



**CITY OF EL PASO DE ROBLES**  
*"The Pass of the Oaks"*

**BUILDING BOARD OF APPEALS AGENDA**

**January 20, 2016**  
**6:00 P.M.**

**MEETING LOCATION:**  
PASO ROBLES CITY HALL/LIBRARY CONFERENCE CENTER  
1000 SPRING STREET  
PASO ROBLES, CALIFORNIA 93446

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**Board of Appeals**

NICHOLAS GILMAN  
BOARD MEMBER

CARL LOCKRIDGE  
BOARD MEMBER

DAVID MUEHLHAUSEN  
BOARD MEMBER

JERRY WILLIAMS  
BOARD MEMBER

BRUCE WHITE  
BOARD MEMBER

**CITY STAFF**

CLYDE GANES  
SECRETARY TO BUILDING BOARD OF APPEALS  
CHIEF BUILDING OFFICIAL

WARREN FRACE  
COMMUNITY DEVELOPMENT DIRECTOR

BRIAN COWEN  
DEPUTY BUILDING OFFICIAL

CHARLIE MOLONEY  
DEPUTY BUILDING OFFICIAL

LORI WILSON  
BUILDING TECHNICIAN

**LEGAL COUNSEL**

IRIS P. YANG  
CITY ATTORNEY

KEVIN WANG & KIMBERLY HOOD  
CITY ATTORNEYS OFFICE

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- A. Call to Order
- B. Pledge of Allegiance
- C. Roll Call
- D. Swearing in Board of Appeals Members
- E. Election of Chairperson
- F. Election of Vice Chairperson
- G. Agenda Items to be Deferred (If Any)

**PUBLIC COMMENTS REGARDING MATTERS NOT ON THE AGENDA**

This is the time the public may address the Board on items other than those scheduled on the agenda. **PLEASE SPEAK DIRECTLY INTO THE MICROPHONE AND BEGIN BY STATING YOUR NAME AND ADDRESS. EACH PERSON AND SUBJECT IS LIMITED TO A 3-MINUTE DISCUSSION.** Any person or subject requiring more than three minutes may be scheduled for a future Board meeting or referred to staff. Those persons wishing to speak on any item scheduled on the agenda will be given an opportunity to do so at the time that item is being considered.



**PUBLIC HEARINGS**

**NONE**

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**OTHER SCHEDULED MATTERS**

- 1. City Attorney briefing of Brown Act overview
- 2. City Attorney briefing of Conflict of Interest Laws overview
- 3. City Attorney briefing of Appeals Board Role, Authority and Responsibilities, including review of Resolution No. 16-004 and Bylaws.
- 4. Appeal 15-001 - Review November 29, 2015 and December 10, 2015 letters from Ron Berry requesting appeals hearing regarding permit B15-0566 (2020 Kleck Rd.) and provide further direction to staff on whether appeal hearing should be scheduled in light of issued building permit.

**OPTIONS:**

- a. Provide direction to staff to prepare a response letter to Mr. Berry requesting that he clarify whether his appeal is based upon the City's misapplication of the California Building Code in processing Building Permit B15-0566.
- b. Accept Mr. Berry's appeal request as complete and direct Staff to schedule an appeal hearing.
- c. Amend, modify or reject the above options.

**WRITTEN CORRESPONDENCE – NONE**

**BUILDING BOARD OF APPEALS' COMMENTS**

**STAFF COMMENTS**

**ADJOURNMENT**

Any writing or document pertaining to an open session item on this agenda which is distributed to a majority of the Building Appeals Board after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review in the Community Development Department, 1000 Spring Street, Paso Robles, CA, during normal business hours, and may be posted on the City's web site at <http://www.prcity.com/government/buildingboardofappeals/agendas.asp>.

All persons desiring to speak on an agenda item are asked to fill out *Speaker Information Cards* and place them at the Staff Table prior to public discussion of that item. Each individual speaker will be limited to a presentation total of three (3) minutes per item.

**AMERICANS WITH DISABILITIES ACT** Any individual, who because of a disability needs special assistance to attend or participate in this meeting, may request assistance by contacting the City Clerk's Office (805) 237-3960. Whenever possible, requests should be made four (4) working days in advance of the meeting.

**TO: Building Board of Appeals**  
**FROM: Clyde Ganes, Chief Building Official**  
**SUBJECT: Request for Appeal Hearing for Building Permit B15-0566**  
**2020 Kleck Rd. – New Single-Family Residential Dwelling**  
**DATE: January 20, 2016**

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**NEEDS:** For the Building Board of Appeals to review a request from Mr. Ronald Berry of Phoenix Construction & Remodeling for an appeal hearing before this Board regarding a stop work order issued for a project at 2020 Kleck Road and provide direction for Staff to seek clarification from Mr. Berry regarding whether a hearing should be scheduled and the scope of such an appeal hearing.

**FACTS:**

1. An application for a building permit (B15-0566) for new single-family residential dwelling at 2020 Kleck Rd. was submitted on September 2, 2015 by Mr. Berry of Phoenix Construction & Remodeling.
2. On November 18, 2015, the Acting Building Official, Brian Cowen, issued a stop work order for 2020 Kleck Rd. after a concrete foundation had been poured and a single-family residential structure had been partially framed prior to the issuance of a building permit and without any City inspections.
3. The Building Department received a letter on November 29, 2015 from Mr. Berry requesting an appeal hearing with regards to Building Permit B15-0566 to construct a single family residence (Attachment 1).
4. On December 4, 2015, Acting Building Official Brian Cowen issued a letter to Mr. Berry asking for clarification of the specific basis of Mr. Berry's appeal (Attachment 2).
5. Mr. Berry submitted a second letter dated December 10, 2015, that did not substantively respond to the City's request for clarification regarding the basis of his appeal. (Attachment 3).
6. On December 21, 2015, the City completed its review of Mr. Berry's building permit application and issued Building Permit B15-0566 to Mr. Berry for construction of a single-family residential dwelling at 2020 Kleck Rd.

**ANALYSIS &  
CONCLUSION:**

The Building Board of Appeals authority is limited to the following (California Building Code Section 113.2.):

- a. The true intent of the California Building Code has been incorrectly interpreted,
- b. The provisions of the California Building Code do not fully apply; or,
- c. An equally good or better form of construction is proposed.

Mr. Berry's request for an appeal hearing before the Building Board of Appeals and subsequent response to Staff's request for clarification do not appear to present an appealable issue. As noted above, the Building Board of Appeals authority is limited to interpretations of the California Building Code as applied by the City to a particular project. Mr. Berry's appeal request and subsequent correspondence do not raise matters related to a misapplication of the California Building Code by the City. The stop work order was issued because no building permit had yet been issued for the project at Mr. Berry. Accordingly, Staff requests that the Building Board of Appeals review Mr. Berry's correspondence and determine if further information is required from Mr. Berry regarding the basis of his appeal and whether an appeal hearing should be scheduled given the issuance of Building Permit B15-0566 on December 21, 2015.

**POLICY**

**REFERENCE:** 2013 California Building Code Volume 1, Paso Robles Municipal Code Title 17 Buildings and Construction

**FISCAL**

**IMPACT:** None

**OPTIONS:**

- a. Provide direction to staff to prepare a response letter to Mr. Berry requesting that he clarify whether his appeal is based upon the City's misapplication of the California Building Code in processing Building Permit B15-0566.
- b. Accept Mr. Berry's appeal request as complete and direct Staff to schedule an appeal hearing.
- c. Amend, modify or reject the above options.

Prepared by: Clyde Ganes, Chief Building Official

Attachments: Attachment 1: 11/29/2015 Letter from Mr. Ronald Berry  
Attachment 2: 12/04/15 Letter from Brian Cowen  
Attachment 3: 12/10/15 Letter from Mr. Ronald Berry  
Attachment 4: 11/16/15 Site Photo Kleck Rd.  
Attachment 5: Building Permit B15-0566

PHOENIX CONSTRUCTION & REMODELING, INC.  
6947 Sycamore Road Unit B  
Atascadero, Ca. 93422

November, 29, 2015

City of Paso Robles  
Attn: Brian Cowen  
Deputy Building Official  
1000 Spring Street, Paso Robles, Ca. 93446

RE: Request for Appeals Hearing

Dear Mr. Cowen,

Pursuant to Municipal Code 113.3.1, Government Code 53069.4, and Health and Safety Code 19957.5, we here by request an appeals hearing with regards to Building Permit B15-0566. We are demanding a copy of the precedures and proticals that govern such hearings as adopted by City Counsel in compliance with state law.

Section (a) 113.3 of the Paso Robles Municipal code states “ *The board of Appeals shall consist of members who are qualified by experience and training to pass on matters pertaining to building construction and not employees of the jurisdiction* ” . The city counsel by their own admissions lack the required training or experience that meet this requirement with the exception of Jim Reed.

The basis of our appeal are as follows:

1. On or about Febuary 10, 2015, Clyde Gaines, City of Paso Robles head Building Official gave permission to Phoenix Construction & Remodeling, Co. to begin building homes in Tract 2805 while the permit process was taking place. Mr. Gaines knew his department was slow in approving plans, lacked the man power to affectively review our document so he made a consession to allow us to start.  
We are perpare to provide witnesses to the fact along with documentation.
2. During the building of 2013 Kleck Road, ( lot one) we began the building of Lot two without a permit with the permission of The Paso Robles Building Department.  
We are prepared to provide witnesses along with supporting document.  
It took five months to get a permit for lot two.
3. Lot Eight began as all the others, while the permit was pending. In fact, Appealant had applied for a Oak Tree removal permit, Warren Frace and Darren Nash visited the project weeks prior to the stop work notice being issued, why didn't they stop it then? The application for building permit was on Mr. Nash's desk.
4. As in other project around town, we are not the first to be allowed to proceed without a permit. There are many examples and we are prepared to share those and how they were handled in comparison to us. We are being descriminated against because of our public concerns of the qualification, or lack there of, of the building department. One only has to look at other similar projects around town to determine if we are being treated fairly.
5. John Kudla, a licensed Civil Engineer, wrote a field report dated 10/13/2015, reporting his inspection of structual steel and reinforcements prior to the placement of concrete is complete and accurate.

6. Appealant had the Soils Engineer of record inspect the footings as well prior to the placement of concrete.
7. The footings and steel requirements are well documented, the plumbing can be tested by a positive charge on the stand pipe ( leak test) and the ufer is visable.

We expect your full cooperation in the Appeals Process. The ten day period begins upon receipt of this letter.

Sincerely,

Ronald Berry  
Phoenix Construction & Remodeling, Inc.

cc: City Counsel of Paso Robles, Peter Josserand, esq



## CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

December 4, 2015

**BY CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Ron Berry  
Phoenix Construction & Remodeling  
6947 Sycamore Road, Unit B  
Atascadero, CA 93422

**Re: Request for Appeals Hearing – Building Permit B15-0566**

Dear Mr. Berry:

The City of El Paso de Robles ("City") is in receipt of your letter dated November 29, 2015, requesting an appeal hearing with regards to Building Permit Application No. B15-0566 for a single-family home. As a preliminary matter, the City adopted the 2013 California Building Code ("CBC") with certain local amendments pursuant to Ordinance No. 999, which became effective on January 1, 2014. In order to process your request for an appeals hearing, as prescribed by CBC Section 113, as adopted and amended by the City, the City requests that you identify the specific matter that you wish to appeal.

CBC Section 113.1 provides for a Board of Appeals to hear and decide appeals of orders, decisions, or determinations made by the Building Official relative to the application and interpretation of the Building Code.

CBC Section 113.2 prescribes that an application for appeal shall be based on a claim that the true intent of the code, or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of the code do not fully apply or an equally good or better form of construction is proposed.

CBC Section 113.2 further explains that the Board of Appeals shall have no authority to waive requirements of the Code.

Your letter, requesting an appeals hearing, indicates that you request an appeals hearing in regards to Building Permit Application No. B15-0566, but does not provide any information regarding the specific matter that you wish to appeal, nor the remedy that you are seeking from an appeals hearing with respect to your permit application. The subject matter of your letter, requesting and appeals hearing is, therefore, unclear. We require this additional information in order to process your appeal further. Please



# CITY OF EL PASO DE ROBLES

*"The Pass of the Oaks"*

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respond at your earliest convenience with regards to the specific matter or issue that you wish to appeal.

Please also be advised that the City adopted fees for processing building division appeals pursuant to Resolution No. 05-192.<sup>1</sup> Staff time will be charged at the rate of \$151.00 per hour for each hour expended by staff to process your appeal. The board of appeals hearing will be charged at rate of \$151.00 per hour for each hour of the hearing. You will be required to remit payment of all fees due to the City following resolution of your appeal and prior to issuance of your permit.

If you have any questions, please contact the undersigned.

Sincerely,

Brian Cowen  
Acting Building Official  
Secretary of the Board of Appeals

- Enclosures: (1) Section 113 of the 2013 California Building Code plus Local Amendments  
(2) Resolution 05-192; Schedule of Fees; CPI Adjustment Table  
(3) November 29, 2015 Appeal Request Letter

cc W. Frace  
J. App  
K. Wang  
M. Williamson  
I. Yang  
L. Wilson

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<sup>1</sup> A copy of Resolution No. 05-192 and the accompanying schedule of fees is enclosed for your reference.

2013 California Building Code Section

**SECTION 113  
BOARD OF APPEALS**

**[A] 113.1 General.** In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be appointed by the applicable governing authority and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business.

**(Local City Amendment)**

**113.1.1** In order to provide for interpretations of steps necessary to implement the Title 24 of the California Code of Regulations or the technical codes adopted by the Chapter pertaining to access or accommodations for the physically disabled, and those Chapters of Municipal Code where the Board is specifically noted as being the entity responsible for the hearing of appeals, there is hereby established a City of Paso Robles Housing Advisory and Disabled Access Board of Appeals, (hereinafter sometimes collectively referred to as "Board of Appeals" or "Board").

The Board shall serve as the "local appeals board" specified in sections 19957.5 of the California Health and Safety Code, in appeals relating to accommodations for the physically disabled.

2013 California Building Code Section

**[A] 113.2 Limitations on authority.** An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply or an equally good or better form of construction is proposed. The board shall have no authority to waive requirements of this code.

**(Local City Amendment)**

**113.2.1** The Board of Appeals shall function as the "Local Appeals Board" and "Housing Appeals Board" and "Disabled Appeals Board" as specified in Sections 17920.5 and 17920.6, respectively, of [Division 13](#), Part 1.5 of the California Health and Safety Code. The Board shall have no authority relative to interpretation of the administrative provisions of the codes adopted by the City, nor shall the Board be empowered to waive requirements of any code adopted by the City.

The authority of the Board shall consist of the ability to consider appeals filed pursuant to this Chapter and give reasonable interpretations of the Chapter and the technical codes. When required to do so, the Board will conduct hearings regarding appeals of notices and/or orders relative to unsafe buildings.

## **2013 California Building Code Section**

**[A] 113.3 Qualifications.** The board of appeals shall consist of members who are qualified by experience and training to pass on matters pertaining to building construction and are not employees of the jurisdiction.

### **(Local City Amendment)**

**113.3.1 Board of Appeals.** The Housing Advisory and Board of Appeals (hereinafter sometimes referred to as "Board of Housing Appeals") shall consist of five (5) members; the Disabled Access Board of Appeals shall consist of the five (5) members of the Board of Housing Appeals (two of the members of the board must work in construction as required by Health & Safety Code § 19957.5) and shall be supplemented by two (2) additional members, both of whom shall be physically disabled as defined in section 2-417, Title 24, Part 2 of the California Code of Regulations when the appeal pertains to disabled access.

Members selected to hear an appeal shall reflect an area of expertise reflective of the appeal being heard.

Members of the Board of Appeals shall be qualified by experience and training to pass judgment upon matters pertaining to building construction and/or disabled access, as appropriate. Members of the Board of Appeals shall be appointed by, and serve at the pleasure of the City Council. Each member of the Board shall comply with applicable provisions of the Political Reform Act of 1974, California Government Code Section 8100 et seq. The Building Official shall be an ex officio member of the Board and shall act as secretary to said Board, but shall have no vote upon any matter before the Board.

### **113.4 Eligibility.**

Any individual meeting those criteria as set forth in sub-section 112.3.1 above shall be eligible to serve on the Board of Appeals.

### **Exception:**

Employees of the City shall not be eligible to serve on the Board of Appeals.

### **113.5 Term.**

Terms of initial appointment shall be for a term of two (2) years for two (2) members and four (4) years for three (3) members. Subsequent appointments shall be for a term of four (4) years.

Terms for initial appointment of disabled members for the Disabled Access Appeals shall be two (2) years for one member and four (4) years for the second. Subsequent appointments shall be for a term of four (4) years.

### **113.6 Rules and Regulations.**

The Board of Appeals shall adopt reasonable rules and regulations, subject to approval by the City Council, for conducting its business. The Board Shall render all decisions in writing.

### **113.7 Appeals Procedure.**

Any person aggrieved by a decision of the Building Official for the City pertaining to orders, decisions, or determinations relative to the application and interpretations of the Uniform Housing Code, Uniform Code for Abatement of Dangerous Buildings, Title 24 of the California Code of Regulations or the technical codes adopted by the Chapter pertaining to access or accommodations for the physically disabled, shall have the right to appeal the decision as provided for under this chapter.

Decisions and actions regarding the enforcement of the requirements of [Division 13](#), Part 5.5 of the California Health and Safety Code may be appealed by any person to the Appeals Board for Disabled Access as provided for under this chapter.

### **113.8 Appeal Hearing Fee.**

A fee, as provided for under this sub-section, shall accompany an application for a hearing before any Housing Advisory or Board of Appeals. The purpose of the fee shall be to cover those costs incurred by the City to provide for the appeals process.

Appeal Fees shall be set by resolution, subject to review by City Council. Appeal fees will be reviewed periodically to ensure that the fees charged cover the costs associated with the appeals process.

### **113.9 Timing and form of appeal.**

An appeal shall be filed with the Secretary of the Board of Appeals or Appeals Board for Disabled Access (as applicable) within fifteen (15) working days (holidays observed by the City are not working days) after the rendering of the decision affecting the aggrieved person. Grounds for the appeal shall be set forth in writing in a form to be supplied by the secretary in addition to any other supporting materials the appellant may wish to furnish, setting forth the reasons for the appeal.

Any written reports to be made to the Board shall be filed with the Secretary of the Board and shall be made available to the Board and to the public no less than five (5) working days prior to the date set for the hearing. Any City of Paso Robles Department Manager or designee shall have the right to be heard on any matter coming before the Board.

### **113.10 Hearing and decision.**

The Secretary of the Board shall set the time and place for a hearing the appeal, and a notice of the time and place of the hearing shall be published in a newspaper of general circulation in the City of Paso Robles, and notice shall also be given to the appellant by mailing, postage prepaid, at the address provided by the appellant in the letter of appeal at least ten (10) working days before the hearing date.

Enclosure 2: Resolution 05-192; Schedule of Fees; CPI Adjustment Table

Exhibit "A-1"

City of Paso Robles  
COST OF SERVICES STUDY

BUILDING PERMIT- PLAN CHECK - INSPECTION FEES

COMMUNITY DEVELOPMENT - BUILDING DIVISION

Work Item	Unit	2005 Fee	Full Cost Recovery	Approved Fee FY 2006	Approved Fee FY 2007	Approved Fee FY 2008	Approved Fee FY 2009	Approved Fee FY 2010	Approved Fee FY 2011	Approved Fee FY 2012	Approved Fee FY 2013	Approved Fee FY 2014	Approved Fee FY 2015	CC Fee Dec2014	Approved Fee FY 2016
601 s.f. to 900 s.f.	801 - 900 s.f.	\$ 1,289	\$ 469	\$ 469	\$ 482	\$ 497	\$ 513	\$ 514	\$ 527	\$ 545	\$ 557	\$ 569	\$ 584	\$ 627	\$ 642
901 s.f. to 1,200 s.f.	901 - 1,200 s.f.	\$ -	\$ 552	\$ 552	\$ 567	\$ 585	\$ 603	\$ 605	\$ 620	\$ 641	\$ 655	\$ 670	\$ 687	\$ 737	\$ 755
Over 1,200 s.f.	>1,200 s.f.	\$ -	\$ 607	\$ 607	\$ 624	\$ 643	\$ 664	\$ 666	\$ 682	\$ 705	\$ 721	\$ 737	\$ 756	\$ 811	\$ 831
Signs - oil	each	\$ 272	\$ 331	\$ 331	\$ 340	\$ 351	\$ 362	\$ 363	\$ 372	\$ 385	\$ 393	\$ 402	\$ 412	\$ 442	\$ 453
Storage Racks	per project	\$ -	\$ 276	\$ 276	\$ 284	\$ 292	\$ 302	\$ 303	\$ 310	\$ 321	\$ 328	\$ 335	\$ 344	\$ 369	\$ 378
Swimming Pool / Spa - Residential	each	\$ 419	\$ 441	\$ 441	\$ 453	\$ 467	\$ 482	\$ 484	\$ 495	\$ 513	\$ 524	\$ 536	\$ 549	\$ 590	\$ 604
Commercial pool	each	\$ -	\$ 552	\$ 552	\$ 567	\$ 585	\$ 603	\$ 605	\$ 620	\$ 641	\$ 655	\$ 670	\$ 687	\$ 737	\$ 755
Temporary Utility Connection or Occupancy	each	\$ -	\$ 165	\$ 165	\$ 170	\$ 175	\$ 181	\$ 182	\$ 186	\$ 192	\$ 197	\$ 201	\$ 206	\$ 221	\$ 227
Well Abandonment - Permit Issuance	each	\$ 20	\$ 55	\$ 55	\$ 57	\$ 58	\$ 60	\$ 61	\$ 62	\$ 64	\$ 66	\$ 67	\$ 69	\$ 74	\$ 76
		\$ -	\$ -	\$ -											
OTHER MISCELLANEOUS FEES		\$ -	\$ -	\$ -											
		\$ -	\$ -	\$ -											
Special District Fee Adjustment	per hour	\$ 59	\$ 110	\$ 110	\$ 113	\$ 117	\$ 121	\$ 121	\$ 124	\$ 128	\$ 131	\$ 134	\$ 137	\$ 147	\$ 151
Board of Appeals Hearing	per hour	\$ 59	\$ 110	\$ 110	\$ 113	\$ 117	\$ 121	\$ 121	\$ 124	\$ 128	\$ 131	\$ 134	\$ 137	\$ 147	\$ 151
Service Required in excess of Standard	per hour	\$ 59	\$ 110	\$ 110	\$ 113	\$ 117	\$ 121	\$ 121	\$ 124	\$ 128	\$ 131	\$ 134	\$ 137	\$ 147	\$ 151
		\$ -	\$ -	\$ -											

PHOENIX CONSTRUCTION & REMODELING, INC.  
6947 Sycamore Road Unit B  
Atascadero, Ca. 93422

November, 29, 2015

City of Paso Robles  
Attn: Brian Cowen  
Deputy Building Official  
1000 Spring Street, Paso Robles, Ca. 93446

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It took five months to get a permit for lot two.
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7. **The footings and steel requirements are well documented, the plumbing can be tested by a positive charge on the stand pipe ( leak test) and the ufer is visable.**

**We expect your full cooperation in the Appeals Process. The ten day period begins upon receipt of this letter.**

Sincerely,

**Ronald Berry  
Phoenix Construction & Remodeling, Inc.**

cc: City Counsel of Paso Robles, Peter Josserand, esq

PHOENIX CONSTRUCTION & REMODELING, INC  
6947 Sycamore Unit B  
Atascadero, Ca. 93422

December 10, 2015

Brian Cowen  
Acting Building Official  
Secretary of the Board of Appeals

Dear Mr. Cowen,

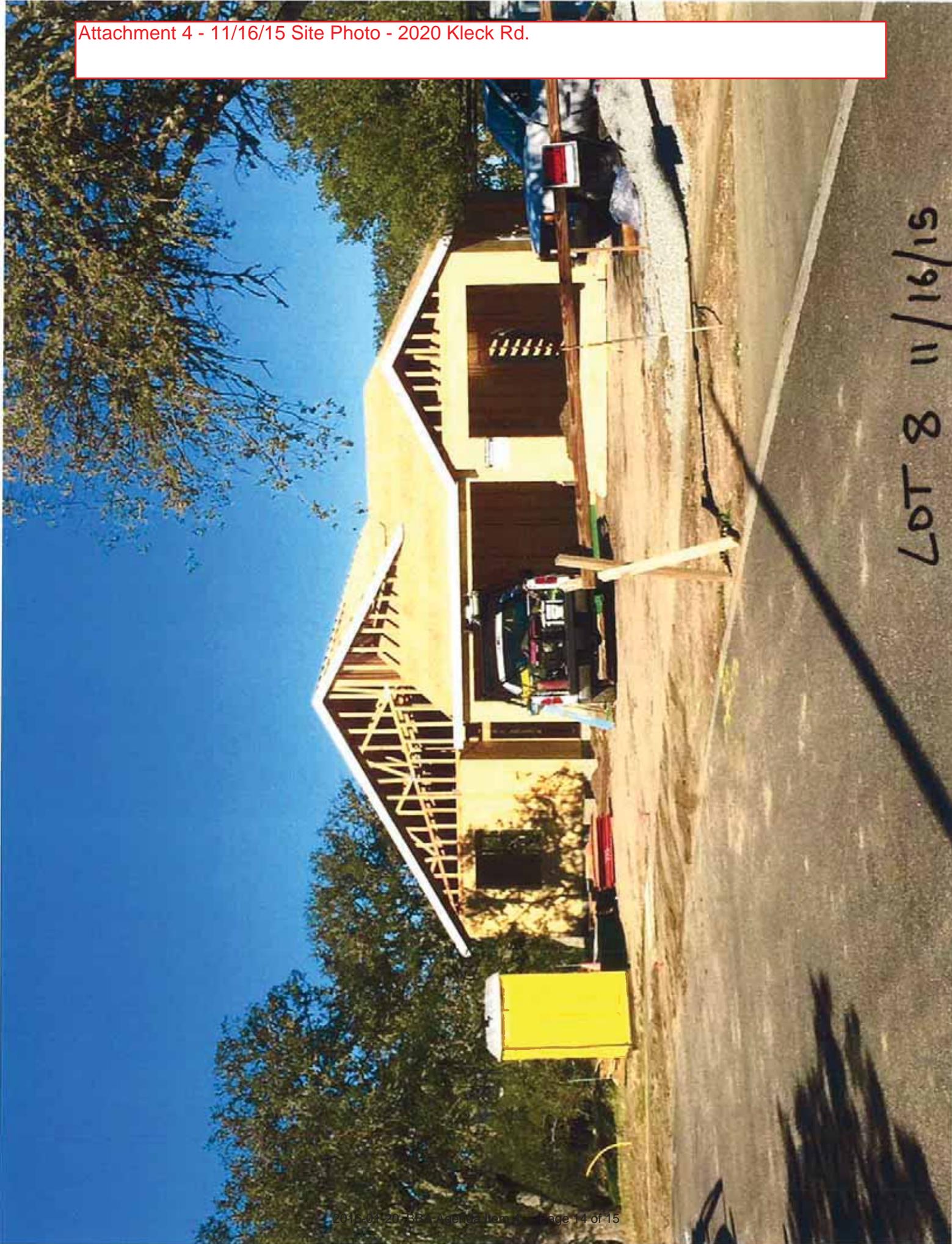
The City of Paso Robles is currently in violation of *Health and Safety Code 17920.6*. The city has failed to take action in a reasonable amount of time since it was made aware of the statue almost a year ago. I find it almost comical that you believe you have the authority as the “ Secretary of the Board of Appeals “ to evaluate weather or not I have complied with California Building Code Section 113, while serving notice of my right to appeal. First, you will not be part of the process, I have a right to have my issue heard by an independent panel in which you are not a part of nor ever will be. Obviosly my letter asking for an appeals hearing was clearly defined, Fred Strong wanted to hear the appeals “ immedialely” as spoken at the last city council meeting.

Second, there is no staff time, the Board of Appeals accepts applications and then determines the validity of the application and then moves forward. Under no circumstance am I or any other applicant responsible for paying your time to write me a letter outlining my rights. The whole idea is to kept staff out of the process and let and independent panel review the information.

I was unaware that the City Council voted to impanel you as Secretary of Appeals. They may want to reconsider as this is in violation of state law. When you have an appeals board please contact me again, so, stop waisting time and a lot of tax payer's money. You spent hours preparing a 8 page communication, copying code sections in which the city is in violation of, for what ?

Ronald Berry  
Phoenix Construction & Remodeling, Inc

Attachment 4 - 11/16/15 Site Photo - 2020 Kleck Rd.



LOT 8 11/16/15



# City of El Paso de Robles

## Building Permit

Permit No: B15-0566 Applied: 09/02/2015  
 Permit Type: RESIDENTIAL - NEW Approved: 12/21/2015  
 Status: APPROVED Completed:  
 Sub-Type: SFR Expired: 07/12/2016  
 Job Address: 2020 KLECK ROAD  
 Location: LOT 8 TRACT 2805  
 Parcel No:  
 Owner: KLECK ROAD, LLC. Agent:  
 Architect: Draftsman: REED JIM  
 Contractor: PHOENIX CONSTRUCTION & REMODELING  
 Description: SFR(2,350sqft), GARAGE(820sqft), PATIO(70sqft)  
 Value: \$343,300.10

Water Meter Size: .75" 1" 1.5" 2" Residential  
 Wastewater

0 1 0 0 Facility Units: 1

\*\*\*\*\*  
 MPE / Building Fee: \$5,235.79 External Plan Check Fee: \$636.00  
 AB717/Automation/Nexus Fee: \$654.05 Planning Plot Review: \$146.96  
 SMIP Fee: \$44.63 Engineering Review: \$0.00  
 Wastewater Facility Fee: \$9,800.00 Inspections: \$0.00  
 Water Connection: \$23,500.00 Research Fee: \$0.00  
 Water Meter: \$219.00 Work without Permit: \$4,182.70  
 Bella Vista Lift Station Fee: \$0.00 Electronic Archiving: \$0.00  
 Airport Sewer: \$0.00 Union 46 Specific Plan Fees: \$5,857.00  
 River Road Sewer: \$80.00 Borkey Specific Plan Fees: \$0.00  
 Meadowlark Sewer: \$0.00 Development Impact Fees: \$20,337.00  
 Golden Hill Sewer: \$0.00 Downtown Parking In-Lieu Fee: \$0.00  
 Golden Hill Water: \$0.00 SB1473 Building Standard Fee: \$14.00

\*\*\*\*\*  
 TOTAL CALCULATED FEE: \$70,707.13  
 ADDITIONAL FEES: \$0.00  
TOTAL PERMIT FEE: \$70,707.13  
 PAYMENTS: \$44,513.13  
 BALANCE DUE: \$26,194.00



## CITY OF PASO ROBLES PRESS RELEASE

### Building Board of Appeals meeting First Meeting

**For Immediate Release  
January 16, 2016**

**Paso Robles.** The City of Paso Robles' Building Board of Appeals will hold its first meeting on Wednesday, January 20, 2016 at 6:00 PM in the Paso Robles Library Conference Room/City Council Chambers at 1000 Spring Street, Paso Robles, CA. At this meeting the newly appointed Board members will be sworn in, and a Chairperson and Vice Chairperson will be elected. The City Attorney will also be providing an overview of the laws governing the Board. **The Board will also be reviewing a request for an appeal and providing direction to staff for appropriate action and possible future scheduling of an appeal hearing.**

Questions on this matter should be directed to Clyde Ganes, Chief Building Official or Lori Wilson, Building Technician at (805) 237-3850, or by email at [cganes@prcity.com](mailto:cganes@prcity.com) or [lwilson@prcity.com](mailto:lwilson@prcity.com)

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