal land takings. This TRAVISTy of justice should end in Smith's preservation of his

lawful property rights, retaining his land to use as he pleases including releasing a stop work order. The stop work order now prevents Smith from protecting his soil from the coming rains and erosion of the community creek he voluntarily protected well - with Fish and Game approval. Alliance for Change is documenting this story. Will the County of Santa Cruz be held liable for erosion land slides or even for the Trabing fire itself? *Please send your story or lawsuit information for this sharing database to: **Editor.***