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# FAX TRANSMISSION

**COMSTOCK, THOMPSON, KONTZ & BRENNER**

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## RECEIVED

SEP 26 2005

CALIFORNIA  
COASTAL COMMISSION  
CENTRAL COAST AREA

**To:** Coastal Commission  
Attn: Steve Monowitz

**Date:** September 26, 2005

**Fax No.:** 427-4877

**Pages:** 4, including this cover sheet

**From:** Austin B. Comstock

**Subject:** Appeal to Coastal Commission  
Ubaldi - Appl. No. 04-0018  
Comm. Appeal No. A-3-SCO-05-066

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Attached are the completed "Memorandum" concerning the list of persons who will communicate on behalf of applicants Ubaldi, and the Ubaldis' Waiver of 49 Day Rule.



Austin B. Comstock

Copy: Robert Goldspink (831) 688-4402  
Charlene Atack (831) 423-2839  
John Kasunich (831) 722-3202  
Ron and Esther Ubaldi

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ARNOLD SCHWARZENEGGER, Governor

STATE OF CALIFORNIA - THE RESOURCES AGENCY

CALIFORNIA COASTAL COMMISSION

SEP 26 2005

CENTRAL COAST AREA OFFICE  
720 FRONT STREET, SUITE 200  
MORNINGHISTON, CA 95031  
(415) 437-4300  
FACSIMILE (415) 437-4300

CALIFORNIA  
COASTAL COMMISSION  
CENTRAL COAST AREA



Memorandum

To: Persons whose City or County Development Permits Have Been Appealed to the Coastal Commission.

From: Coastal Commission

Re: Notice Concerning Important Disclosure Requirements

On January 1, 1993, a new California law required that all persons who apply to the Coastal Commission for a coastal development permit must provide to the Commission "the names and addresses of all persons who, for compensation, will be communicating with the Commission or Commission Staff on their behalf". (Public Resources Code section 30319.) On January 1, 1994, the law also required that applicants disclose the same information with respect to persons who will communicate, for compensation, on behalf of their business partners. The law also applies to persons whose permits have been appealed to the Coastal Commission. The law provides that failure to comply with the disclosure requirement prior to the time that a communication occurs is a misdemeanor that is punishable by a fine or imprisonment. Additionally, a violation may lead to denial of the permit.

In order to implement this requirement, you are required to do two things. The first is that you must fill in the enclosed form and submit it to the appropriate Coastal Commission area office as soon as possible. Please list all representatives who will communicate on your behalf or on the behalf of your business partners for compensation with the Commission or the staff. This could include a wide variety of people such as lawyers, architects, biologists, engineers, etc.

Second, if you determine after you have submitted the enclosed form that one or more people will be communicating on your behalf or on behalf of your business partners for compensation who were not listed on the completed form, you must provide a list in writing of these people and their addresses to the Coastal Commission area office. The list must be received before the communication occurs.

List of Persons Who Will Communicate on Behalf of Persons Whose Permits Have Been Appealed To the Coastal Commission

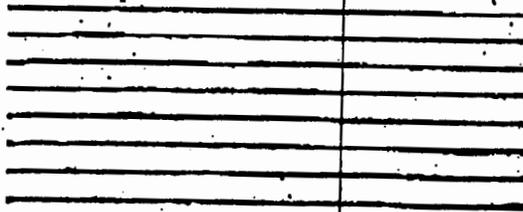
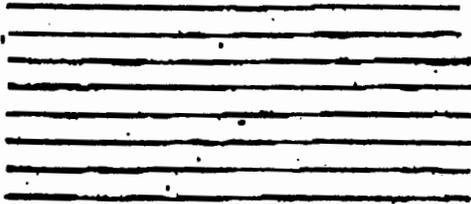
Name of Person Whose Permit Has Been Appealed: Ron and Esther Ubaldi  
Project and Location: Local Permit No. 04-0018  
807 The Shoreline  
La Selva Beach, CA 95076  
(APN 046-34)-23)  
Commission Appeal No. A-3-SCQ-05-066

Persons who will Communicate for Compensation on Behalf of Applicant or Applicant's Business Partners with Commission or Staff

Name	Address
<u>Robert Goldspink</u>	<u>8042 Soquel Dr., Aptos, CA 95003</u>
<u>Austin B. Comstock</u>	<u>340 Soquel Ave., Ste. 205, Santa Cruz CA 95062</u>
<u>Charlene Atack</u>	<u>133 Mission St., Ste 280, Santa Cruz, CA 95060</u>
<u>John Kasunich</u>	<u>116 E. Lake Ave., Watsonville, CA 95076</u>

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*Esther Ubalde*  
Signature of Permit Applicant Date 09.26.05

disclosed

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CALIFORNIA  
COASTAL COMMISSION  
CENTRAL COAST AREA

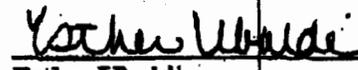
**WAIVER OF 49 DAY RULE FOR AN APPEAL OF  
LOCAL GOVERNMENT COASTAL DEVELOPMENT  
PERMIT DECISION**

Local Government Application Number:	04-0018
Coastal Commission Appeal Number:	A-3-SCO-05-066
Applicant Name:	Ronald and Esther Ubaldi
Appeal Filing Date:	9/3/05

We hereby waive our rights to a hearing of the above-referenced Coastal Development Permit Appeal within 49 days after the appeal has been filed as established by Public Resources Code Sections 30621 and 30625(a).

We understand that the local decision approving our Coastal Development Permit Application has been stayed, and we have no authorized permit to proceed with our project until the California Coastal Commission takes final action on the project or the appeal is withdrawn. We also understand that the first Coastal Commission Hearing on this item may only be a determination as to whether the appeal raises a "substantial issue." If a substantial issue is found, the de novo hearing on the merits of the permit project may be continued to a subsequent meeting. Although we understand that the commission may not be able to honor our scheduling request, we request that the referenced application appealed project be scheduled for November 2005.

 9.26.05  
Ronald Ubaldi Date

 09.26.05  
Esther Ubaldi Date