

# LAW OFFICE OF MARC CHYTILO

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## ENVIRONMENTAL LAW

June 13, 2014

County of Santa Barbara  
Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101

*By hand delivery and by email to  
[sbcob@co.santa-barbara.ca.us](mailto:sbcob@co.santa-barbara.ca.us)*

RE: Set Hearing Request – Summerland Citizen’s Association Appeal, June 17 Agenda, Item A-59

*Dear Chair Lavagnino and Members of the Board of Supervisors,*

This office represents the Summerland Citizens Association, Reeve Woolpert, and Tom Evans, Appellants of this matter (“Appellants”).

Item # A-59 on the June 17, 2014 Agenda proposes to set the hearing in the Summerland Citizen’s Association appeal on July 1, 2014. We respectfully request that this hearing not be conducted on the 1<sup>st</sup>, in accordance with previous discussions Appellant has had with staff and supervisors, due to a long-scheduled medical procedure that will make cogent appearance by one the lead appellant, Reeve Woolpert, impossible. Mr. Woolpert is having a knee replacement surgery on June 24, and will likely be unable to attend a hearing on July 1.

Mr. Woolpert is a central person to this appeal, and his attendance and active participation at the Board’s hearing is necessary to complete presentation of the issues associated with the appeal. Mr. Woolpert has been the lead researcher and community proponent regarding this appeal. He is a member of the SCA Board, and was appointed by your Board to the Summerland General Plan Advisory Committee. He and others have historically used the trail in question, and Mr. Woolpert collected the evidence of public use. Mr. Woolpert’s experience with the Summerland General Plan Advisory Committee led to his detection of Staff’s error in advising the Planning Commission and your Board that the Summerland Community Plan’s Public hiking trails map was not incorporated into the County’s PRT map, and thus effective to guide the County’s decisionmaking process. The Planning Commission has not had an opportunity to review this project armed with the applicable law, so the Board’s *de novo* review to be exercised at the SCA Appeal hearing arises under fundamentally different legal authority, and it is important that Mr. Woolpert be able to participate and present evidence and information to guide your Board’s analysis of this important issue.

SCA is mindful that the Board has two other significant land use appeals in the First District set for July 1, Crown Castle and Hosmer Adobe. We understand that Supervisor Carbajal will be unavailable during the period immediately before this hearing date. Upon consult from Staff, SCA agreed to have this hearing held on July 8, even though that hearing would be held in Santa Maria. That date will allow Mr. Woolpert sufficient recovery time that we anticipate his availability to participate at the hearing, albeit from a wheelchair.

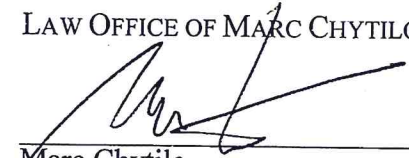
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We thus respectfully request that the SCA appeal hearing not be set for July 1, but instead it be set for July 8 or some subsequent date.

Respectfully submitted,

LAW OFFICE OF MARC CHYTILO

  
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Marc Chytilo  
For Appellants