



**Contra
Costa
County**

To: Board of Supervisors
From: John Kopchik, Director, Conservation & Development Department
Date: July 21, 2015

Subject: Appeal Regarding a Variance and Associated Tree Impacts at 200 Sydney Drive in Alamo (File #VR14-1021)

RECOMMENDATION(S):

1. ACKNOWLEDGE the withdrawal of the application for County File #VR14-1021 by the Applicant, Ahmad Rassai;
2. ACKNOWLEDGE the withdrawal of the appeal of the County Planning Commission's decision on County File #VR14-1021 by the Appellant, Gagen McCoy Law Offices;
3. ACKNOWLEDGE the withdrawal of the appeal of the County Planning Commission's decision on County File #VR14-1021 by the Appellant, Giyan Senaratne; and
4. ACKNOWLEDGE the withdrawal of the appeal of the County Planning Commission's decision on County File #VR14-1021 by the Appellant, Ruth Cranston.

FISCAL IMPACT:

None.

☒ APPROVE
 ☐ OTHER
☒ RECOMMENDATION OF CNTY ADMINISTRATOR
 ☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **07/21/2015** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I
 Supervisor
 Candace Andersen, District II
 Supervisor
 Mary N. Piepho, District III
 Supervisor
 Karen Mitchoff, District IV
 Supervisor

ABSENT: Federal D. Glover, District V
 Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: July 21, 2015

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Sharon Gong,
925-674-7802

cc:

BACKGROUND:

On April 11, 2014, the applicant submitted an application (County File #VR14-1021) requesting approval of a variance to the side yard, aggregate side yard, and front setbacks, to build a raised driveway, raised entry path, and residence on the vacant lot located at 200 Sydney Drive in Alamo. Included in the variance was a request to remove (1) one Valley Oak and work within the drip lines of (4) four Coast Live Oaks.

Today's appeal hearing was originally scheduled for the April 21, 2015 Board of Supervisors Meeting. However, prior to the hearing, during the pre-hearing meeting between the appellants and the applicant, the applicant agreed to revise the house design and submit a new variance for the revised design, while holding County File #VR14-1021 open, and continuing the appeal hearing until the variance for the revised design was processed.

On June 8, 2015, the applicant submitted a variance application for the revised design, County File #VR15-1026.

On June 10, 2015, a Notice of Intent to Render an Administrative Decision for VR15-1026 was sent to properties within 300 feet of the subject property. No letters were received during the 10-day public comment period.

On June 24, 2015, County File #VR15-1026 was administratively approved, and the permit signed by the Zoning Administrator. No appeals letters were received during the 10-day appeal period following the approval.

On July 7, 2015 the variance permit became effective.

On July 8, 2015 the Applicant submitted a letter requesting the withdrawal of County File #VR14-1021.

On July 13, 2015 all three Appellants submitted letters requesting the withdrawal of their appeals of the County Planning Commission's decision on County File #VR14-1021.

CONSEQUENCE OF NEGATIVE ACTION:

The withdrawal of the application and the appeals would not be acknowledged.

CHILDREN'S IMPACT STATEMENT:

None.

ATTACHMENTS

Exhibit 1 - Applicant Withdrawal Letter

Exhibit 2 - Appellant Withdrawal Letter

Exhibit 3 - Appellant Withdrawal Letter