

P

Type

Plans

CPH12-0005

Permit Number

22208

Street Number

PACIFIC VIEW DR

Street Name

TIM

Community Code

109-370-007

APN

**COUNTY OF SONOMA**  
**PERMIT AND RESOURCE MANAGEMENT DEPARTMENT**  
 2550 VENTURA AVENUE, SANTA ROSA, CA 95403-2829  
 (707) 565-1900 FAX (707) 565-1103

**Application Fees / Invoice for: CPH12-0005**

**Project Address:** 22208 PACIFIC VIEW DR TIM

**Cross Street:** HWY 1

**APN:** 109-370-007

**Description:** COASTAL PERMIT TO LEGALIZE STAIRWAY

**Printed:** July 06, 2012  
**Initialized by:** SHUNSPER  
**Activity Type:** C-CPH 1201  
**PCAS #:**

**Owner:** O'MALLEY GRACE AND WINTERER TIM  
 22220 PACIFIC VIEW WY  
 JENNER CA  
 95450  
 707 847 3400

**Applicant:** O'MALLEY GRACE AND WINTERER TIM  
 22220 PACIFIC VIEW WY  
 JENNER CA  
 95450  
 707 847 3400

**Fees:**

Item#	Description	Account Code	Tot Fee	Prev. Pmts	Cur. Pmts
140	TECH ENHANCEMENT FEE	025015-4040	48.00	.00	.00
224	VIO. PENALTY FEE (ZONE)	025015-1600	8,160.00	.00	.00
1024	COASTAL PERM LEVEL I	025015-3806	2,040.00	.00	.00
1052	ENV REV CEQA EXEMPT DET	025015-3811	34.00	.00	.00
			<b>\$10,282.00</b>	<b>\$0.00</b>	

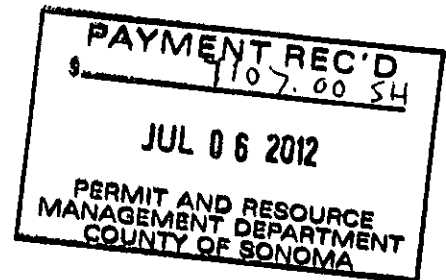
**Total Fees:** \$10,282.00

**Total Paid:** \$0.00

**Balance Due:** \$10,282.00

**Refunds** will not be authorized unless circumstances comply with established PRMD refund policy provisions.

When validated below, this is your receipt.



# Planning Application

PJR-001

File#: CPH/12-0005

### Type of Application:

- |   |  |   |                                      |
|---|--|---|--------------------------------------|
| <input type="checkbox"/> Admin Cert. Compliance       | <input type="checkbox"/> Design Review Comm./Ind.  | <input type="checkbox"/> Minor Subdivision            | <input type="checkbox"/> Variance    |
| <input type="checkbox"/> Ag./Timber Preserve/Contract | <input type="checkbox"/> Design Review Residential | <input type="checkbox"/> Mobile Home Zoning Permit    | <input type="checkbox"/> Zone Change |
| <input type="checkbox"/> Cert. of Compliance          | <input type="checkbox"/> Design Review Signs       | <input type="checkbox"/> Ordinance Interpretation     | <input type="checkbox"/> Other:      |
| <input type="checkbox"/> Cert. of Modification        | <input type="checkbox"/> General Plan Amendment    | <input type="checkbox"/> Second Unit Permit           |                                      |
| <input checked="" type="checkbox"/> Coastal Permit    | <input type="checkbox"/> Lot Line Adjustment       | <input type="checkbox"/> Specific/Area Plan Amendment |                                      |
| <input type="checkbox"/> Design Review Admin.         | <input type="checkbox"/> Major Subdivision         | <input type="checkbox"/> Use Permit                   |                                      |

### Applicant (Contact Person): (Property Owners)

GRACE O'MALLEY + TIM WINTERER

Name 2220 PACIFIC VIEW DRIVE

Mailing Address JENNER CA 95450

City/Town JENNER State CA Zip 95450

Phone 707-847-3400 Fax 707-847-3060

email gracemaura@aol.com

Signature Grace O'Malley Date 3 July 2012

### Owner, if other than Applicant:

GRACE O'MALLEY

Name 2184 GREEN ST

Mailing Address SAN FRANCISCO CA 94123

City/Town SAN FRANCISCO State CA Zip 94123

Phone 415-561-0557 Fax 415-440-5389

email \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

### Other Persons to be Notified: (Specify: Other Owner(s), Agent, Lender, Architect, Engineer, Surveyor)

Name	Name	Name
Mailing Address	Mailing Address	Mailing Address
City/Town State Zip	City/Town State Zip	City/Town State Zip
Title	Title	Title
Phone Fax	Phone Fax	Phone Fax
email	email	email

### Project Information:

Address(es) 22208 Pacific View Drive Jenner

APN 109-370-007 City/Town Jenner Acreage 1.53 acres

Assessor's Parcel Number(s) \_\_\_\_\_

Project Description: Request to legalize a stairway built on bluff by prior owner.

Site Served by Public Water?  Yes  No Site Served by Public Sewer?  Yes  No Number of new lots proposed 0

DO NOT WRITE BELOW THIS LINE - To Be Completed by PRMD Staff

Planning Area: 1 Supervisorial District: 5 Current Zoning: RR CC B7 General Plan Land Use: RR

Specific Plan: Local Coastal S.P. Land Use: \_\_\_\_\_ Needs CEQA Review?  yes  no

### Commercial/Industrial Uses: (Enter numbers where applicable)

Bldg. sq. ft. Existing: \_\_\_\_\_ Proposed: \_\_\_\_\_ Existing Employees: \_\_\_\_\_ New Employees: \_\_\_\_\_

New Manufactured Homes: \_\_\_\_\_ New Units For Sale: \_\_\_\_\_ New Units For Rent: \_\_\_\_\_ Density Bonus Units: \_\_\_\_\_

Violation?  yes  no; Application resolve planning violation?  yes  no; Penalty applicable?  yes  no; Civil Penalty Factor \_\_\_\_\_

Previous Files: CPH 99-0003

Application accepted by Blake Hilligso Date 7-5-12

Sonoma County Permit and Resource Management Department

2550 Ventura Avenue \* Santa Rosa, CA \* 95403-2829 \* (707) 565-1900 \* Fax (707) 565-1103

# Coastal Permit Application Supplemental Information

## PURPOSE:

This form is to be completed by applicants in order to provide additional information regarding a Coastal Permit application. The more details that are provided, the easier it will be to promptly process the Coastal Permit application. Please answer all questions. Indicate "Not Applicable" or "N/A" for those questions which do not pertain to the proposed project. It is important that applicants provide complete answers to all questions.

1. Are there existing structures or improvements on the property?  Yes  No  
If yes, describe below and identify the use and size of each structure or improvement.

Existing garden gate and abutments (made of wrought iron, adjoining) are 8' long - one on each side of gate - located on bluff top. Concrete retaining walls on both sides of staircase and underlying the staircase base. Stairs are approximately 45' feet long. Concrete pad at base of stairs is approximately 37 feet away from wet rocks / ocean shore.

2. Describe the project and include structure sizes(s) (in square feet), improvements such as wells, septic systems, grading, vegetation removal, roads, driveways, propane tanks, oil tanks, water storage tanks, solar panels, etc.

We have made the lot more fire safe by removing a lot of dead vegetation and trimming tree branches to prevent ladder fuels.

3. Is any grading or road/driveway construction planned?  Yes  No

Estimate the amount of grading in cubic yards: \_\_\_\_\_

If greater than 50 cubic yards or if greater than 2 feet of cut or 1 foot of fill will result, a grading plan and permit will be required.

Estimate the length of the proposed road/driveway: \_\_\_\_\_ feet.

4. Will vegetation be removed on areas other than the building sites and roads?

Yes  No

If yes, explain: \_\_\_\_\_

5. Are there any water courses, anadromous fish streams, sand dunes, rookeries, marine mammal haul-out areas, wetlands, riparian areas, rare or endangered plants, animals or habitat which support rare and endangered species located on the project site or within 100 feet of the project site? If yes explain:

ocean front property

6. How many trees will be removed to implement the project: 0. Indicate on the site plan all trees to be removed which are greater than 9 inches in diameter (measured four feet from the ground). If applicable, please indicate on the site plan the size, location and species of all on-site trees that provide screening from public view areas.

7. Will the proposed development be visible from:
- A. State Highway 1?     Yes     No
- B. Other Scenic Corridor? (see list below)     Yes     No
- C. Park, beach, or recreation area?     Yes     No

If you answered yes, explain \_\_\_\_\_

**Scenic Corridors:** Stewarts Point-Skaggs Springs Road, Fort Ross Road, Myers Grade/Seaview Road, Highway 116, Willow Creek (paved portion), Coleman Valley Road, Bay Hill Road, Bodega Highway and Petaluma-Valley Ford Road.

8. Height of structure(s) in feet (measured from average grade to the highest point of the structure). Identify height of building(s) on architectural elevations:

No proposed construction

9. Describe all exterior materials and colors of all proposed structures
- no proposed building construction*
- Siding material \_\_\_\_\_ Color \_\_\_\_\_
- Trim material \_\_\_\_\_ Color \_\_\_\_\_
- Chimney material \_\_\_\_\_ Color \_\_\_\_\_
- Roofing material \_\_\_\_\_ Color \_\_\_\_\_
- Window frame material \_\_\_\_\_ Color \_\_\_\_\_
- Door material \_\_\_\_\_ Color \_\_\_\_\_

Fencing material \_\_\_\_\_ Color \_\_\_\_\_

Retaining wall material \_\_\_\_\_ Color \_\_\_\_\_

Other exterior materials \_\_\_\_\_ Color \_\_\_\_\_

10. Will there be any new exterior lighting?  Yes  No  
 If yes, provide lighting details and specifications for all exterior lighting fixtures. All lighting fixtures must be downcast and shielded to prevent light and glare beyond the parcel boundaries. Identify the location of all exterior lighting on the site plan or building plan.

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

11. If the project is commercial, industrial, or institutional, complete the following: N/A

Total square footage of all structures: \_\_\_\_\_

Estimated employees per shift: \_\_\_\_\_

Estimated shifts per day: \_\_\_\_\_

Type of loading facilities proposed: \_\_\_\_\_

Will the proposed project be phased?  Yes  No

If Yes, explain your plans for phasing: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Parking will be provided as follows:

Number of Spaces:

Existing: \_\_\_\_\_ Proposed: \_\_\_\_\_ Total: \_\_\_\_\_

Number of standard spaces: \_\_\_\_\_ Size: \_\_\_\_\_

Number of handicapped spaces: \_\_\_\_\_ Size: \_\_\_\_\_

12. What will be the method of sewage disposal?  
 Community sewage system, specify \_\_\_\_\_  
 Septic Tank (indicate primary and replacement leachfields on plot plan)  
 Other, specify No proposed construction

13. What will be the domestic water source?

- Community water system, specify supplier: Timber Cove County Water District  
(existing hookup in place)
- Well       On-site       Off-site
- Spring       On-site       Off-site
- Other, specify \_\_\_\_\_

14. Utilities will be supplied to the site as follows:

Electricity:

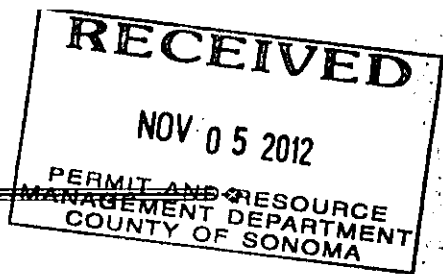
- Utility Company (service exists to the parcel)
- Utility Company requires extension of services to site: \_\_\_\_\_ feet \_\_\_\_\_ miles
- On Site generation, Specify: \_\_\_\_\_
- None needed

Gas:

- Utility Company/Tank
- None needed

# Indemnification Agreement

PJR-011



"As part of this application, applicant agrees to defend, indemnify, release and hold harmless the County, its agents, officers, attorneys, employees, boards and commissions from any claim, action or proceeding brought against any of the foregoing individuals or entities, the purpose of which is to attack, set aside, void or annul the approval of this application or the adoption of the environmental document which accompanies it. This indemnification shall include, but not be limited to, damages, costs, expenses, attorney fees or expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in conjunction with the approval of this application, whether or not there is concurrent passive or active negligence on the part of the County. If, for any reason any portion of this indemnification agreement is held to be void or unenforceable by a court of competent jurisdiction, the remainder of the agreement shall remain in full force and effect."

T.R. WINTERCO  
GRACE O'MALLEY  
Applicant Name  
T.R. WINTERCO  
GRACE O'MALLEY  
Owner Name

[Signature]  
Grace O'Malley  
Applicant Signature  
[Signature]  
Grace O'Malley  
Owner Signature

3 November 2012  
Date

File No.

NOTE: The purpose of the Indemnification Agreement is to allow the County to be held harmless in terms of potential legal costs and liabilities in conjunction with permit processing and approval.

FOR ATTENTION OF :  
CYNTHIA DEMIDOVICH  
re: CPH12-0005  
APN: 109-370-007

Sonoma County Permit and Resource Management Department  
2550 Ventura Avenue ❖ Santa Rosa, CA ❖ 95403-2829 ❖ (707) 565-1900 ❖ Fax (707) 565-1103

senlis S:\Handouts\PJR\PJR-011 Indemnification Agreement.WPD

rev: 9/29/06

## Coastal Permit Application - Proposal Statement

Describe the current use of the property: a vacant lot with an existing stairway extending from the top of the coastal bluff to the rocky cove below.

Describe the proposed use of the property: no change proposed, it is to remain a vacant lot with an existing stairway. The lot was purchased as a privacy curtain, and to reduce residential development in the immediate neighborhood. The new owners have no plans at this time to build a house on the property. The new owners request a coastal permit to legalize a stairway constructed by the prior owner on the bluff some years ago (at least before 1999), without permits. The new owners just want to abate the violation they have inherited.

Describe the project: The subject parcel is situated in north west Sonoma County. 22208 Pacific View Drive is a roughly 1.53 acre parcel located in the Timber Cove Homes Association (TCHA), on the southerly side of Pacific View Drive, approximately 600 feet west of the intersection of Pacific View Drive and Highway 1. The southern limits of the lot are marked by sandstone sea cliffs, privately owned parcels in the TCHA surround the subject parcel on the east and west. The property on the northern border is a private property not in the TCHA. The existing stairway is located in a natural swale and gully on the bluff face. The stairway consists of a combination of 45' of wooden stairs constructed over solid interlocking concrete blocks and 3 small intermittent wooden or concrete block landings. There are interlocking concrete block retaining walls along the edges of the stairway and abutting the sides of the bluff face. The stairs were built in five pieces (20', 3'5", 15', 3'6", 3'6") down to a 11'6" x 16" concrete pad. From the concrete pad to the wet rocks is ~40' at lowest tide to ~15' at the highest tide.

Discuss magnitude and intensity of use, etc: The lot is privately held. Family and friends are invited periodically to use the stairs to access the cove for recreational purposes. The magnitude and intensity of use of the stairs is expected to be much less than it was under the prior owner, as that owner lived offsite (in Belmont) and couldn't protect his property, and he poorly maintained the barbed wire and wooden fencing around the stairway entrance. Whereas, the new owners reside just one parcel over (22220 Pacific View), they survey the lot constantly, and have repaired the garden gate panels to make it difficult to trespass. Overtime, neighbors will see a reduction in noise and traffic from trespassers. The new owners have made substantial efforts to clear and haul off overgrown vegetation, "ladder fuels", and to remove piles of unsightly construction materials (pipes, rotten wood, rusted metal, concrete bricks) that were formerly strewn about the lot. The new owners consulted with local deputy sheriff Mark Provost who made recommendations that the owners install additional private property signage, and erect additional barriers against trespassers at the top and base of the stairs. Deputy Sheriff Provost's recommendations have been followed.

Owner's comment: We did not cause or have any responsibility for the existence of this illegal structure. We do not choose to demolish the stairs as it would be cost prohibitive to do so, and the concrete retaining walls are holding up the cliff sides.

We should be considered innocent victims as the staircase violation was never disclosed to us during the buying process. We discovered the permit violation on our own, on the PRMD website. Rather than hide behind the "innocent purchaser exclusion for civil penalties (section 1-7.1 of the Sonoma Code) we chose to contact PRMD to cooperate with the staff to resolve the permit violation.



Timber Cove Homes Association  
P. O. Box 115  
Cazadero, CA 95421  
(707) 632-6368

8.1.12

Sonoma County Permit & Resource Management Department  
2550 Ventura Avenue  
Santa Rosa, CA 95403

Attention: Mr. Dave Hardy Supervising Planner

Re: Application CPH12-0005 (Coastal Permit to legalize stairway)

Property Owners:  
Grace O'Malley and Tim Winterer

Project Address:  
22208 Pacific View Dr.  
Jenner, CA 95450  
APN 109-370-007

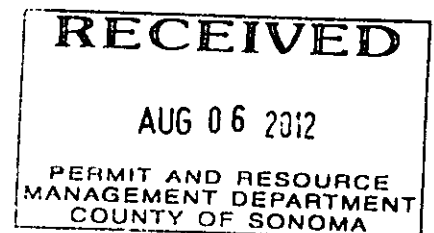
To whom it may concern,

The project at 22208 Pacific View Dr. has been approved by The Timber Cove Homes Association based on the site plan dated 7.2.12. We are aware of the effort and work the owners did to make it a much safer situation and we support the property owner's working to abate the violation. If you have any questions please don't hesitate to call me at 707-632-6368.

Respectfully,

*Cathy Schezer*

Cathy Schezer  
TCHA Architectural Assistant



109-37

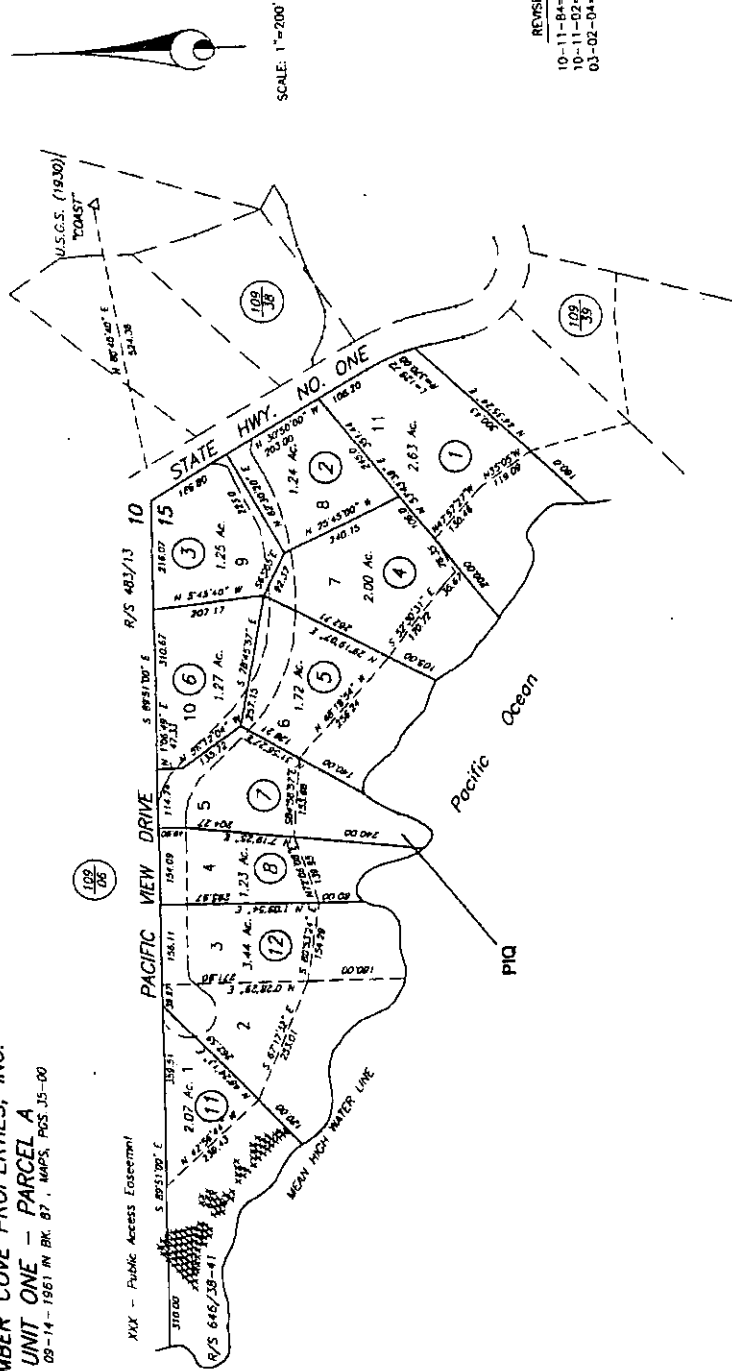
TAX RATE AREA  
83-007

# COUNTY ASSESSOR'S PARCEL MAP

Ptn Sec 15  
T8N R13W

Ptn **TIMBER COVE PROPERTIES, INC.**  
**UNIT ONE - PARCEL A**

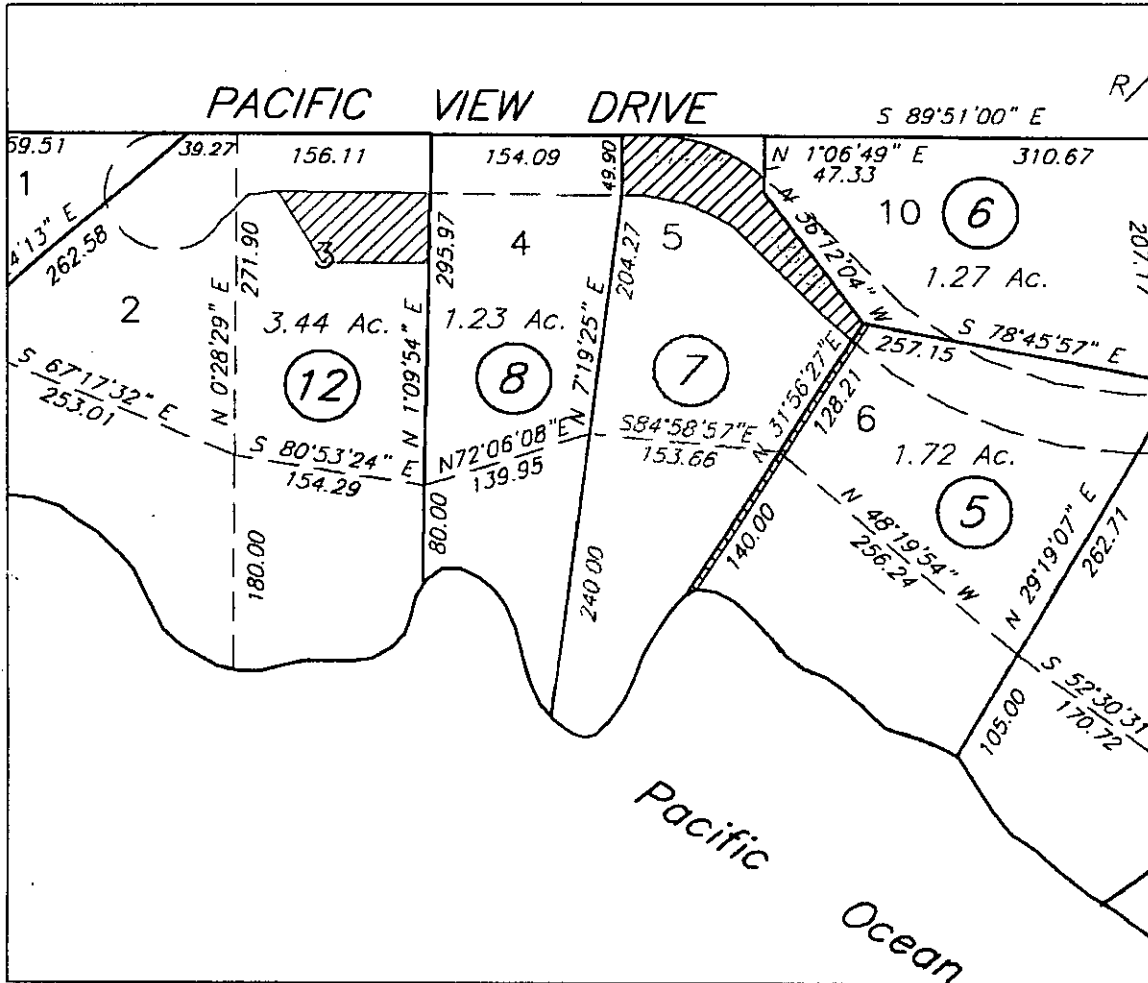
REC. 09-14-1961 IN BK. 87, MAPS, PGS. 35-00



NOTE: This map was prepared for assessment purposes only and does not constitute a warranty or a valid building site. No liability is assumed for the accuracy of the data presented. The surveyors are based on (a) recorded survey maps, (b) recorded 9-04, (c) prior assessment maps, etc.)

NOTE: Assessor's parcels do not necessarily constitute legal lots. To verify legal parcel status, check with the appropriate city or county community development or planning division.

Scale 1 inch = 97.21 feet



**Legend**

PARCEL 1 - Property In Question, Fee

PARCEL 2 - Easement

PARCEL 3 - Easement

Item No. 7 - Easement for Private Road  
In Bk87 Pg35 of Record of Survey  
Affects said portion as shown on the map

Item No. 9 - Easement for Public Utilities  
In 09/14/1961 Bk1845 Pg484  
Mod 06/28/1985 Inst # 1985-41491,  
Re-Rec 07/05/1985 Inst # 1985-043000 &  
07/05/1985 Inst # 1985-086888 of Official Records  
Affects said portion as described in the document

Item No. 10 - Easement for Water Rights  
In 04/18/1979 Bk3551 Pg637 of Official Records  
The exact location of said easement  
cannot be determined and is not plottable

Item No. 11 - Easement for Water System & Pipelines  
In 11/21/1979 Bk3656 Pg901 of Official Records  
The exact location of said easement  
cannot be determined and is not plottable

Item No. 12 - Easement for Water System & Pipelines  
In 01/23/1985 Inst # 1985-004483 of Official Records  
The exact location of said easement  
cannot be determined and is not plottable

**Fidelity National Title Company**  
11050 Olson Dr., Suite 200  
Rancho Cordova, CA 95670

Title Order No. : 490133284, Preliminary Report dated April 11, 2012

Drawing Date : 04/20/2012 - FNFI

Reference :

Assessor's Parcel No. : 109-370-007-000

Property : 22208 Pacific View Drive, Jenner, California

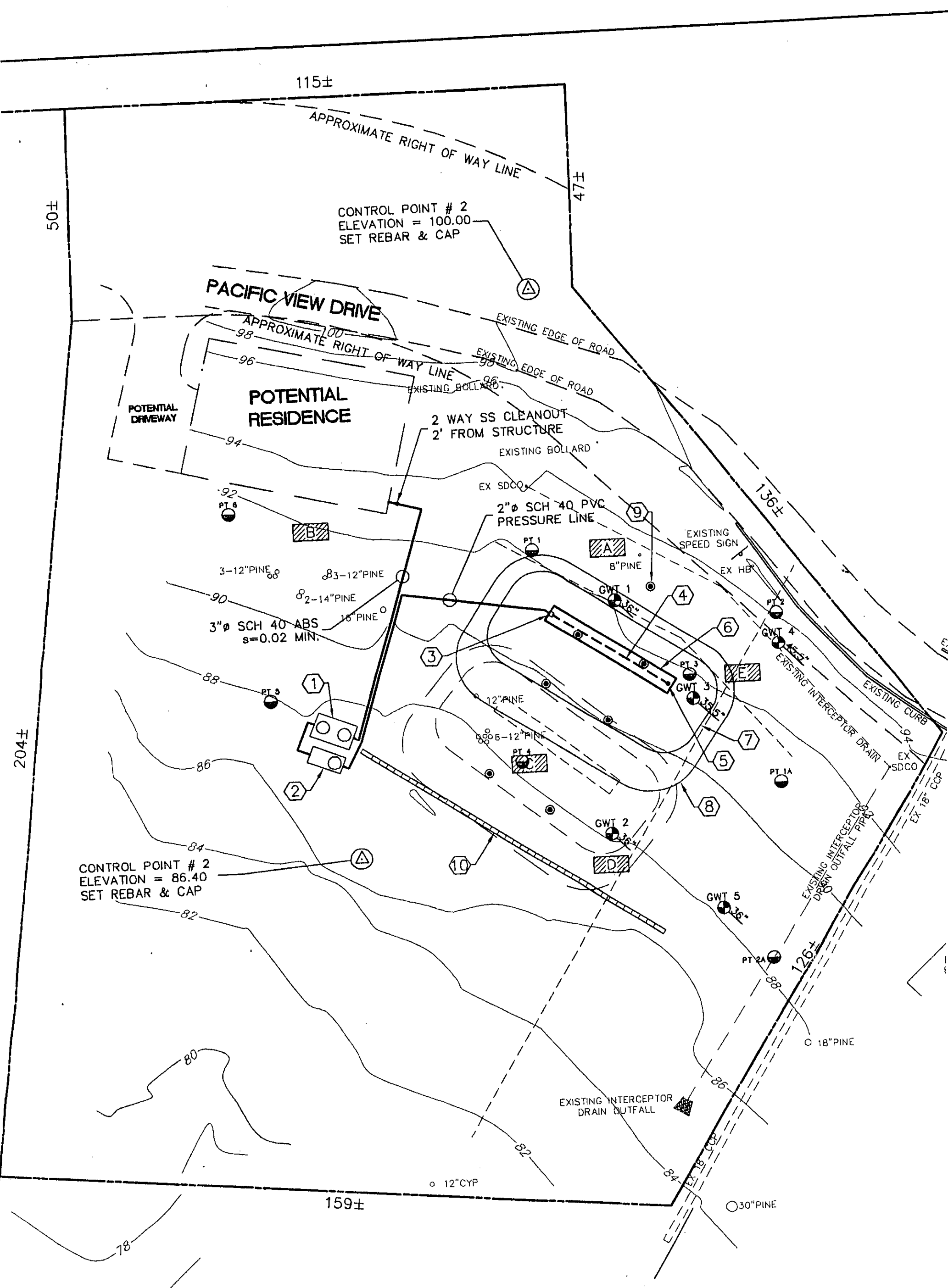
Data :

Any discrepancies, conflicts in boundary lines, shortages in area, encroachments, or any other facts which a correct survey would disclose and are not shown by the public records. This plat is for your aid in locating your land with reference to streets and other parcels. While this plat is believed to be correct, the Company assumes no liability for any reason of reliance thereon.

Plat Showing : Lot 5, as shown upon the map entitled Record of Survey, Map of the lands of Timber Cove Properties, Inc., Unit 1, filed in the Office of the County Recorder on September 14, 1981 in Book 87 of Maps, Page 35, Sonoma County Records.

Sheet  
1 of 1

Archives F



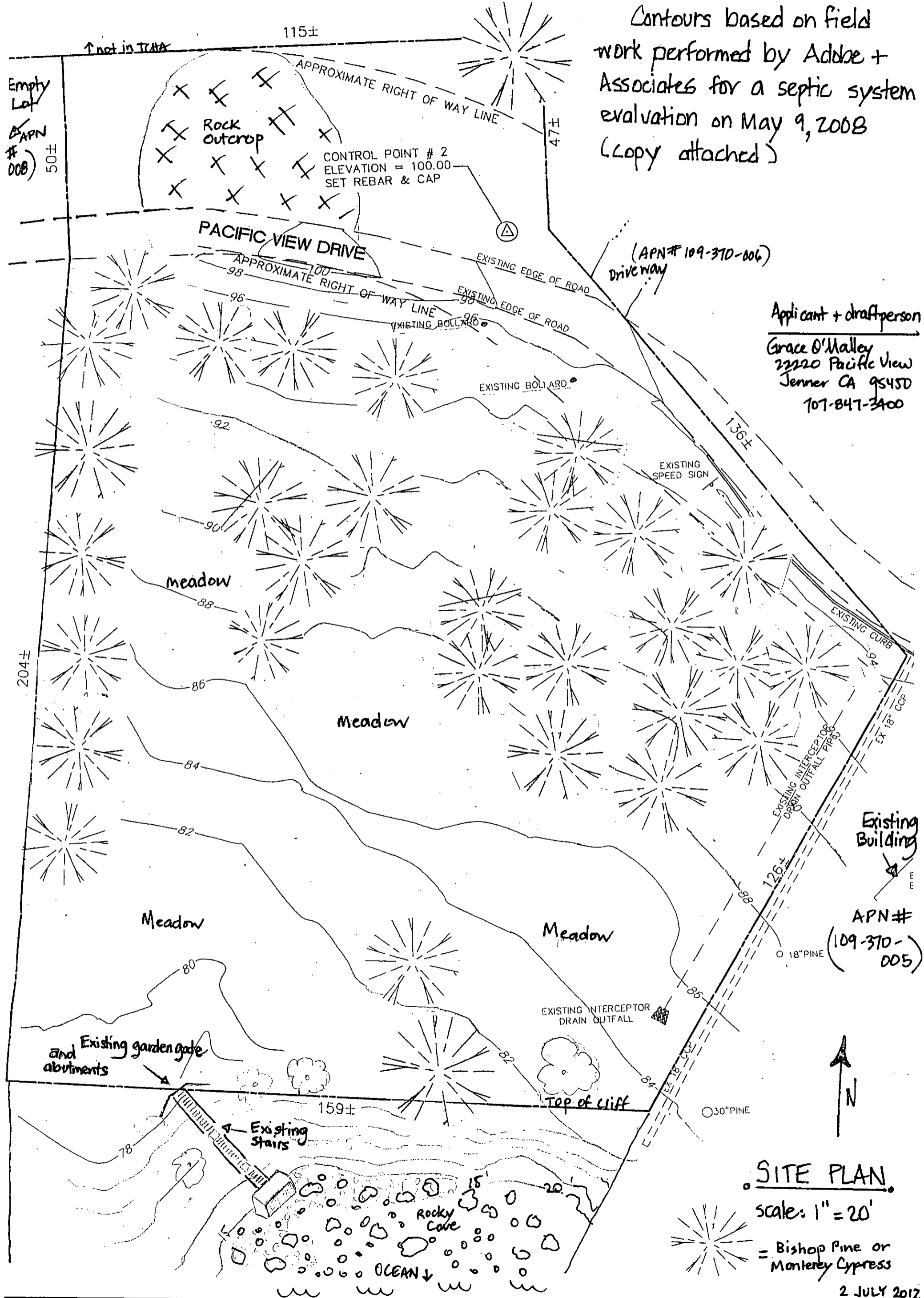
**MOUND SEPTIC SYSTEM PLAN**  
SCALE: 1" = 20'

# SITE PLAN

APN# 109-370-007

22208 Pacific View Drive

Contours based on field work performed by Adbbe + Associates for a septic system evaluation on May 9, 2008 (Copy attached)



Applicant + draftperson  
Grace O'Malley  
22220 Pacific View  
Jenner CA 95450  
707-847-3400

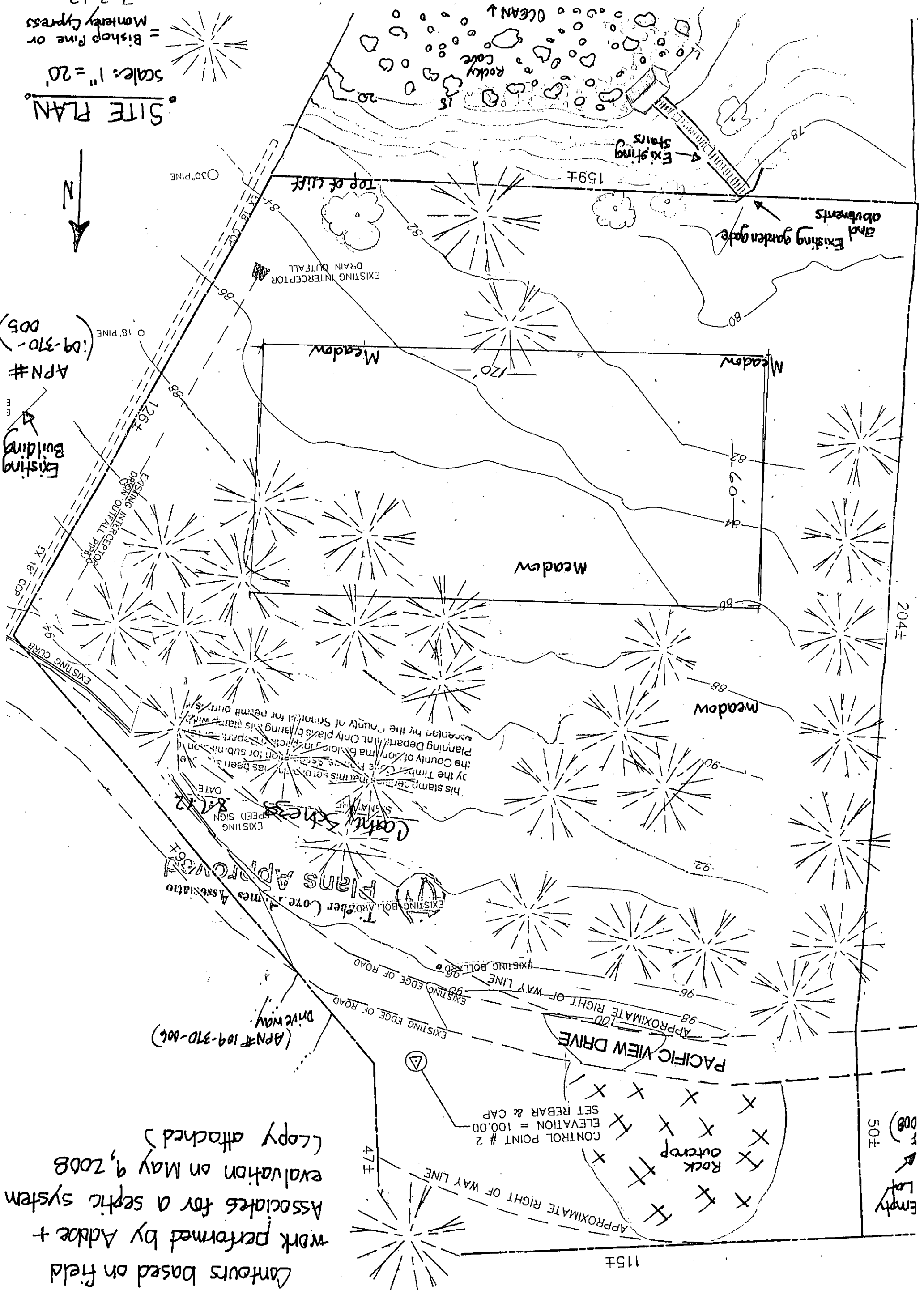
SITE PLAN  
scale: 1" = 20'  
= Bishop Pine or Monterey Cypress

**SITE PLAN**

APN # 109-370-007

22208 Pacific View Drive

Contours based on field work performed by Adde + Associates for a septic system evaluation on May 9, 2008 (copy attached)



**SITE PLAN**

scale: 1" = 20'

= Bishop Pine or Monterey Cypress



Existing Building  
APN # (109-370-005)

Ø 30" PINE

Ø 18" PINE

EXISTING INTERCEPTOR  
OPEN OUTFALL PIPES

EXISTING SPEED SIGN  
DATE 8.12

Plans Approved  
T. Fisher (Corty Schwegel) James Association

(APN # 109-370-006)  
DRIVEWAY

CONTROL POINT # 2  
ELEVATION = 100.00  
SET REBAR & CAP

Empty Lot  
50±

204±

115±

47±

PACIFIC VIEW DRIVE

APPROXIMATE RIGHT OF WAY LINE

EXISTING BOLLARD

EXISTING EDGE OF ROAD

EXISTING EDGE OF ROAD

EXISTING EDGE OF ROAD

92

90

88

80

84

82

80

78

159±

82

120

88

80

88

90

92

96

98

100

115±

Top of Cliff

Meadow

Meadow

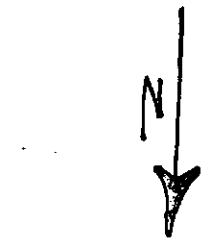
Meadow

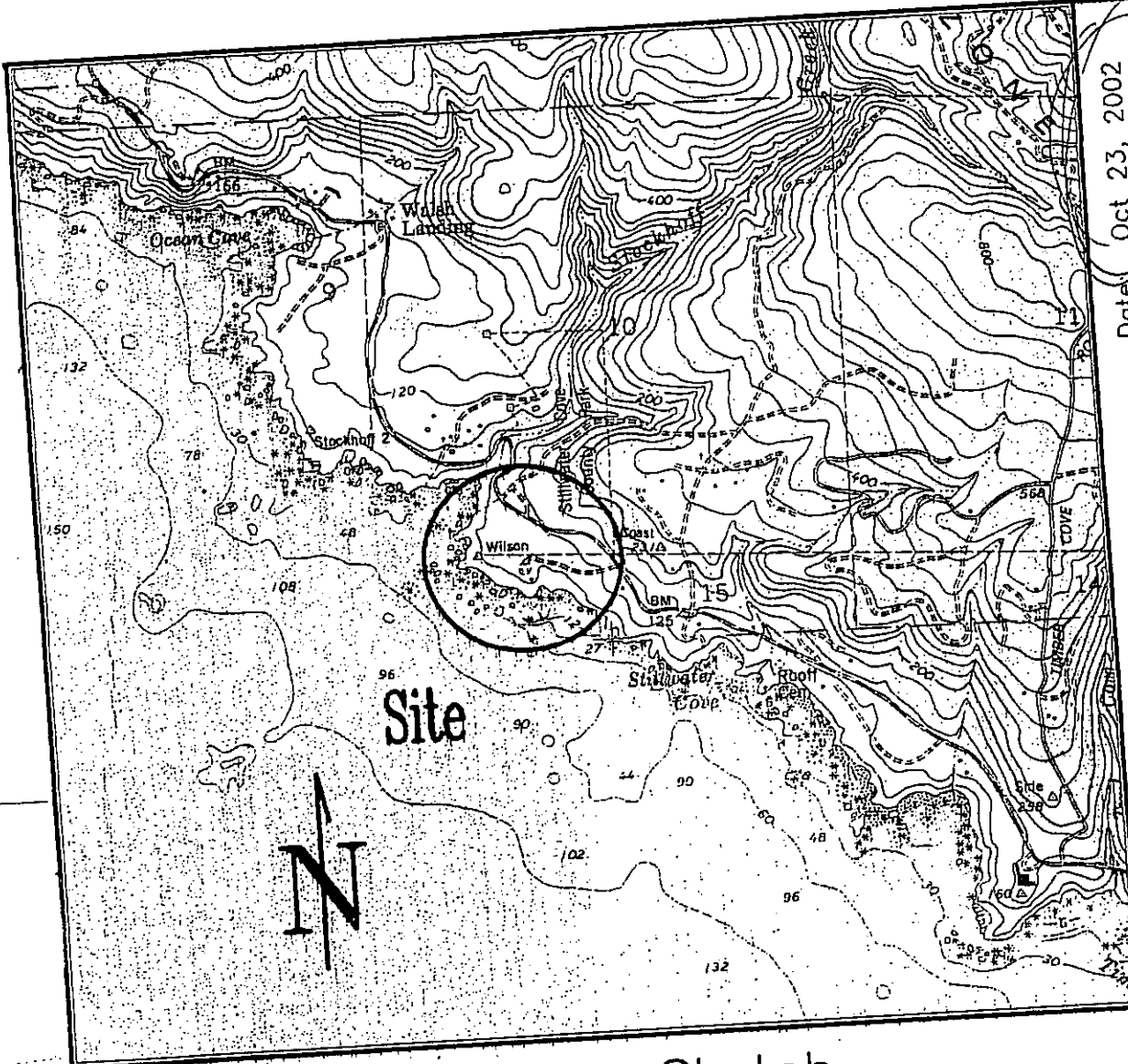
Meadow

Existing garden gate  
abornents

Existing stairs

Rocky Cove  
CLEAN ↑





### Location Sketch

USGS 7.5 min. quad map: Plantation  
 Scale: 1" = 2000'. Contours at 40'

Date: Oct 23, 2002

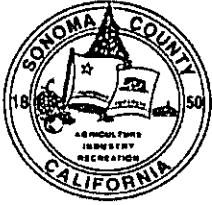
Revised:

Scale: Noted

By: LRE

1 of 1

Erickson Engineering Inc.  
 Valley Ford CA 94972-0446  
 Phone 949 438 9100 Voice/Fax



**COUNTY OF SONOMA**  
**PERMIT AND RESOURCE MANAGEMENT DEPARTMENT**

2550 Ventura Avenue, Santa Rosa, CA 95403  
(707) 565-1900 FAX (707) 565-1103

August 2, 2012

Grace O'Malley and Tim Winterer  
2184 Green St.  
San Francisco, CA 94123

sent via e-mail

Re: CPH12-0005, A.P.N. 109-370-007, 22208 Pacific View Dr., Jenner

Dear Grace and Tim:

Pursuant to Government Code Section 65943, the Permit and Resource Management Department must notify you that your application is either complete or incomplete. Your application was received on July 6, 2012, and processing has begun. However, your file is incomplete for the following reasons and additional information is needed:

- OK CD ✓ 1) Please submit an indemnification agreement with all of the property owner's signatures, as a signed one was not submitted with the application materials.
- OK CD ✓ 2) Please submit the balance due for the Coastal Permit in the amount of \$3,175.00.
- 8-7-12 OK CD ✓ 3) Please submit an approval letter and stamped plans from the Timber Cove Homeowners' Association for the proposed project.
- 12-14-12 OK CD ✓ 4) A portion the proposed project is located in the California Coastal Commissions Permit Jurisdiction. Please contact Laura Kellner with the Coastal Commission at 415-904-5266 to obtain additional information on processing a Coastal Permit in their jurisdiction.

If you have any further questions or want to discuss the project, please do not hesitate to call me at (707) 565-1754 or e-mail me at [Cynthia.Demidovich@sonoma-county.org](mailto:Cynthia.Demidovich@sonoma-county.org)

Sincerely,

*Cynthia Demidovich*

Cynthia Demidovich  
Planner III

Enclosures

c: CPH12-0005



# COUNTY OF SONOMA PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

2550 Ventura Avenue, Santa Rosa, CA 95403  
(707) 565-1900 FAX (707) 565-1103

*Referral  
Response*

January 11, 2013

To: Interested Agencies

The following application has been filed with the Sonoma County Permit and Resource Management Department.

**File Number:** CPH12-0005  
**Applicant Name:** Tim Winterer and Grace O'Malley  
**Owner Name:** Same  
**Site Address:** 22208 Pacific View Drive, Jenner  
**APN:** 109-370-007

**Project Description:** Request for a Coastal Permit with hearing to legalize a stairway built on a bluff down to the beach on a 1.53 acre parcel.

We are submitting the above application for your review and recommendation. Additional information is on file in this office.

Responses to referrals should include: (1) statement of any environmental concerns or uncertainties your agency may have with the project; (2) any comments you wish to make regarding the merits of the project; and (3) your proposed conditions and mitigations for this project. Responsible agencies under CEQA are requested to indicate whether permits will be required for this project.

Your comments will be appreciated by February 1, 2013, and should be sent to the attention of: **CPH12-0005, Cynthia Demidovich (Cynthia.Demidovich@sonoma-county.org)**. The Project Planner can also be reached at 707-565-1754.

Please send a copy of your comments to the applicant(s) or their representatives as indicated on the attached Planning Application.

- |   |   |
|---|---|
| <input type="checkbox"/> PRMD County Surveyor                             | <input checked="" type="checkbox"/> BOS Dist 5 Director                       |
| <input type="checkbox"/> Health Specialist                                | <input type="checkbox"/> BOS Dist 1 Director and SVCAC                        |
| <input type="checkbox"/> Sanitation                                       | <input type="checkbox"/> Valley of the Moon Alliance and Kenwood Press        |
| <input type="checkbox"/> Grading and Storm Water                          | <input type="checkbox"/> NW Information Center, S.S.U.                        |
| <input type="checkbox"/> SUSMP  | <input type="checkbox"/> Milo Baker Chapter Conservation Committee            |
| <input checked="" type="checkbox"/> Building Inspection - <i>C in "S"</i> | <input type="checkbox"/> PG&E   |
| <input checked="" type="checkbox"/> Code Enforcement                      | <input type="checkbox"/> School District -                                    |
| <input type="checkbox"/> Road Naming                                      | <input type="checkbox"/> Water District -                                     |
| <input type="checkbox"/> So County Environmental Health                   | <input type="checkbox"/> North Bay Corporation (Disposal)                     |
| <input type="checkbox"/> DTPW, Land Development                           | <input type="checkbox"/> U.S. Army Corps of Engineers                         |
| <input type="checkbox"/> DTPW, Drainage                                   | <input checked="" type="checkbox"/> State Coastal Commission - Appealable     |
| <input type="checkbox"/> Ag Commissioner                                  | <input type="checkbox"/> State Dept of Transportation (Caltrans)              |
| <input type="checkbox"/> Regional Parks Dept                              | <input type="checkbox"/> State Dept of Fish & Wildlife                        |
| <input type="checkbox"/> Fire and Emergency Services                      | <input type="checkbox"/> State Dept of Forestry                               |
| <input type="checkbox"/> Local Fire District -                            | <input type="checkbox"/> State Dept of Health                                 |
| <input type="checkbox"/> Treasurer/Special Assessment                     | <input type="checkbox"/> State Parks and Recreation                           |
| <input type="checkbox"/> Assessor   | <input type="checkbox"/> Regional Water QCB: North Coast / SF Bay             |
| <input type="checkbox"/> Landmarks Commission                             | <input type="checkbox"/> Air Pollution Control: No. So. County / Bay Area AQM |
| <input type="checkbox"/> Transit/BPAC                                     | <input type="checkbox"/> City of _____ Dept                                   |
| <input type="checkbox"/> Communications                                   | <input checked="" type="checkbox"/> Sonoma MOAG                               |
| <input type="checkbox"/> SCTA/RCPA  | <input checked="" type="checkbox"/> Timber Cove HOA                           |
| <input type="checkbox"/> Sheriff Community Service Officer                | <input checked="" type="checkbox"/> Coastwalk                                 |
| <input type="checkbox"/> LAFCO  | <input type="checkbox"/>  |
| <input type="checkbox"/> ALUC/CLUP  |   |



# COUNTY OF SONOMA

## PERMIT AND RESOURCE MANAGEMENT DEPARTMENT

2550 Ventura Avenue, Santa Rosa, CA 95403  
(707) 565-1900 FAX (707) 565-1103

January 11, 2013

To: Interested Agencies

The following application has been filed with the Sonoma County Permit and Resource Management Department.

**File Number:** CPH12-0005  
**Applicant Name:** Tim Winterer and Grace O'Malley  
**Owner Name:** Same  
**Site Address:** 22208 Pacific View Drive, Jenner  
**APN:** 109-370-007

**Project Description:** Request for a Coastal Permit with hearing to legalize a stairway built on a bluff down to the beach on a 1.53 acre parcel.

We are submitting the above application for your review and recommendation. Additional information is on file in this office.

Responses to referrals should include: (1) statement of any environmental concerns or uncertainties your agency may have with the project; (2) any comments you wish to make regarding the merits of the project; and (3) your proposed conditions and mitigations for this project. Responsible agencies under CEQA are requested to indicate whether permits will be required for this project.

Your comments will be appreciated by February 1, 2013, and should be sent to the attention of: **CPH12-0005, Cynthia Demidovich (Cynthia.Demidovich@sonoma-county.org)**. The Project Planner can also be reached at 707-565-1754.

Please send a copy of your comments to the applicant(s) or their representatives as indicated on the attached Planning Application.

- |  |   |
|--|---|
| <input type="checkbox"/> PRMD County Surveyor              | <input checked="" type="checkbox"/> BOS Dist 5 Director                       |
| <input type="checkbox"/> Health Specialist                 | <input type="checkbox"/> BOS Dist 1 Director and SVCAC                        |
| <input type="checkbox"/> Sanitation                        | <input type="checkbox"/> Valley of the Moon Alliance and Kenwood Press        |
| <input type="checkbox"/> Grading and Storm Water           | <input type="checkbox"/> NW Information Center, S.S.U.                        |
| <input type="checkbox"/> SUSMP                             | <input type="checkbox"/> Milo Baker Chapter Conservation Committee            |
| <input checked="" type="checkbox"/> Building Inspection    | <input type="checkbox"/> PG&E   |
| <input checked="" type="checkbox"/> Code Enforcement       | <input type="checkbox"/> School District -                                    |
| <input type="checkbox"/> Road Naming                       | <input type="checkbox"/> Water District -                                     |
| <input type="checkbox"/> So County Environmental Health    | <input type="checkbox"/> North Bay Corporation (Disposal)                     |
| <input type="checkbox"/> DTPW, Land Development            | <input type="checkbox"/> U.S. Army Corps of Engineers                         |
| <input type="checkbox"/> DTPW, Drainage                    | <input checked="" type="checkbox"/> State Coastal Commission - Appealable     |
| <input type="checkbox"/> Ag Commissioner                   | <input type="checkbox"/> State Dept of Transportation (Caltrans)              |
| <input type="checkbox"/> Regional Parks Dept               | <input type="checkbox"/> State Dept of Fish & Wildlife                        |
| <input type="checkbox"/> Fire and Emergency Services       | <input type="checkbox"/> State Dept of Forestry                               |
| <input type="checkbox"/> Local Fire District -             | <input type="checkbox"/> State Dept of Health                                 |
| <input type="checkbox"/> Treasurer/Special Assessment      | <input type="checkbox"/> State Parks and Recreation                           |
| <input type="checkbox"/> Assessor                          | <input type="checkbox"/> Regional Water QCB: North Coast / SF Bay             |
| <input type="checkbox"/> Landmarks Commission              | <input type="checkbox"/> Air Pollution Control: No. So. County / Bay Area AQM |
| <input type="checkbox"/> Transit/BPAC                      | <input type="checkbox"/> City of _____ Dept                                   |
| <input type="checkbox"/> Communications                    | <input checked="" type="checkbox"/> Sonoma MOAG                               |
| <input type="checkbox"/> SCTA/RCPA                         | <input checked="" type="checkbox"/> Timber Cove HOA                           |
| <input type="checkbox"/> Sheriff Community Service Officer | <input checked="" type="checkbox"/> Coastwalk                                 |
| <input type="checkbox"/> LAFCO                             | <input type="checkbox"/>  |
| <input type="checkbox"/> ALUC/CLUP                         |   |



**COUNTY OF SONOMA**  
**PERMIT AND RESOURCE MANAGEMENT DEPARTMENT**

2550 Ventura Avenue, Santa Rosa, CA 95403  
(707) 565-1900 FAX (707) 565-1103

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**MEMO**

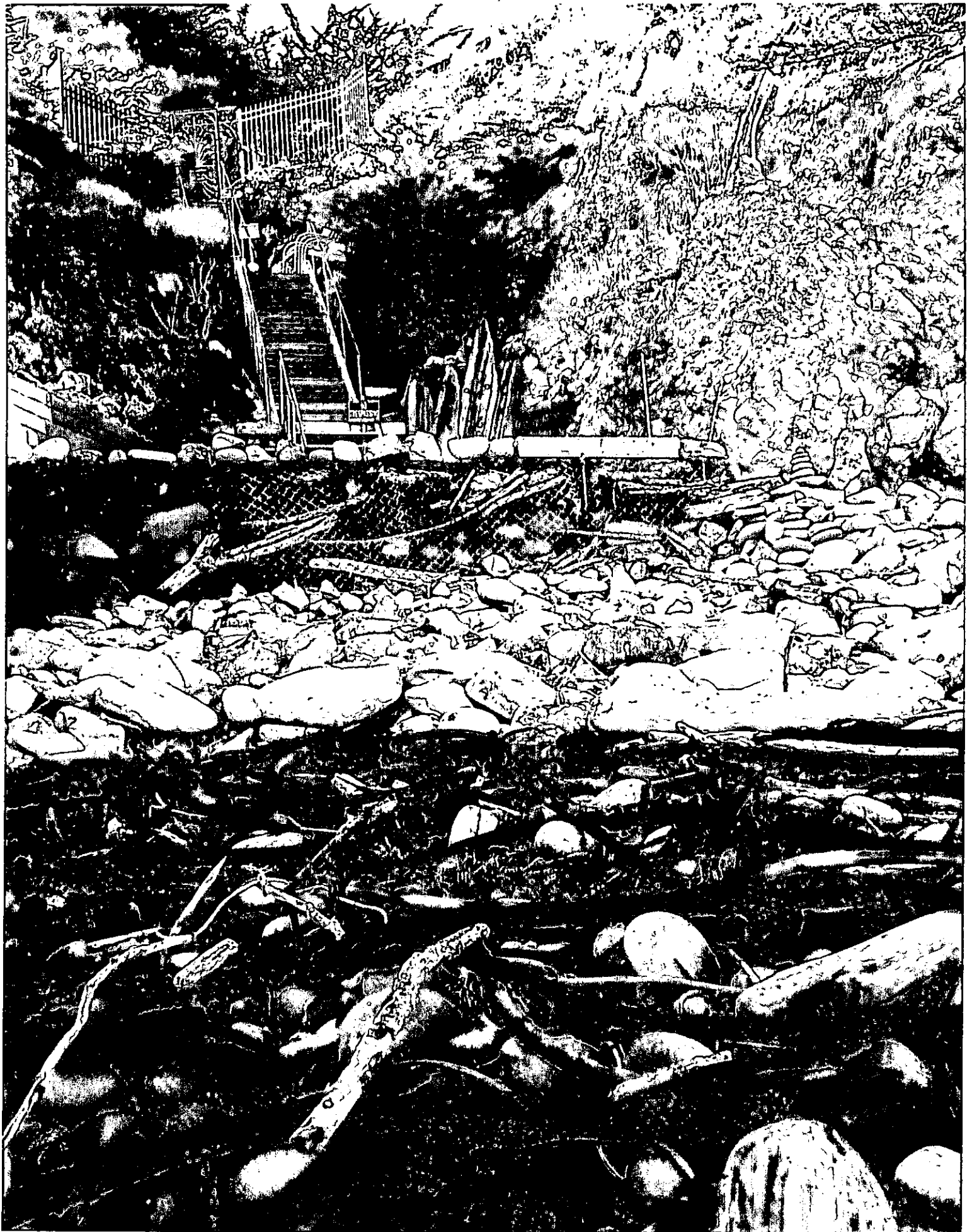
**Date:** January 14, 2013  
**To:** Cynthia Demidovich  
**From:** Ben Neuman responding for Code Enforcement  
**Subject:** CPH12-0005

Cynthia,

This application will clear violation VPL98-0282 for constructing landscape stairs in the coastal zone.

There are no code enforcement conditions required for this application.

Ben



LOOKING EAST

## Cynthia Demidovich

---

**From:** Cynthia Demidovich  
**Sent:** Friday, December 14, 2012 2:15 PM  
**To:** Cynthia Demidovich  
**Subject:** FW: #2  
**Attachments:** photo.JPG; ATT00001.txt

-----Original Message-----

**From:** [gracemaura@aol.com](mailto:gracemaura@aol.com) [mailto:[gracemaura@aol.com](mailto:gracemaura@aol.com)]  
**Sent:** Saturday, November 03, 2012 6:42 PM  
**To:** Cynthia Demidovich  
**Subject:** #2

Six foot tall husband holding a ~10 foot tall piece of lumber Dog stand a little shorter :>



LOOKING EAST 2

## Cynthia Demidovich

---

**From:** Cynthia Demidovich  
**Sent:** Friday, December 14, 2012 2:15 PM  
**To:** Cynthia Demidovich  
**Subject:** FW: #3  
**Attachments:** photo.JPG; ATT00001.txt

-----Original Message-----

**From:** [gracemaura@aol.com](mailto:gracemaura@aol.com) [<mailto:gracemaura@aol.com>]  
**Sent:** Saturday, November 03, 2012 6:44 PM  
**To:** Cynthia Demidovich  
**Subject:** #3

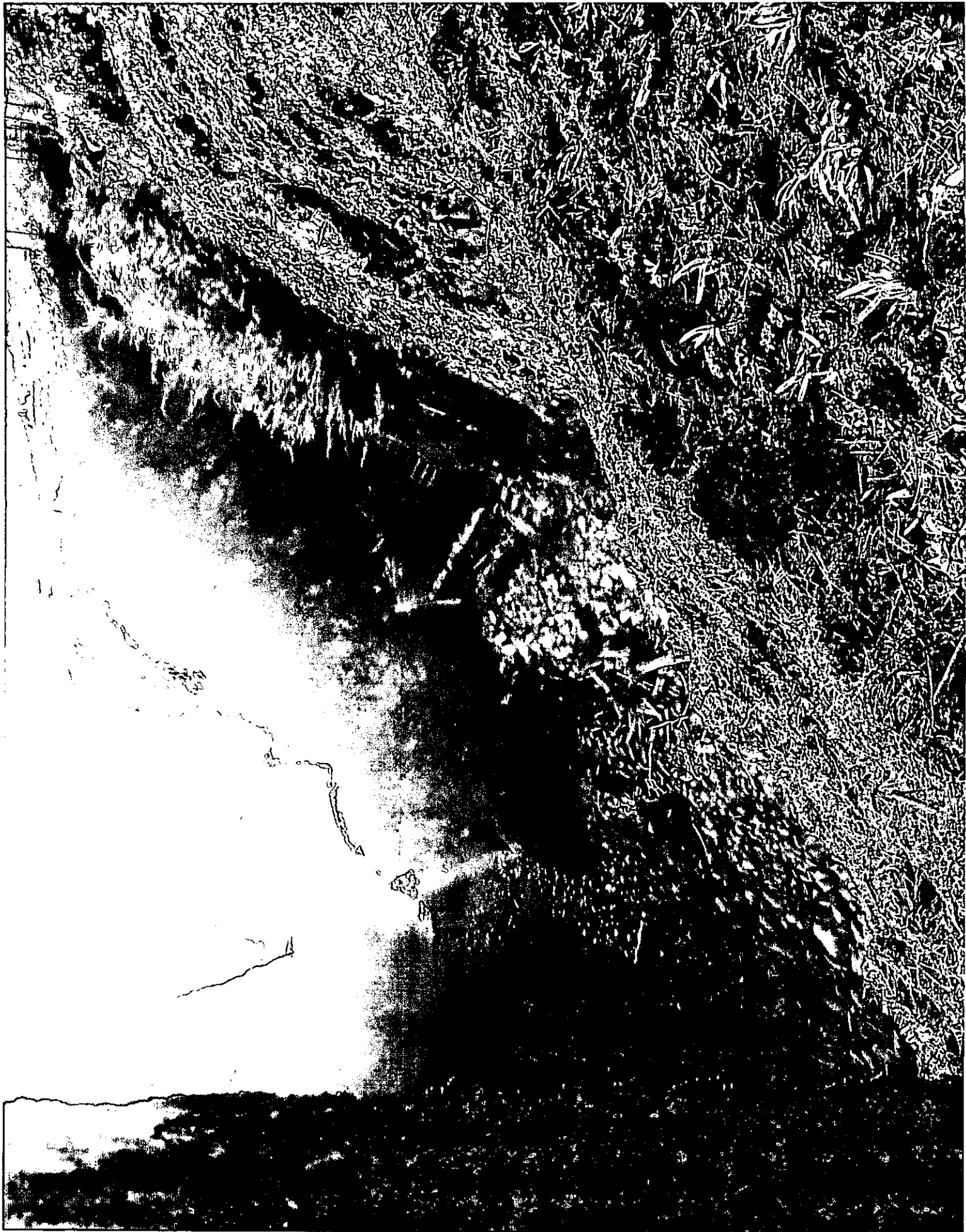
10 foot marker from one direction to show length of concrete pad to high tide (Not mean high tide)



10 foot m-scale?



2003-01-01



LOOKING N E

## Cynthia Demidovich

---

**From:** Cynthia Demidovich  
**Sent:** Friday, December 14, 2012 2:16 PM  
**To:** Cynthia Demidovich  
**Subject:** FW: Looking West at high tide that day Nov 1, noon  
**Attachments:** photo.JPG; ATT00001.txt

-----Original Message-----

**From:** [gracemaura@aol.com](mailto:gracemaura@aol.com) [<mailto:gracemaura@aol.com>]  
**Sent:** Saturday, November 03, 2012 6:53 PM  
**To:** Cynthia Demidovich  
**Subject:** Looking West at high tide that day Nov 1, noon

Mean high tide is somewhere between where the water ends and the high tide boundary



LOOKING NEZ

## Cynthia Demidovich

---

**From:** Cynthia Demidovich  
**Sent:** Friday, December 14, 2012 2:16 PM  
**To:** Cynthia Demidovich  
**Subject:** FW: Looking southeast from top of stairs  
**Attachments:** photo.JPG; ATT00001.txt

-----Original Message-----

**From:** [gracemaura@aol.com](mailto:gracemaura@aol.com) [<mailto:gracemaura@aol.com>]  
**Sent:** Saturday, November 03, 2012 6:47 PM  
**To:** Cynthia Demidovich  
**Subject:** Looking southeast from top of stairs



Looking west

FILE: CPH12-0005

Grace O'Malley & Tim Winters  
Applicant

22208 Pacific View DR  
Tenner  
Address

**AFFIDAVIT OF NOTICING**

I, \_\_\_\_\_, posted three copies of the attached poster at the following  
(Name of responsible person)

locations on or near the subject property: (description of location)

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ on \_\_\_\_\_  
(Date)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)

I, Chelsea T. Holup, mailed the attached notice to:

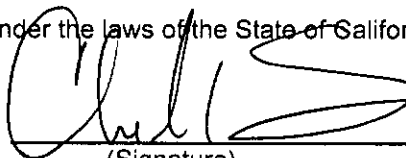
the County Clerk's Office on 3-13-13

the newspaper on N/A

to each owner of record within 300 feet of the subject property and to applicant/owner and others that have requested notification on 3-13-13

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

3-13-13  
(Date)

  
(Signature)

FILE: CPI# 12-0005

Grace O'Malley

T. Applicant Winterer

22208 Pacific View Dr

Jenner  
Address

**AFFIDAVIT OF NOTICING**

I, CYNTHIA DEMIDOUCH, posted three copies of the attached poster at the following  
(Name of responsible person)

locations on or near the subject property: (description of location)  
22220 Pacific View Dr on address post

22208 Pacific View Dr on post

Pacific View at Hwy 1 on sign post on 3-14-13  
(Date)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

3-14-13  
(Date)

Cynthia Demidouch  
(Signature)

\*\*\*\*\*

I, Chelsea T. Holup, mailed the attached notice to:

\_\_\_\_\_ the County Clerk's Office on \_\_\_\_\_

\_\_\_\_\_ the newspaper on \_\_\_\_\_

\_\_\_\_\_ to each owner of record within 300 feet of the subject property and to applicant/owner and others that have requested notification on \_\_\_\_\_

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

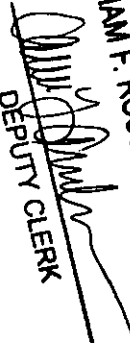
\_\_\_\_\_ (Date)

\_\_\_\_\_ (Signature)

MAR 15 2013

This notice was posted on March 15, 2013 and will remain posted for a period of thirty days through April 15, 2013

# Pending Action on a Coastal Permit Notice of Waiver of Public Hearing

BY:  WILLIAM F. ROUSSEAU, Co. Clerk  
DEPUTY CLERK

Sonoma County Permit and Resource Management Department  
2550 Ventura Avenue, Santa Rosa, CA 95403  
(707) 565-1900 FAX (707) 565-1103

for a development located within the Sonoma County Coastal Zone.

Application Filing Date: July 6, 2012  
File No: CPH12-0005  
Applicant: Grace O'Malley and Tim Winterer  
Assessor's Parcel No: 109-370-007  
Proposed Project Location: 22208 Pacific View Drive, Jenner  
Zoning: RR (Rural Residential), CC (Coastal Combining), B7 (Frozen Lot Size)  
Supervisorial District: 5

Project Description: Request for a Coastal Permit with hearing to legalize a stairway built on a bluff down to the beach on a 1.53 acre parcel.

It is the intention of the Director of the Permit and Resource Management Department to waive the public hearing and issue a Coastal Permit as provided in Section 30624.9 of the Public Resource Code. The hearing is being waived because the Department has determined that the proposal is a minor development. In addition, it is the determination of the Department that the project is categorically exempt from the provisions of the California Environmental Quality Act pursuant to the Provisions of Title 14 of the California Administrative Code, Section 15301.

The Director intends to find that the proposal will not be detrimental to the health, safety or welfare of adjacent land uses or properties.

The Coastal Permit will be issued without a public hearing, unless, within fifteen (15) days from the date of this notice, a written objection is received by the Director. If a written objection is received, a public hearing will be scheduled.

Failure by a person to request a public hearing may result in the loss of that person's ability to appeal to the Coastal Commission any action taken by a local government on a coastal development permit application.

Appealable. The decision may be appealed in writing to the State Coastal Commission within ten (10) working days. (Local appeal to the Board of Supervisors must be accomplished first.)

Address:  
California Coastal Commission  
45 Fremont Street, Suite 2000  
San Francisco, CA 94105-2219

Persons wishing to obtain more information about this proposal, or to appeal in writing, must contact the Sonoma County Permit and Resource Management Department, 2550 Ventura Avenue, Santa Rosa, CA 95403. Contact Cynthia Demidovich at [Cynthia.Demidovich@sonoma-county.org](mailto:Cynthia.Demidovich@sonoma-county.org) or at 707-565-1754.

Posting Date: March 14, 2013

Staff: Cynthia Demidovich



**COUNTY OF SONOMA**  
**PERMIT AND RESOURCE MANAGEMENT DEPARTMENT**

2550 Ventura Avenue, Santa Rosa, CA 95403  
(707) 565-1900 FAX (707) 565-1103

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April 23, 2013

Grace O'Malley and Tim Winterer  
22220 Pacific View Way  
Jenner CA 95450

Re: CPH12-0005; 22208 Pacific View Drive, Jenner, APN 109-370-007

Dear Grace O'Malley and Tim Winterer:

Your Coastal Permit with hearing to legalize a stairway built on a bluff down to the beach on a 1.53 acre parcel has been approved subject to the attached Conditions of Approval.

A Notice of Pending Action Waiver of a Public hearing was posted at the project site, and was mailed to each property owner within 300 feet of the proposed project. Any comments were required to be submitted to the County within 15 days as per Section 26C-344(b). No comments were submitted to the County. A Notice of Final Action will be sent to the California Coastal Commission on May 6, 2013, upon expiration of the local appeal period.

The Coastal Permit approval is based on a determination by the Permit and Resource Management Department that the project, as described in the application and as conditioned, conforms with the plans, policies, requirements and standards of the Sonoma County Coastal Program and the California Coastal Act. In addition, it is the determination of the department that the project is categorically exempt from the provisions of the California Environmental Quality Act pursuant to the Provisions of Title 14 of the California Administrative Code, Section 15061(3).

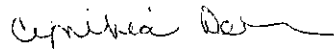
The Coastal Permit shall be issued for the use as described on the application form, the proposal statement, the site plan submitted to this department and as modified by the Conditions of Approval. Any modifications of the use, expansion or alteration shall be submitted for review and approval by the Permit and Resource Management Department, Project Review Division, in advance of the proposed change and may, at the discretion of the department, require a new Coastal Permit with or without a public hearing.

This decision may be appealed to in writing, along with an appeal fee, within 10 (ten) calendar days of the date of this letter to the Sonoma County Board of Zoning Adjustments per Section 26C-347 of the Sonoma County Zoning Ordinance.

If you have any questions, feel free to contact me at [Cynthia.Demidovich@sonoma-county.org](mailto:Cynthia.Demidovich@sonoma-county.org) or at (707) 565-1754. Please refer to your file number (CPH12-0005) and site address when making inquiries.

File No. CPH12-0005  
April 23, 2013

Sincerely,



Cynthia Demidovich  
Project Planner

Enclosure

c: CPH12-0005  
Coastal Commission  
Timber Cove HOA

## Conditions of Approval

**Date:** April 23, 2013  
**Applicant:** Grace O'Malley and Tim Winterer  
**Address:** 22208 Pacific View Drive, Jenner

**File No.:** CPH12-0005  
**APN:** 109-370-007

**Project Description:** Request for a Coastal Permit with hearing to legalize a stairway built on a bluff down to the beach on a 1.53 acre parcel.

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**Prior to commencing the use, evidence must be submitted to the file that all of the following non-operational conditions have been met.**

### **BUILDING:**

1. The applicant shall apply for and obtain building related permits from the Permit and Resource Management Department. The necessary applications appear to be, but may not be limited to, site review, building permit, and grading permit. *CONSIDERED LANDSCAPE STAIR & a Building Permit IS NOT REQUIRED PER CODE ENFORCEMENT - CID 5-20-13*

### **PLANNING:**

"The conditions below have been satisfied" BY Cynthia Dell DATE 5-20-13

2. This Coastal Permit allows for the legalization of a stairway built on a bluff down to the beach on a 1.53 acre parcel. The use shall be operated in accordance with the proposal statement and site plan located in File# CPH12-0005 unless otherwise modified by these conditions.
3. Any proposed modification, alteration, and/or expansion of the use as described by the application submitted on July 8, 2012, and site plan dated July 2, 2012, as authorized by this Coastal Permit shall require the prior review and approval of the Permit and Resource Management Department or the Board of Zoning Adjustments, as appropriate. Such changes may require a new or modified Coastal Permit and additional environmental review.
4. This permit shall be subject to revocation or modification by the Permit and Resource Management Department if: (a) the department finds that there has been non-compliance with any of the conditions or (b) the department finds that the use for which this permit is here by granted constitutes a nuisance. Any such revocation shall be preceded by a public hearing noticed and heard pursuant to Section 26-335 and 26C-335.2 of the Coastal Zoning Ordinance.
5. In any case where a Coastal Permit has not been used within two (2) years after the date of granting thereof, or for such additional period as may be specified in the permit, such permit shall become automatically void and of no further effect provided, however, that upon written request by the applicant prior to the expiration of the two year period the permit approval may be extended for not more than one (1) year by the authority which granted the original permit pursuant to Section 26C-348 of the Coastal Zoning Ordinance.

# NOTICE OF FINAL ACTION ON A COASTAL PERMIT

Sonoma County Permit and Resource Management Department  
2550 Ventura Avenue, Santa Rosa, CA 95403  
(707) 565-1900 FAX (707) 565-1103

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May 13, 2013

Tim Winterer and Grace O'Malley  
22220 Pacific View Way  
Jenner CA 95450

This notice is being distributed to the Coastal Commission and those who requested notice. The following project is located within the Coastal Zone. A project decision has been completed.

File No.: CPH12-0005

Project Location: 22208 Pacific View Drive, Jenner

~~Assessor's Parcel Number: 109-370-007~~

Project Description: Request for a Coastal Permit with hearing to legalize a stairway built on a bluff down to the beach on a 1.53 acre parcel.

Proposed Project Approved by the Sonoma County Permit and Resource Management Department on April 23, 2013.

Conditions of Approval dated April 23, 2013, are enclosed.

Findings: The project, as described in the application and as conditioned, conforms with the plans, policies, requirements and standards of the Sonoma County Coastal Program. Specifically:

1. The project is categorically exempt from CEQA as it is an existing facility (15301, Class 1).
2. The project, as described in the application and as conditioned, conforms with the plans, policies, requirements and standards of the Sonoma County Coastal Program and the zoning designation of RR (Rural Residential) and will be compatible with the character.
3. The proposed project is located west of Highway 1 and does not obstruct a view from Highway 1.
4. A notice to waive the public hearing was posted on March 14, 2013, and no written objections were submitted to the Permit and Resource Management Department.
5. The Timber Cove Home Owner's Association Design Review approval, dated August 1, 2012, found the design of the stairs to compatible with the existing home and the surrounding area.

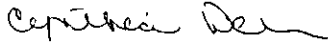
Project is Appealable. The decision may be appealed in writing to the Sonoma County Board of Supervisors within ten (10) calendar days. The decision of the Board of Supervisors is appealable to the State Coastal Commission within ten (10) working days.

Address:  
California Coastal Commission

45 Fremont Street, Suite 2000  
San Francisco, CA 94105-2219

If you have any questions, feel free to contact me at [Cynthia.Demidovich@sonoma-county.org](mailto:Cynthia.Demidovich@sonoma-county.org) or at (707) 565-1754. Please refer to your file number (CPH12-0005) and site address when making inquiries.

Sincerely,



Cynthia Demidovich  
Project Planner

:bp  
Enclosure: Conditions of Approval

c: File No. CPH12-0005  
Coastal Commission  
Timber Cove HOA  
Coastwalk

## Conditions of Approval

**Date:** April 23, 2013  
**Applicant:** Grace O'Malley and Tim Winterer  
**Address:** 22208 Pacific View Drive, Jenner

**File No.:** CPH12-0005  
**APN:** 109-370-007

**Project Description:** Request for a Coastal Permit with hearing to legalize a stairway built on a bluff down to the beach on a 1.53 acre parcel.

---

**Prior to commencing the use, evidence must be submitted to the file that all of the following non-operational conditions have been met.**

### **BUILDING:**

1. The applicant shall apply for and obtain building related permits from the Permit and Resource Management Department. The necessary applications appear to be, but may not be limited to, site review, building permit, and grading permit.

### **PLANNING:**

"The conditions below have been satisfied" BY \_\_\_\_\_ DATE \_\_\_\_\_

2. This Coastal Permit allows for the legalization of a stairway built on a bluff down to the beach on a 1.53 acre parcel. The use shall be operated in accordance with the proposal statement and site plan located in File# CPH12-0005 unless otherwise modified by these conditions.
3. Any proposed modification, alteration, and/or expansion of the use as described by the application submitted on July 8, 2012, and site plan dated July 2, 2012, as authorized by this Coastal Permit shall require the prior review and approval of the Permit and Resource Management Department or the Board of Zoning Adjustments, as appropriate. Such changes may require a new or modified Coastal Permit and additional environmental review.
4. This permit shall be subject to revocation or modification by the Permit and Resource Management Department if: (a) the department finds that there has been non-compliance with any of the conditions or (b) the department finds that the use for which this permit is here by granted constitutes a nuisance. Any such revocation shall be preceded by a public hearing noticed and heard pursuant to Section 26-335 and 26C-335.2 of the Coastal Zoning Ordinance.
5. In any case where a Coastal Permit has not been used within two (2) years after the date of granting thereof, or for such additional period as may be specified in the permit, such permit shall become automatically void and of no further effect provided, however, that upon written request by the applicant prior to the expiration of the two year period the permit approval may be extended for not more than one (1) year by the authority which granted the original permit pursuant to Section 26C-348 of the Coastal Zoning Ordinance.

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

CALIFORNIA COASTAL COMMISSION  
ATTN: RUBY PAP  
45 FREMONT STREET SUITE 2000  
SAN FRANCISCO CA 94105-2219

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
**X** *[Signature]*  Addressee

B. Received by (Printed Name) C. Date of Delivery  
*Sol* 3/16/13

D. Is delivery address different from Item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number  
(Transfer from service label)

7011 3500 0003 5533 1942

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540