

August 28, 2008

RE: Appeal of denial for variance  
County File #VR08-1008

CONTRA COSTA COUNTY  
2008 AUG 28 A 11:41  
DEPARTMENT OF CONSERVATION  
AND DEVELOPMENT

We are appealing the decision that was made by the planning commission on August 26, 2008. We feel their decisions was unfair due to the fact, they did not take the time to review the drawings of the deck that were submitted to all members. They stated the deck could possibly collapse which if they would have reviewed the drawings, they would have seen the stability of the deck and that it was built to code. We also have structural calculations from an engineer.

They stated that they didn't want to approve it because there were no permits on the deck, which we are unable to obtain without the variance approval.

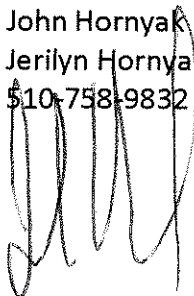
We stated very clearing that we had the 3 requirements necessary to be granted a variance.

They were more concerned regarding the privacy fence which was agreed upon by us and our adjoining neighbors.

We feel we have not been given the opportunity to completely state our situation. We would like to opportunity to meet and discuss this issue and have this resolved.

All we have done was replace the deck exactly the way it was when we purchased the home.

John Hornyak  
Jerilyn Hornyak  
510-758-9832



County of Contra Costa  
COMMUNITY DEVELOPMENT DEPARTMENT  
651 Pine St., 4th Floor, North Wing  
Martinez, CA 94553-0095

SUMMARY RECEIPT CD9874

PAYER: HORNYAK JOHN C & JERILYN  
4202 FOSTER LN  
EL SOBRANTE CA  
94803-2218

Check Nbr: 7635  
Credit Card:  
Credit Card Type:  
Payment Type: Check

APPLICATION # VR08-01008 TYPE: Variances

ACCOUNT ITEM LIST:

Item #	Description	Total Fee	Current Paid	Total Pay
4084	Variance-PH	2,000.00	.00	2,000.00
4178	ZA Appeal - Others	125.00	.00	125.00
4183	BOS Appeal - Others	125.00	125.00	125.00
4283	Health Services	28.00	.00	28.00
4284	Health Services Admn Fee	5.00	.00	5.00
4352	Late Applic Filing	500.00	.00	500.00
4360	Notification List Svcs	30.00	.00	30.00
Total Fees:		\$2,813.00		Paid: \$2,813.00
				Balance: \$0.00

ISSUED BY: FAVILA  
DATE: 08-28-2008

APPLICATION DESC: Re: RF05-00918, variance request for a 1 foot side yard where 5 foot minimum is required and a 11 foot total side yard aggregate where 15 feet is required for a deck built without permits.  
SITE ADDRESS: 4202 FOSTER LN  
PARCEL: 425-130-026  
NOTES: