



SIERRA CLUB MARIN GROUP

Box 3058 San Rafael CA 94912 sanfranciscobay.sierraclub.org/marin
c/o Gordon Bennett 40 Sunnyside Dr Inverness CA 94937 415-663-1881/gbatmuirb@aol.com

October 20, 2005

Community Development Agency (CDA) Attn: Curtis Havel
3501 Civic Center Drive, Room 308 San Rafael, CA 94903-4157

Re: Robertson Design Reviews

October 20, 2005.

Dear CDA:

Although the Sierra Club asked in our attached June 28 2005 letter to be notified of all development in Stream Conservation Areas (SCAs), we were not notified of this Robertson driveway proposed in the SCA and we are thus responding absent most information about the project.

While the applicant's intention to dedicate a Private Streamside Conservation Area Easement appears worthy, it still appears that such a placement of the road in the SCA is contradictory to County Zoning and the Countywide Plan provisions intended to protect SCAs and that the Easement may be an attempt at mitigation. Was there a CEQA environmental assessment made for this development proposed in a sensitive area as is now required per SPAWN's Hedlund lawsuit?

Our reading of that lawsuit indicates that it requires the County to conduct a cumulative impact analysis of current SCA policies before approving any further developments in the SCA. Consequently, we believe that either the County should conduct a cumulative impact analysis of this development if it is to remain as proposed in the SCA or the road should be moved out of the SCA.

Sincerely,

(signature on hard copy)

Gordon Bennett, Chair
Sierra Club Marin Group