

CITY OF BERKELEY
CITY CLERK DEPT

2225D Spaulding Ave.
Berkeley CA 94703
November 24, 2003

03 NOV 24 PM 12: 24

Berkeley Mayor and City Council
2180 Milvia St.
Berkeley CA 94704

RE: REPLY TO ACTING CITY MANAGER'S REPORT ON MY APPEAL OF ZONING BOARD AFFIRMATION OF ADMINISTRATIVE USE PERMIT #03-20000055 FOR A MAJOR RESIDENTIAL ADDITION OF 2219 SPAULDING AVENUE

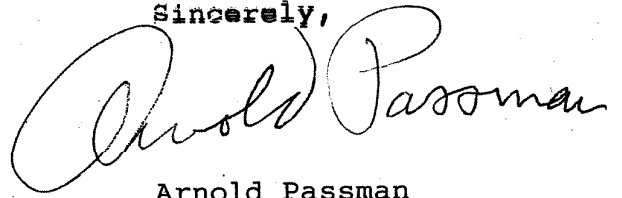
ONCE AGAIN, BASED ON THE BODY OF MY APPEALS TO BOTH THE ZONING ADJUSTMENTS BOARD AND THE CITY COUNCIL IN THE EVIDENCE IN YOUR DETAILED PACKETS, I BELIEVE I HAVE CLEARLY SHOWN THE APPROPRIATE COURSE FOR THE COUNCIL TO TAKE IS TO SCHEDULE A PUBLIC HEARING ON THIS CASE.

That said, I must further say I see nowhere in my "protections" any reference to where the union's share of the daily work would be taking place. I do see that the back yard at 2219 Spaulding has been cleared away, ostensibly in preparation for the stated three months'± work -- that time frame only recently discovered by me, not supplied by the applicant or Zoning Adjustments Board.

I urge every precaution, if this project be conducted, it be from the front of 2219 Spaulding, even if this^{is} some inconvenience to the work. While fully understanding that an extension to the first floor into the back yard is in the project, I do not accept such work or that for the second story addition be created, prepped, or in any way unnecessarily done from the extreme close proximity back yard to my home.

Inasmuch as none of my wishes have been accepted, even considered, but have only been a repetition of "from above" conditions, I repeat that all work be undertaken and executed as far from my home as humanely possible -- and that this be acknowledged. I very strongly refer you to page 21C 3, a letter to my landlord when he began mechanically sanding the back of the front house at 2225 Spaulding, and the severe affects this had on my health. I am fully aware of my legal rights in this matter, and shall be monitoring, and pursuing, if need be, any effects on me of remodeling at 2219 Spaulding Ave., Berkeley CA

Sincerely,

A handwritten signature in cursive script that reads "Arnold Passman". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Arnold Passman

cc: Mark Rhoades, Land Use Planning Manager
Lucy Armentrout-Ma, Project Planner