



**Alfa Omega Associates**

**Management Consulting • Public Relations • Publicity**  
*Specializing in Land-Use, Environmental & Historic Preservation Issues*

3410 Sunshine Way • Auburn, CA 95602-9284

Tel: 530-885-8460 • Fax 530-885-8886 • Cell: 530-308-2689

E-mail: [drdalesmith@aoaconsult.net](mailto:drdalesmith@aoaconsult.net)

*Dr. Dale Smith, H.H.D., General Manager*

October 28, 2008

Ms. Lillian MacLeod  
Project Planner  
El Dorado County  
2850 Fairlane Court  
Placerville, CA 96767

**URGENT - Sent by Email for Immediate Response**

**Ref: EDC Notice of Public Hearing - BOS Nov. 4, 2008 - 2:00pm - Design Review DR00-11**

Dear Ms. MacLeod:

**Wait just a minute, not only was the notification of this Public [fearing totally erroneous, but a number of other things in the documentation sent to us yesterday are the same.**

For instance:

**SECTION E. TERMINOLOGY OF FINDINGS - Page 6 - CEQA Findings - a portion:**

When an impact remains significant or potentially significant assuming implementation of the mitigation, the findings will generally find that the impact is “significant and unavoidable” In the process of adopting mitigation, the Board of Supervisors has also made a determination regarding whether the mitigation proposed in the supplemental EIR is “feasible”

Pursuant to the CEQA Guidelines, “feasible” means capable of being accomplished in a successful manner within a reasonable period of time, taking into account economic, environmental, legal, social, and technological factors.

In some cases, modifications were made in the **supplemental DEIR**, and to proposed mitigations in the **supplemental DEIR** to update, clarify, streamline, correct, or revise the measure.

In the process of considering the EIR for certification, the Board has recognized that impact avoidance is not possible in some instances. To the extent that significant adverse environmental impacts will not be reduced to a less than significant level with the adopted mitigation, the Board of Supervisors has found that specific economic, social, and other considerations support approval of the Project.

(Emphasis ours)

AOA/FSSI has never seen such a **supplemental DEIR**. Yet a huge weight of legal importance is put on this document by El Dorado County, which as far as we know, does not even exist. We certainly have not seen this document and it must be provided post haste.

**Protest from AOA/FSSJ - Notice of Public Hearing - Board of Supervisors  
Nov. 4,2008 - 2:00pm - Design Review DROO-11 - A Supplemental DEIR - 2 of 2**

Will you please, as soon as you receive this, tell us by email, fax or telephone where this document is and why it was not given to Alfa Omega Associates as soon as it was produced”

To hold back such a document is clearly not acceptable, especially when the County seems to build such a strong case on - The Driveway Issus - which speaks directly to the single most egregious element of this project. If this document exists it must be delivered by carrier to arrive by 4:00 p.m. today, 10-28-08 at 3410 Sunshine Way, Auburn, Ca 95602.

As we pointed out in our previous letter, last Friday, there are many areas where El Dorado County has not been forthcoming, has not presented materials in a timely and fair manner and has given erroneous and misleading information.

We respectfully ask for the full disclosure about this **supplemental DEIR**, sending to us the **full and complete supplemental DEIR Document** by the most expeditious means possible.

To be sure this kind of prejudicial activity is extremely serious and can not be tolerated. As we stated in our letter of last Friday:

*“For over two years we have heard absolutely nothing about this project, then suddenly all this flurry of activity. We find this to be totally unacceptable for many reasons.*

*This has put a very real crimp on our abilities to get the FSSI, Inc .functional again to raise funds to carry out this opposition to a flawed project.*

*This is affecting our fund raising efforts at a time when it is already difficult to get donations. More importantly, we have had an arduous time in determining just what this FEIR is all about in terms of how this project was treated by Pacific Municipal Consultants (PMQ).”*

Now we learn that there has been a supplemental DEIR prepared, but such a document has never been revealed to the AOA/FSSI

Please respond by 12:00 pm today, 10-28-08, time is running out for us.

Again, we repeat our request from last Friday. In view of this evidence, we ask you to remand this whole project back to the EDC Planning Department for fulfillment of our several requests and then bring it forward at a reasonable date and time for the next hearing, preferably in the first quarter of 2009.

Respectfully submitted,

*/s/ Dale Smith*

Dale Smith, H.H.D., Consultant, Alfa Omega Associates

Cc. AOA Government List - AOA Media List