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File Number: TUP 07-0011-A
Date Received: 7/6/07

Receipt No.: 23899 RECEIVED
Amount: 100⁰⁰ PLANNING DEPARTMENT

APPEAL FORM

(For more information, see Section 17.22.220 of the Zoning Ordinance)

Appeals must be submitted to the Planning Department with appropriate appeal fee. Please see fee schedule or contact the Planning Department for appeal fee information.

APPELLANT Voices for Rural Living c/o Chrysan M. Dosh

ADDRESS P.O. Box 2027, Shingle Springs, CA 95682

LAYTIME TELEPHONE (530) 622-0309

A letter from the Appellant authorizing the Agent to act in his/her behalf must be submitted with this appeal.

AGENT Stephan C. Volker, Attorney at Law

ADDRESS 436 - 14th Street, Suite 1300, Oakland, CA 94612

DAYTIME TELEPHONE (510) 495-0600

APPEAL BEING MADE TO: Board of Supervisors Planning Commission

ACTION BEING APPEALED (Please specify the action being appealed, i.e., approval of an application, denial of an application, conditions of approval, etc., and specific reasons for appeal. If appealing conditions of approval, please attach copy of conditions and specify appeal.)

Approval of temporary use permit for COM Yard on Shingle Springs Drive and

Categorical Exemption/Initial Study/Negative Declaration - TUP 07-0011.

REASONS FOR APPEAL: Temporary use permit approval improperly segments

County's review under the California Environmental Quality Act of the

entire project, which includes Caltrans' proposed Highway 50 Interchange

and the Shingle Springs Ranch's proposed development of a casino on its

property north of Highway 50. The County's approval documents do not

specify whether a Notice of Exemption, Negative Declaration, Initial Study,

(continued on next page)

DATE OF ACTION BEING APPEALED June 26, 2007

Stephan C. Volker
Signature STEPHAN C. VOLKER

July 6, 2007
Date

EXHIBIT B

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or all three are being approved. It is impossible to ascertain from the County Planning Department documents the precise and complete parameters of the project being approved. The environmental review conducted to date by Caltrans is deficient for the reasons set forth in VRL's pending appeals with the Third District Court of Appeal in the matter *Voices For Rural Living, et al. v. California Department of Transportation, et al.*, Appeal Nos. C054596 and C054597.

The temporary use permit conflicts with the El Dorado County General Plan's designation of the site as the location of "Important Biological Resources." The nature and extent of such resources are not disclosed within the County Planning Department's files. However, it appears that at least 0.088 acres of wetlands exist on site and may be adversely impacted by this project. No environmental review of this impact has been provided. Secondly, it appears that the project site may provide existing or potential habitat for the Valley Elderberry Longhorn Beetle (VELB) and the Red-Legged Frog (RLF). No discussion of the project's potential impacts on any species is provided.

No consultation with the California Department of Fish and Game or the U.S. Fish and Wildlife Service has been documented with regard to the potential loss of wetlands habitat and potential adverse impacts on the above species that may result from the project.

No assessment of the project's potential adverse impacts on traffic, air quality and direct and indirect impacts on urban growth and loss of rural quality of life is provided.

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Voices for Rural Living
P.O. Box 2027
Shingle Springs, CA 95682

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July 6, 2007

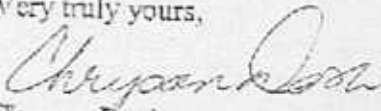
El Dorado County Planning Commission
330 Fair Lane
Placerville, CA 95667

Re: Authorization of Attorney Stephan Velker to represent Voices for Rural Living

Dear Planning Commission:

I am writing to document the fact that Voices for Rural Living has authorized attorney Stephan Velker to represent VRL in an appeal to the Planning Commission from the Planning Department's approval of Temporary Use Permit 07-0011 for construction of a corporation yard on Shingle Springs Boulevard in the vicinity of US Highway 50 for use by CC Myers to facilitate construction of Caltrans' Highway 50 interchange and the Shingle Springs Band's proposed casino north of Highway 50.

Very truly yours,


Chrysan Dosh
Boardmember, Voices for Rural Living