

RECEIVED

NOTICE OF APPEAL AND APPEAL OF APPROVAL OF MST2015-00381

2016 APR -7 PM 12: 29

TO: SANTA BARBARA CITY COUNCIL
CLERK of the CITY OF SANTA BARBARA
735 ANACAPA STREET
SANTA BARBARA, CA 93101

CITY OF SANTA BARBARA
CITY CLERK'S OFFICE

RE: ARCHITECTURAL REVIEW BOARD ["ABR"]

*Date of Determination: 3/28/16

*Approval of Project/Final Determination of Approval of Installation of
New VZW Wireless Telecom Equipment at 300 Block of Grove Lane

GROUND FOR APPEAL:

1. Inadequate Public Notice to Affected Property Owners:

*Lack of Timely Posted Site Notice;

*Lack of Timely Mailed Notice to Affected Property Owners.

Lack of Written Notice to Affected Property Owners is Violative of the Due Process Rights and Equal Protection Rights Afforded by the United States Constitution and the California Constitution as well as Broad Statutory Rights including, but not limited to, those Rights and Protections Afforded by California Government Code §§ 54950, 65091.

2. Applicant Failed to Offer Alternative Sites to the Proposed Location and the ABR failed to Inquire as to Availability of Alternative Sites and Require a Showing by the Applicant that the Alternative Sites were Unacceptable, Infeasible or Otherwise Inconsistent with Development Standards, as is the Proposed Location.

3. Aesthetic Considerations: The ABR Failed to Require the Least Obtrusive Impact by the Proposed Development and in fact Allowed Applicant to Place ALL Components of the Planned Development in a Pole Mounted-Fully Obtrusive Installation without any Showing by the Applicant that the Proposed Installation was the Least Obtrusive Option.

4. Structural/Safety Considerations: The ABR failed to consider Earthquakes, Fire or Vehicular Accidents and Explosive and Toxic Chemical Hazards associated with back-up Lead/Acid Batteries at the Site.

5. ABR failed to Require Concealment of the Installation to the Fullest Feasible Extent. All Conduits and Attachments are not concealed to the Fullest Feasible Extent. The Applicant relies upon an Existing Tree, which was Planted and Maintained by the Adjacent Property Owner, for Concealment and Applicant made no Other Concealment Efforts beyond the Rotation of the Installed Devices and Cabinets Upon the pole.

The Proposed and ABR Approved Installation will be an Absolute Eyesore and Blight on the Entire Neighborhood.

AFFECTED PARTIES: Appellants and All Property Owners on the Attached Signature Sheets (4 Pages) WILL BE AFFECTED by the Proposed Installation and each Signator Objects to the Approved Installation of the Wireless Telecom Equipment as Wrongfully Approved by the ABR on 3/28/16.

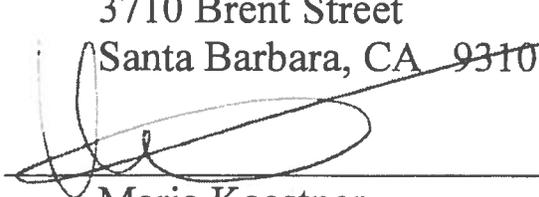
Appellants:

Jan Eric Kaestner: (805) 730-1306 jan@ghitterman.com

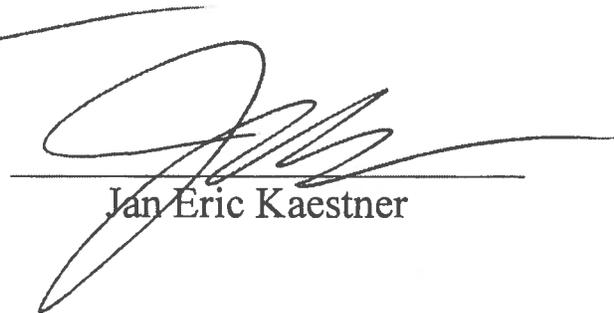
Maria Kaestner: (805) 569-2814 dutchessmariasb@hotmail.com

3710 Brent Street

Santa Barbara, CA 93105



Maria Kaestner



Jan Eric Kaestner

WE, THE UNDERSIGNED RESIDENTS OF SAN ROQUE LIVING IN THE VICINITY OF 300 GROVE LANE DO HEREBY EXPRESS OUR OBJECTION TO THE INSTALLATION OF A CELL TOWER IN OUR NEIGHBORHOOD

NAME	ADDRESS	SIGNATURE	NOTES
1. STEVE HILL	3715 BRENT ST		
2. Michelle Cederberg	3704 Brent st.		Did not get notice 3/25/16
3. Lisa Bradley	3722 Brent		
4. Aidan Bradley	"		
5. Maria Kaestner	3710 BRENT ST		
6. Miranda Fierro	3660 San Remo Dr		
7. Steve Fern	3660 San Remo Dr		
8. LINDA WARREN	3727 BRENT ST		no notice
9. MICHAEL WARREN	3727 BRENT ST		no notice
10. Cada Berkowitz	3703 Coral st		NO NOTICE
11. Iris Berkowitz Schreiber	3717 Coral Street		NO NOTICE
12. Steven R. Wolff	3717 Coral Street		NO NOTICE
13. Pedram Rasthi	3704 Coral Street		No Notice
14. Samira Karyami-Rasthi	3704 Coral Street		No notice
15. Tom Strellich	390 Grove Lane		NO NOTICE
16. Allison Strellich	390 Grove Ln		NO NOTICE
17. Gary Gillingham	398 Grove Ln.		NO NOTICE
18. DICK SHINDHI	3718 BENT ST		NO NOTICE
19. Mark Cederberg	3704 Brent.		NO NOTICE
20. SIDON FOX	3709 BRENT		NO NOTICE

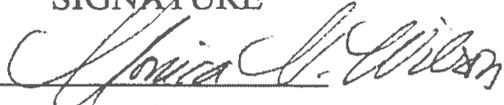
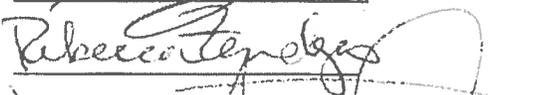
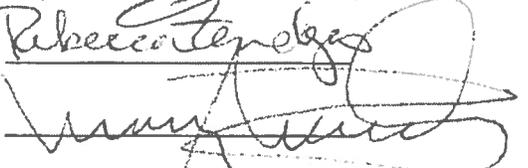
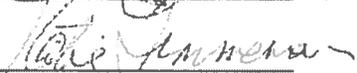
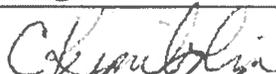
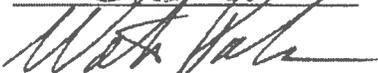
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NAME	ADDRESS	SIGNATURE	NOTICE
21. <u>KAREN FOX</u>	<u>3709 BRENT ST.</u>	<u>Karen Fox</u>	No NOTICE
22. <u>Tomu Lugo</u>	<u>3703 Brent St.</u>	<u>[Signature]</u>	No NOTICE
23. <u>MARPERZ HOP</u>	<u>3703 BRENT ST.</u>	<u>[Signature]</u>	No NOTICE
24. <u>JAN KAESTNER</u>	<u>3710 BRENT ST</u>	<u>[Signature]</u>	
25. <u>EVIL LOPEZ</u>	<u>3417 SUNSET A.</u>	<u>[Signature]</u>	
26. <u>Judy Bentm</u>	<u>338 N. Ontario</u>	<u>Judy Bent</u>	
27. <u>Maria Parpura</u>	<u>3623 Sunset Dr.</u>	<u>Maria Parpura</u>	
28. <u>CHRIS BENTON</u>	<u>538 N. ONTARIO</u>	<u>[Signature]</u>	
29. <u>Robert Weber</u>	<u>3620 Sunset Dr</u>	<u>Robert Weber</u>	
30. <u>Patricia Weber</u>	<u>3620 Sunset Dr</u>	<u>[Signature]</u>	
31. <u>MARY ANNE DALY</u>	<u>3703 Brent St.</u>	<u>[Signature]</u>	
32. <u>Angelina Rozhko</u>	<u>3721 Brent St</u>	<u>[Signature]</u>	
33. <u>NANCY C. JORDAN</u>	<u>3682 EILEEN WAY</u>	<u>Nancy C Jordan</u>	
34. <u>William Burtness</u>	<u>3676 Eileen Way</u>	<u>William J. Burtness</u>	
35. <u>JIF STOPPLE</u>	<u>3677 EILEEN WAY</u>	<u>[Signature]</u>	
36. <u>LORRAINE RYAN</u>	<u>3736 AVAL LANE</u>	<u>Lorraine Ryan</u>	
37. <u>Suzanne Cullingham</u>	<u>398 Grove Ln</u>	<u>[Signature]</u>	
38. <u>VERA ROZHKO</u>	<u>3721 BRENT STR.</u>	<u>Vera Rozhko</u>	
39. <u>Veronica Rozhko</u>	<u>3721 Brent str</u>	<u>[Signature]</u>	
40. <u>LYDIA KAESTNER</u>	<u>3710 BRENT ST</u>	<u>[Signature]</u>	

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NAME	ADDRESS	SIGNATURE
41. <u>MARY FERREIS</u>	<u>3731 Brent St 93105</u>	<u>Mary Ferris</u>
42. <u>Preston Roan</u>	<u>3731 Brent St. 93105</u>	<u>P Roan</u>
43. <u>Lonna Flores</u>	<u>3732 Brent St. 93105</u>	<u>Lonna Flores</u>
44. <u>Jan Sakotas</u>	<u>3732 Brent 93105</u>	<u>Jan Sakotas</u>
45. <u>Linda Jalaba</u>	<u>3656 Eileen Way</u>	<u>Linda Jalaba</u> <small>Linda Jalaba</small>
46. <u>Richard Mung</u>	<u>3651 Eileen Way</u>	<u>Richard Mung</u>
47. <u>Vani John</u>	<u>3632 Sunset Dr</u>	<u>Vani John</u>
48. <u>Elizabeth Willcutt</u>	<u>344 Woodley Ct</u>	<u>EZ Willcutt</u>
49. <u>Kristen Price</u>	<u>343 Woodley Ct</u>	<u>Kristen Price</u>
50. <u>Patrick Briggs</u>	<u>343 Woodley Ct</u>	<u>Patrick Briggs</u>
51. <u>John Wilhelm</u>	<u>344 Woodley Ct.</u>	<u>John W. Wilhelm</u>
52. <u>M. L. Dora E. Bromdal</u>	<u>3605 Sunset Dr</u>	<u>M. L. Dora E. Bromdal</u>
53. <u>Heather Hedina</u>	<u>3704 Capri Dr.</u>	<u>Heather Hedina</u>
54. <u>Carol Demott</u>	<u>3716 Capri Dr.</u>	<u>Carol Demott</u>
55. <u>Nicole Bitar</u>	<u>262 Grove Lane</u>	<u>Nicole Bitar</u>
56. <u>Jane Fehrenbacher</u>	<u>3662 Eileen Way</u>	<u>Jane Fehrenbacher</u>
57. <u>Richard C. Talbot</u>	<u>3444 Eileen Way</u>	<u>Richard C. Talbot</u>
58. <u>A. Brent Delozer</u>	<u>482 Foxon Dr</u>	<u>A. Brent Delozer</u>
59. <u>Elayne Arampy</u>	<u>733 Grove Ln.</u>	<u>Elayne Arampy</u>
60. <u>Craig Bushman</u>	<u>" "</u>	<u>Craig Bushman</u>

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NAME	ADDRESS	SIGNATURE
61. <u>MONICA WILSON</u>	<u>3728 Brent St, 93105</u>	
62. <u>Brett Wilson</u>	<u>3728 Brent St 93105</u>	
63. <u>REBECCA ZONDEJAS</u>	<u>3715 AVON LANE</u>	
64. <u>Mary Meredith</u>	<u>3723 Avon Lane</u>	
65. <u>Seanakromann</u>	<u>3730 Avon Lane</u>	
66. <u>KATIE TIMMERMAN</u>	<u>3742 AVON</u>	
67. <u>DAVE GURRER</u>	<u>3741 AVON</u>	
68. <u>Charee Kimblin</u>	<u>3735 Avon Lane</u>	
69. <u>Walt Kuhn</u>	<u>3716 Brent</u>	
70. _____	_____	_____
71. _____	_____	_____
72. _____	_____	_____
73. _____	_____	_____
74. _____	_____	_____
75. _____	_____	_____
76. _____	_____	_____
77. _____	_____	_____
78. _____	_____	_____
79. _____	_____	_____
80. _____	_____	_____