

August 1, 2008

Supervisor Rusty Dupray  
El Dorado County Government Center  
330 Fair Lane  
Placerville, CA 95667

Re: *The Promontory Owners' Association-Petition for the Board of Supervisors  
to Apply the Vehicle Code to Private Streets within The Promontory*

Dear Supervisor Dupray:

Our firm serves as the general counsel to The Promontory Owners' Association (the "Association"). The Board of Directors on behalf of the Association has directed us to petition the El Dorado County Board of Supervisors to respectfully request that the Board of Supervisors resolve and apply the provisions of the Vehicle Code of the State of California to the private streets within The Promontory development.

This request follows a majority vote of the Board of Directors for the Association at its open meeting on June 23, 2008, the Board of Directors hereby requests that an appropriate resolution be adopted by the Board of Supervisors, so that the private streets within The Promontory development become subject to the Vehicle Code, and that traffic signs and signals conforming to the Department of Transportation's standards may be erected. This request is based on California Vehicle Code section 21107.7 a copy of which is attached. The private streets with The Promontory development are the maintenance and repair responsibility of the Association. Accordingly, in anticipation of the Board of Supervisors approving the Association's request for enforcement of the vehicle code on the private streets within The Promontory development, the Association has taken the following steps:

1. An article appeared in the July 2007 Association newsletter announcing to the members of the Association announcing the

Board's intent to petition the Board of Supervisors to begin enforcement of the vehicle code on the private streets by law enforcement agencies.

2. On June 12, 2008, an agenda was posted for a meeting of the Association's Board of Directors which listed this matter as an item for discussion and decision by the Board of Directors. The members in attendance at this meeting expressed no opposition to the Board's decision to pursue this action.
3. The costs associated with the enforcement of the California Vehicle Code within The Promontory development, which includes the costs associated with law enforcement patrols, traffic signs, and other related costs will be funded by the Association.

As the Association's duly elected governing body, the Board of Directors has an obligation to act in the best interest of the members, the Board believes that it is the best interest of the members to insure the safety of the residents and guests of The Promontory development by applying the California Vehicle Code to its private streets. As you are aware, pursuant to California Vehicle Code section 21107.7, the Board of Supervisors must hold a public hearing with regard to this petition and provide 10 days written notice of the Board's hearing.

If you should have any questions, or would like to discuss this matter in further detail please feel free to contact me directly.

Very truly yours,

**BAYDALINE & JACOBSEN LLP**



Darren M. Bevan

Enclosure

cc: Board of Directors, The Promontory Owners' Association  
c/o VierraMoore, Inc.

