

From: Terence J. Szewczyk [REDACTED]
Sent: Thursday, September 7, 2023 1:28 PM
To: Jennifer Armer <JArmer@losgatosca.gov>
Subject: Fwd: PRC 4290----- for Oct 3, 203 Town Council

[EXTERNAL SENDER]

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

----- Forwarded message -----

From: Terence J. Szewczyk [REDACTED]
Date: Tue, Mar 14, 2023 at 11:53 AM
Subject: Re: PRC 4290
To: Jennifer Armer <JArmer@losgatosca.gov>

Jennifer, I am holding this as a draft for now. Will the Town be taking an action to reconcile these issues with the subordinate Fire Agency by April 15, 2023?

Please realize that the Town resident/property owner is an immigrant small businesswoman and widow. She has been trying to improve her property since 2006. It does not look good for the Town Council's goal of embracing diversity given that Town staff have complicated her past applications and filed a questionable grading violation. Now this Fire Dept debacle.

I am holding this to see if the Town will take action.

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)



**TOWN OF LOS GATOS
COMMUNITY DEVELOPMENT DEPARTMENT**

110 E. Main Street
Los Gatos, CA 95030
planning@losgatosca.gov
408-354-6872

PROTEST OF:

**DRAFT
3-14-23**

**APPEAL OF THE DECISION OF
SANTA CLARA COUNTY FIRE DEPARTMENT
ON AN EXCEPTION REQUEST (PRC 4290)**

PLEASE TYPE or PRINT NEATLY

I, the undersigned, do hereby appeal a decision of the SANTA CLARA COUNTY FIRE DEPARTMENT as follows:

DATE OF DECISION: December 21, 2022

PROJECT/APPLICATION NUMBER: S-22-049

LOCATION: 70 RESERVOIR ROAD

Pursuant to the Section 1270.06 of the Fire Safe Regulations, where an exception is not granted by the Santa Clara County Fire Department (SCCFD), the applicant may appeal such denial to the Los Gatos Planning Commission.

SUBMITTAL REQUIREMENTS:

1. ☒ COMPLETED APPEAL FORM – Form must include the signature of the property owner(s)/applicant.
2. ☒ DEVELOPMENT PLANS (ELECTRONIC COPY).
3. ☒ WRITTEN DESCRIPTION OF PROPOSED PROJECT – A complete written description of the proposal.
4. ☒ Exception REQUEST – Copy of materials submitted to SCCFD.
5. ☒ DENIAL LETTER – Copy of denial letter received from SCCFD.
6. ☒ LETTER OF JUSTIFICATION – Justification for appeal addressing each of the items specified in the denial and explaining how the proposed alternatives described in the exception request meets the intent of providing defensible space consistent with CCR Title 14 §1270 and following.
7. ☐ APPLICATION FILING FEE – Fee for proposed application based on Planning fee schedule.

PRINT NAME: TERENCE J. SZEWCZYK

SIGNATURE: _____

DATE: MARCH 13, 2023

ADDRESS: 1776 TECHNOLOGY DR, SAN JOSE, CA 95110

PHONE: [REDACTED]

EMAIL: [REDACTED]

PLEASE SUBMIT APPEAL WITH ALL REQUIRED DOCUMENTS VIA THE CITIZEN'S PORTAL:

<https://permits.losgatosca.gov/Login-and-Manage-My-Records>

OFFICE USE ONLY

DATE OF PLANNING COMMISSION HEARING: _____

COMMISSION ACTION:
1. _____
2. _____
3. _____

DATE: _____
DATE: _____
DATE: _____

PLAPPEAL \$ 234.00 Residential
PLAPPEAL \$ 934.00 Commercial



CIVIL ENGINEERING

Job No. 22-310
March 13, 2023

Jennifer Armer, AICP
Planning Manager
Town of Los Gatos
110 E. Main St.
Los Gatos, CA 95030

DRAFT
3-14-23

Subject: **Protest of Appeal Process
Santa Clara County Fire Marshal
Decision - New Residence at 70 Reservoir Road
Application S-22-049**

Dear Ms. Armer:

Submitted herein is our protest of the Fire Marshal Appeal Process due to the following facts:

- 1) **Multiple California Counties have determined that PRC-4290 access road requirements are not applicable to existing public roadways.**

We previously provided you with an example of the rationale of Napa County that PRC-4290 access road standards, if strictly imposed, would be damaging to environmental and historic resources. On March 1, 2023, we forwarded you a similar policy resolution adopted by the Saratoga City Council. We request that the Town staff merely dismiss the Fire Marshal conditions as redlined and attached,

- 2) **The Santa Clara County Board of Supervisors as the Fire Department Board instructed the Fire Marshal to discontinue appeal hearings on September 27, 2022.**

County Planning has derived a proactive review process for access road improvements that evaluates the nexus and proportionality issues for shared access roads. Rather than ridiculous Planning Commission appeals about the constitutionality of single application roadway retrofitting, common sense has prevailed and planning staff will evaluate and assess the appropriate and fair scope of access road improvements.

- 3) **We understand that the Fire Department staff could not justify the need for excessive improvements on Wood Road at the March 8, 2020 Planning Commission.**

Jennifer Armer - Planning Manager
Job No. 22-310
Page 2 of 2
March 13, 2023

This appears identical to the farce conducted at the November 21, 2022, Planning Commission harring for Crescent ~~Drive~~ *Ave*.

- 4) **The County Board District 5 office provided confirmation that the Fire Appeal Hearing Officer is not an NFPA qualified Fire Marshal.**

We provide the confirming email from the County Executive to District 5 on March 1, 2023.

- 5) **The appeal fee amount was not properly adopted by Town Council resolution.**

Regardless of good intentions by staff, it is not legitimate to adopt a filing fee by legislating from one's own cubicle.

Sincerely,



TS/CIVIL ENGINEERING, INC.
Terence J. Szewczyk, P.E. C35527
Principal Engineer



SANTA CLARA COUNTY FIRE DEPARTMENT

14700 Winchester Blvd., Los Gatos, CA 95032 | (408) 378-4010 | www.sccfd.org

PLAN REVIEW No. **22 4595**

BLDG PERMIT No.

DEVELOPMENTAL REVIEW COMMENTS

Plans and Scope of Review:

This project shall comply with the following:

The California Fire (CFC) & Building (CBC) Code, 2019 edition, as adopted by the Town of Los Gatos Town Code (LGTC), California Code of Regulations (CCR) and Health & Safety Code.

The scope of this project includes the following:

Proposed new 4,932 SF two-story single-family residence with attached garage.

Plan Status:

Plans are **NOT APPROVED**. Revise and resubmit drawings and provide a response letter addressing comments on this plan review. All comments having **BOLD** Font require correction prior to approval.

Plan Review Comments:

1. Review of this Developmental proposal is limited to acceptability of site access, water supply and may include specific additional requirements as they pertain to fire department operations, and shall not be construed as a substitute for formal plan review to determine compliance with adopted model codes. Prior to performing any work, the applicant shall make application to, and receive from, the Building Department all applicable construction permits.

2. **NOTE:** The subject property is located within the Very High Fire Hazard Severity Zone (VHFHSZ) of the Local Responsibility Area (LRA). Pursuant to California Public Resources Code (PRC) 4290, the California Board of Forestry and Fire Protection is required to "...adopt regulations implementing minimum fire safety standards related to defensible space" applicable to "the perimeters and access to all residential, commercial, and industrial building construction." In 2018, the Legislature passed and the Governor signed SB 901 (Dodd), which expanded the applicability of the regulations promulgated under PRC 4290 to land in the Local Responsibility Area (LRA) Very High Fire Hazard Severity Zone. Where a conflict exists between local & 4290 requirements, the more stringent requirement shall apply. California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 2, Articles 1-5, § 1273.08. All comments below that result from PRC 4290 are identified by **.

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LGA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	R-3/U	VB	Louie Leu Architect Inc	12/21/2022	1 OF 5
SEC/FLOOR	AREA	LOAD	PROJECT DESCRIPTION				PROJECT TYPE OR SYSTEM			
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NAME OF PROJECT						LOCATION				
SFR						10 Reservoir Rd, Parcel 2 Los Gatos				
TABULAR FIRE FLOW			REDUCTION FOR FIRE SPRINKLERS		REQUIRED FIRE FLOW @ 20 PSI		BY			
2000			50%		1000		Ip, Kenny			

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NOT APPLICANT RESPONSIBILITY

DEVELOPMENTAL REVIEW COMMENTS

PLAN
REVIEW No. 22-4595
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PERMIT No.

****3. Width:** (a) All roads shall be constructed to provide a minimum of two ten (10) foot traffic lanes, not including shoulder and striping. These traffic lanes shall provide for two-way traffic flow to support emergency vehicle and civilian egress, unless other standards are provided in this article or additional requirements are mandated by local jurisdictions or local subdivision requirements. Vertical clearances shall conform to the requirements in California Vehicle Code section 35250. (b) All one-way roads shall be constructed to provide a minimum of one twelve (12) foot traffic lane, not including shoulders. The local jurisdiction may approve one-way roads. (1) All one-way roads shall, at both ends, connect to a road with two traffic lanes providing for travel in different directions, and shall provide access to an area currently zoned for no more than ten (10) residential units. (2) In no case shall a one-way road exceed 2,640 feet in length. A turnout shall be placed and constructed at approximately the midpoint of each one-way road. (c) All driveways shall be constructed to provide a minimum of one (1) ten (10) foot traffic lane, fourteen (14) feet unobstructed horizontal clearance, and unobstructed vertical clearance of thirteen feet, six inches (13' 6"). California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 2 Articles 1-5, § 1273.01. **Beginning with the intersection of College Ave & Pageant Way to the proposed structure, provide documentation sufficient to demonstrate that the road meets the minimum required width of 20 feet.**

****4. Road Surfaces:** (a) Roads shall be designed and maintained to support the imposed load of fire apparatus weighing at least 75,000 pounds and provide an aggregate base. (b) Driveways and road and driveway structures shall be designed and maintained to support at least 40,000 pounds. (c) Project proponent shall provide engineering specifications to support design, if requested by the local authority having jurisdiction. California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 2, Articles 1-5, § 1273.02. **Beginning with the intersection of College Ave & Pageant Way to the proposed structure, provide documentation sufficient to demonstrate that the road surfaces.**

****5. Grades:** (a) At no point shall the grade for all roads and driveways exceed 16 percent. (b) The grade may exceed 16%, not to exceed 20%, with approval from the local authority having jurisdiction and with mitigations to provide for same practical effect. California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 2, Articles 1-5, § 1273.03. **Beginning with the intersection of College Ave & Pageant Way to the proposed structure, provide documentation sufficient to demonstrate that the grades from all the roads leading to the proposed structure do not exceed 16%.**

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2000			50%			1000			Ip, Kenny	

Serving Santa Clara County and the communities of Campbell, Cupertino, Los Altos, Los Altos Hills, Los Gatos, Monte Sereno, and Saratoga.



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PLAN
REVIEW No. 22 4595

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DEVELOPMENTAL REVIEW COMMENTS

****6. Radius:** (a) No road or road structure shall have a horizontal inside radius of curvature of less than fifty (50) feet. An additional surface width of four (4) feet shall be added to curves of 50-100 feet radius; two (2) feet to those from 100-200 feet. (b) The length of vertical curves in roadways, exclusive of gutters, ditches, and drainage structures designed to hold or divert water, shall be not less than one hundred (100) feet. California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 2, Articles 1-5, § 1273.04. **Beginning with the intersection of College Ave & Pageant Way, provide documentation sufficient to demonstrate that all of the roads leading to the proposed structure have compliant turning radius.**

****7. Turnaround:** (a) Turnarounds are required on driveways and dead-end roads. (b) The minimum turning radius for a turnaround shall be forty (40) feet, not including parking, in accordance with the figures in 14 CCR §§ 1273.05(e) and 1273.05(f). If a hammerhead/T is used instead, the top of the "T" shall be a minimum of sixty (60) feet in length. (c) Driveways exceeding 150 feet in length, but less than 800 feet in length, shall provide a turnout near the midpoint of the driveway. Where the driveway exceeds 800 feet, turnouts shall be provided no more than 400 feet apart. (d) A turnaround shall be provided on driveways over 300 feet in length and shall be within fifty (50) feet of the building. (e) Each dead-end road shall have a turnaround constructed at its terminus. Where parcels are zoned five (5) acres or larger, turnarounds shall be provided at a maximum of 1,320 foot intervals. (f) Figure A. Turnarounds on roads with two ten-foot traffic lanes. California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 2, Articles 1-5, § 1273.05. **Parcel 2 turnaround on sheet C-3 doesn't appear to meet current SCCFD/PRC 4290 standard.**

8. Fire Sprinklers Required: An automatic residential fire sprinkler system shall be installed in one- and two-family dwellings as follows: 1) In all new one- and two-family dwellings and in existing one- and two-family dwellings when additions are made that increase the building area to more than 3,600 SF whether by increasing the area of the primary residence or by creation of an attached Accessory Dwelling Unit. 2) In all new basements and in existing basements that are expanded by more than 50%. 3) In all attached ADUs, additions or alterations to an existing one- and two-family dwelling that have an existing fire sprinkler system.

Exceptions: 1) One or more additions made to a building after January 1, 2011 that does not total more than 1,000 square feet of building area and meets all access and water supply requirements of Chapter 5 and Appendix B and C of the 2019 California Fire Code. 2) Detached Accessory Dwelling Units, provided that all of the following are met: a) The unit meets the definition of an Accessory Dwelling Unit as defined in the Government Code Section 65852.2. b) The existing primary residence does not have automatic fire sprinklers. c) The detached ADU does not exceed 1,200 square feet in size. d) The unit is on the same lot as the primary residence. e) The unit meets all access and water supply requirements of Chapter 5 and Appendix B and C of the 2019 California Fire Code. **Revise sheet A-0.0.**

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2000						50%		1000		Ip, Kenny

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DEVELOPMENTAL REVIEW COMMENTS

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9. Fire Hydrant Systems Required: Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than 400 feet from a hydrant on a fire apparatus access road, as measured by an approved route around the exterior of the facility or building, onsite fire hydrants and mains shall be provided where required by the fire code official. Exception: For Group R-3 and Group U occupancies, equipped throughout with an approved automatic sprinkler system installed in accordance with Section 903.3.1.1, 903.3.1.2 or 903.3.1.3, the distance requirement shall be not more than 600 feet. [CFC, Section 507.5.1] **If the hydrant on sheet C-3 is private, make a note on coversheet as a deferred submittal item. Also make a note that no combustible construction shall occurred prior to hydrant installation.**

10. Required Fire Flow: The minimum require fireflow for this project is 1000 Gallons Per Minute (GPM) at 20 psi residual pressure. This fireflow assumes installation of automatic fire sprinklers per CFC [903.3.1.3]

Provide a will-serve letter from a local water purveyor (San Jose Water) confirming they will provide water service for the private hydrant.

11. Fire Department (Engine) Driveway Turnaround Required: Provide an approved fire department engine driveway turnaround with a minimum radius of 36 feet outside and 23 feet inside. Maximum grade in any direction shall be a maximum of 5%. Installations shall conform with Fire Department Standard Details and Specifications D-1. CFC Sec. 503. **Parcel 2 turnaround on sheet C-3 doesn't appear to meet current SCCFD standard.**

12. Fire Apparatus (Engine) Access Roadway Required: Provide an access roadway with a paved all-weather surface, a minimum unobstructed width of 20 feet, vertical clearance of 13 feet 6 inches, minimum circulating turning radius of 36 feet outside and 23 feet inside, and a maximum slope of 15%. Installations shall conform to Fire Department Standard Details and Specifications sheet A-1. CFC Sec. 503. **Roadway serving more than 2 single family dwellings shall be 20 ft wide and meet all the requirements above. Clarify on site plan to the point where it will stop serving more than 2 dwellings.**

13. Fire Apparatus (Engine) Access Driveway Required: An access driveway shall be provided having an all-weather surface of either asphalt, concrete or other engineered surface capable of supporting 75,000 pounds and approved by a civil engineer. It shall have a minimum unobstructed width of 12 feet, vertical clearance of 13 feet 6 inches, minimum turning radius of 40 feet outside, and a maximum slope of 15%. Installations shall conform to Fire Department Standard Details and Specifications sheet D-1. **Provide details for the driveway including slope, width, turning radius, pavement material and rather it supports 75,000 lbs.**

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PLAN REVIEW No. **22 4595**

BLDG PERMIT No.

DEVELOPMENTAL REVIEW COMMENTS

14. Wildland-Urban Interface: This project is located within the designated Wildland-Urban Interface Fire Area. The building construction shall comply with the provisions of California Building Code (CBC) Chapter 7A. Note that vegetation clearance shall be in compliance with CBC Section 701A.3.2.4 prior to project final approval. Check with the Planning Department for related landscape plan requirements.

15. Water Supply Requirements: *(As Noted on Sheet A1)* Potable water supplies shall be protected from contamination caused by fire protection water supplies. It is the responsibility of the applicant and any contractors and subcontractors to contact the water purveyor supplying the site of such project, and to comply with the requirements of that purveyor. Such requirements shall be incorporated into the design of any water-based fire protection systems, and/or fire suppression water supply systems or storage containers that may be physically connected in any manner to an appliance capable of causing contamination of the potable water supply of the purveyor of record. Final approval of the system(s) under consideration will not be granted by this office until compliance with the requirements of the water purveyor of record are documented by that purveyor as having been met by the applicant(s). 2019 CFC Sec. 903.3.5 and Health and Safety Code 13114.7.

16. Address identification: *(As Noted on Sheet A1)* New and existing buildings shall have approved address numbers, building numbers or approved building identification placed in a position that is plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Where required by the fire code official, address numbers shall be provided in additional approved locations to facilitate emergency response. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall be a minimum of 4 inches (101.6 mm) high with a minimum stroke width of 0.5 inch (12.7 mm). Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure. Address numbers shall be maintained. CFC Sec. 505.1.

17. Construction Site Fire Safety: *(As Noted on Sheet A1)* All construction sites must comply with applicable provisions of the CFC Chapter 33 and our Standard Detail and Specification S1-7. Provide appropriate notations on subsequent plan submittals, as appropriate to the project. CFC Chp. 33.

UNLAWFUL STATEMENT

~~This review shall not be construed to be an approval of a violation of the provisions of the California Fire Code or of other laws or regulations of the jurisdiction. A permit presuming to give authority to violate or cancel the provisions of the fire code or other such laws or regulations shall not be valid. Any addition to or alteration of approved construction documents shall be approved in advance. [CFC, Ch.1, 105.3.6]~~

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Fwd: [EXTERNAL] Fwd: County Fire Chief Deputy Chief of Assistant Deputy Chiefs....Deputy

1 message

Terence J. Szewczyk [REDACTED]
To: [REDACTED]

Tue, Mar 14, 2023 at 11:12 AM

*TS
3-14-23*

----- Forwarded message -----

From: Zanardi, Kristine <Kristine.Zanardi@bos.sccgov.org>

Date: Wed, Mar 1, 2023 at 4:15 PM

Subject: RE: [EXTERNAL] Fwd: County Fire Chief Deputy Chief of Assistant Deputy Chiefs....Deputy

To: Terence J. Szewczyk <[REDACTED]>

Cc: Loquist, Kristina <Kristina.Loquist@bos.sccgov.org>

*NOT
QUALIFIED
TO CONDUCT
APPEALS!*

Terry,

Per my last email, we followed up on your request. Here is what the Administration provided in response:

Deputy Chief Estrada does not serve as the Assistant Fire Marshal. He is the Deputy Chief of Fire Prevention, a position for which he has the required credentials. Brad Fox serves as the Assistant Fire Marshal. He has the necessary credentials for that position. You requested specific information about the Assistant Fire Marshal's credentials: Mr. Fox has a Bachelor of Science in engineering and is a state-certified professional mechanical engineer. He has more than eight years in governmental fire prevention, and has served in a supervisory capacity for more than three years. He is also a Certified Fire Marshal, Fire Plans Examiner, and Fire Inspector and has completed extensive Office of the State Fire Marshal coursework related to fire inspections and fire investigations.

Thank you,

Kris

Kris Zanardi
Policy Director
Office of County Supervisor Joe Simitian
(408) 299-5050
www.supervisorsimitian.org
[Newsletter Signup](#)

From: Terence J. Szewczyk [REDACTED]
Sent: Tuesday, February 28, 2023 12:25 PM
To: Zanardi, Kristine <Kristine.Zanardi@BOS.SCCGOV.ORG>
Cc: Terence J. Szewczyk <[REDACTED]>; Loquist, Kristina <Kristina.Loquist@bos.sccgov.org>
Subject: Re: [EXTERNAL] Fwd: County Fire Chief Deputy Chief of Assistant Deputy Chiefs....Deputy

Thanks so much. No worries. Stay dry!

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)

[REDACTED] office (RINGS THRU TO CELL)

On Tue, Feb 28, 2023 at 12:23 PM Zanardi, Kristine <Kristine.Zanardi@bos.sccgov.org> wrote:

Terry,

With my apologies as I failed to acknowledge receipt of your initial email. Our office is following up on your information request. Further updates to follow. In the interim, thank you for your patience.

Thank you,

Kris

Kris Zanardi

Policy Director

Office of County Supervisor Joe Simitian

(408) 299-5050

www.supervisorsimitian.org

[Newsletter Signup](#)

From: Terence J. Szewczyk <[REDACTED]>

Sent: Tuesday, February 28, 2023 12:07 PM

To: Loquist, Kristina <Kristina.Loquist@bos.sccgov.org>; Zarnardi, Kristine <Kristine.Zarnardi@BOS.SCCGOV.ORG>

Subject: [EXTERNAL] Fwd: County Fire Chief Deputy Chief of Assistant Deputy Chiefs....Deputy

Hi Kris and Kristina, I really do need to know about the Fire Marshal staff that possess these qualifications. I have not had any success with contacting Kayce or Sylvia Gallegos and County Counsel always hunker down in their bunker. Steve Mitra and Aaron Hobart are typical of the "we only represent our client the County" prevailing attitude of the entire office. County Government always demonstrates that they are not there to assist applicants and citizens-- rather themselves as employees and the BOS.

Best regards, Terry

Terence J. Szewczyk, P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)

[REDACTED] office (RINGS THRU TO CELL)

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From: Terence J. Szewczyk <[REDACTED]>

Date: Mon, Feb 20, 2023 at 8:24 PM

Subject: County Fire Chief Deputy Chief of Assistant Deputy Chiefs....Deputy

To: Terence J. Szewczyk <[REDACTED]>

Cc: Loquist, Kristina <Kristina.Loquist@bos.sccgov.org>, Zarnardi, Kristine <Kristine.Zarnardi@bos.sccgov.org>

Hi Kristine and Kristina, Regardless of the rebuke from Mr. Glass, I really do need to pursue whether or not there is a qualified Fire Marshal that I am dealing with at County Fire. I happened upon their hiring offer from 2019.

I can continue with targeted public info requests, recruit a Mercury News Reporter like **GABRIEL GRESCHLER**, speak to LAFCO, and/or file complaints with the Civil Grand Jury and State Fire Marshal.

Instead, do you think that of the ten people contacted so far,

maybe one of them can respond that yes, our specific staff has these qualifications? I'm just not seeing it. I am so sorry for the decline of this agency. While I understand that there are higher priorities, we have been bedeviled by substandard Fire Marshal review services for the past 15 years, with no acknowledgment of the problem and just denial.

and analyze situations, research information, make observations, seek clarification, and make appropriate recommendations.

The minimum requirements for this position is possession of a Bachelor's degree from an accredited four-year college or university with major course work in fire science, fire administration, fire protection engineering, business administration, or a closely related field; and a minimum of eight (8) years of increasingly responsible work experience in governmental fire prevention, of which three (3) of those years are in a supervisory capacity. Candidates must possess a valid and current state of California licensure in fire protection engineering; or have successfully completed and passed the required California State Fire Marshal coursework; or will be required to do so within one (1) year of employment. A valid state of California driver's license is also required. As a condition of employment, the selected candidate must complete and pass a background check, Live Scan fingerprint, psychological evaluation, and complete a medical examination.

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

cell (BEST NUMBER)

office (RINGS THRU TO CELL)

On Tue, Feb 14, 2023 at 8:44 AM Terence J. Szewczyk < > wrote:

Well, it appears there are no problems here--except for me.

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

cell (BEST NUMBER)

----- Forwarded message -----

From: **Brian Glass** <brian.glass@sccfd.org>

Date: Mon, Feb 13, 2023 at 4:06 PM

Subject: Re: Mr. Glass, do you intend to respond?

To: Terence J. Szewczyk <[REDACTED]>

Cc: Jennifer Armer <jarmer@losgatosca.gov>, Gabrielle Whelan <GWhelan@losgatosca.gov>

Good Afternoon Mr. Szewczyk,

At the advice of counsel, I have no comments on your inaccurate comments and accusations in the email you sent below.

I am sorry that you continue to have a misunderstanding of how the Fire District operates, how the Fire Prevention division is structured, how codes are adopted within the Town of Los Gatos and how the California Public Resources Code 4290 impacts local jurisdictions. You have had multiple opportunities to seek clarification on your specific project and to have relevant questions answered by the Fire Prevention Staff.

In closing, I will not tolerate your unprofessional behavior towards County Fire staff, your false accusations and blatant disregard for the processes that have been put in place and adopted by the Town of Los Gatos.

Be advised this will be the last correspondence I will have with you on items outside of your specific project.

Respectfully,

Brian A. Glass

Assistant Fire Chief

Santa Clara County Fire Department

14700 Winchester Blvd. Los Gatos, CA 95032



Internationally Accredited



**SANTA CLARA COUNTY
FIRE DEPARTMENT**

"Courtesy & Service"

From: "Terence J. Szewczyk" <[REDACTED]>
To: "Brian Glass" <brian.glass@sccfd.org>, "Jennifer Armer" <jarmer@losgatosca.gov>, "Gabrielle Whelan" <GWhelan@losgatosca.gov>
Sent: Wednesday, February 8, 2023 9:17:35 AM
Subject: Mr. Glass, do you intend to respond?

THIS APPLICATION HAS:

Here are the issues:

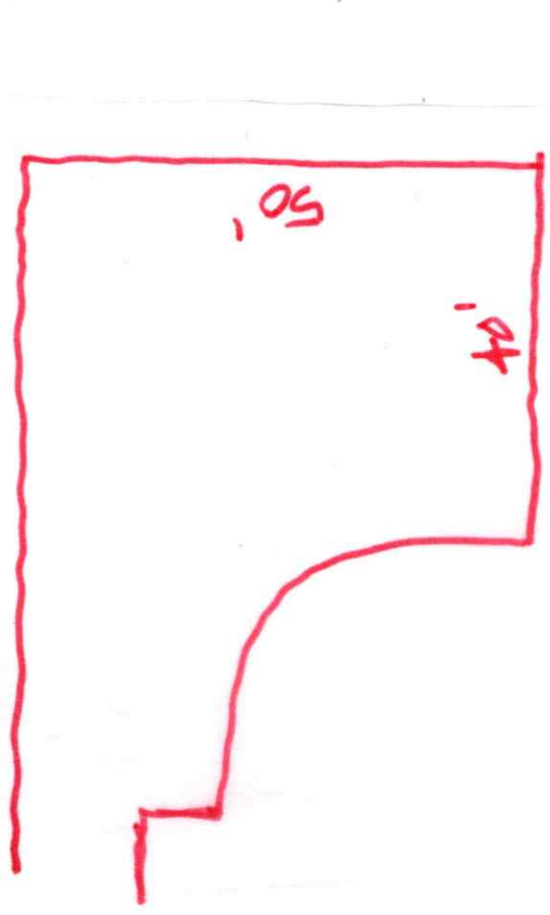
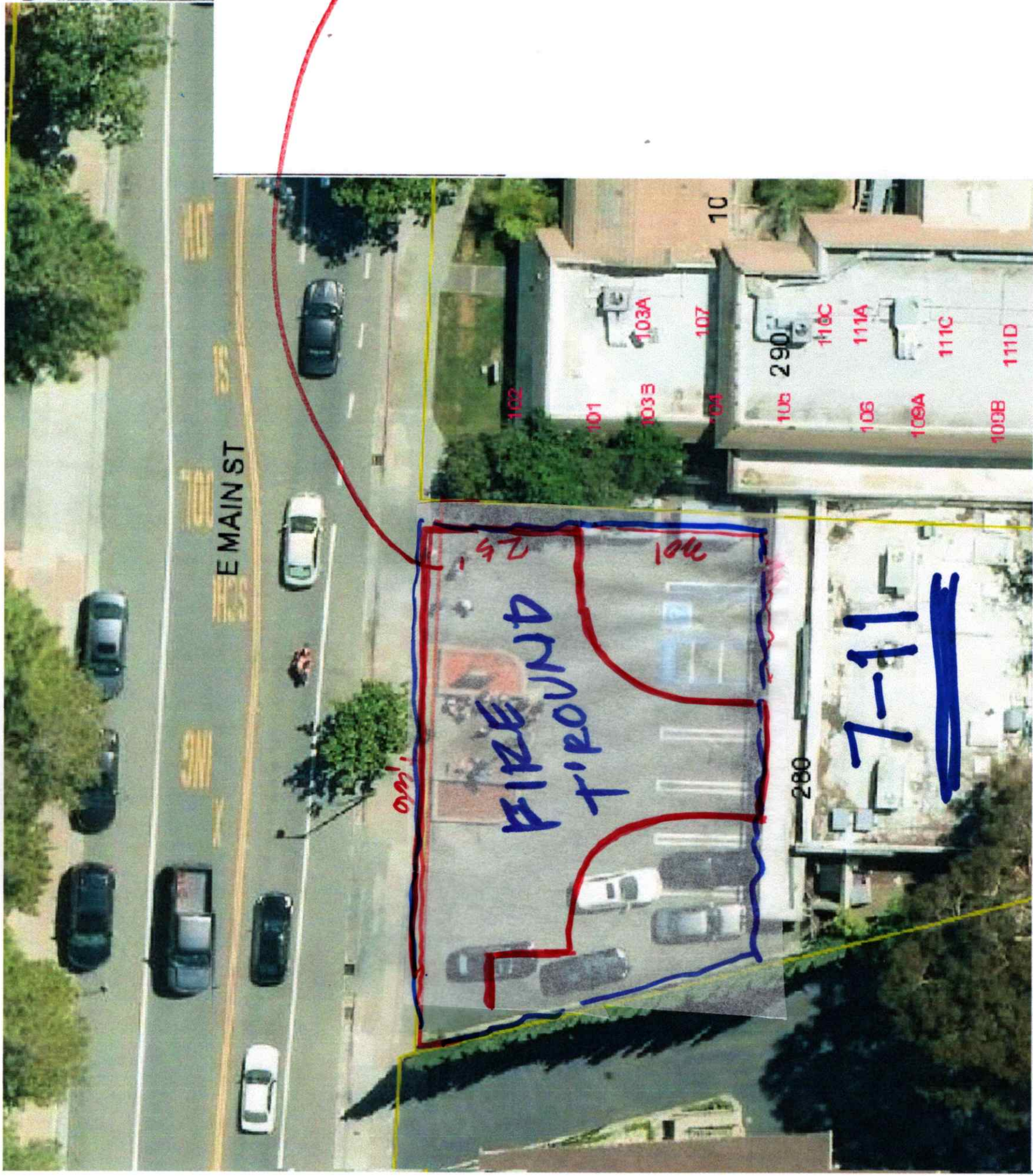
- ✓ 1) Fire Marshal incompetence in reviewing Town planning applications. Lack of contractual authority relative to the applicant.
- ✓ 2) Inability to read plans and measure turnarounds for compliance.
- ✓ 3) Unwillingness to spot fire hydrants unless submitted through Town Staff Tech Review process which takes a month to schedule, resulting in hit-or-miss reviews.
- ✓ 4) Questionable application of PRC 4290 to existing roads and malfeasant behavior to disregard the Board of Supervisors directive to discontinue unlawful Fire Marshal Appeal Hearings by doing so in Los Gatos.
- ✓ 5) A history of unqualified employees working without the supervision of a properly qualified Fire Marshal and no specific qualified Fire Marshal identified pursuant to CA Law.
- ✓ 6) Lack of field visits to project sites.
- ✓ 7) Lack of written notification to Town pursuant to contract at time of adoption of April 2021 upsizing of fire turnaround comparable to Town's 7-11 parking lot.
- ✓ 8) Lack of written notification to Town pursuant to 1970 contract with Town on change in standards for enforcement of PRC 4290.
- ✓ 9) Lack of institutional knowledge regarding the Los Gatos Hillside Specific Plan for emergency access road connections and the 45-year legacy of road design refinements.
- ✓ 10) Just who is it at the CAL FIRE Morgan Hill location that is responsible for policy?

As per the 1970 contract with the Town there are remedies for these problems. I can certainly wait to hear from you until Feb 10, 2023. I simply need to know that you intend to reply.

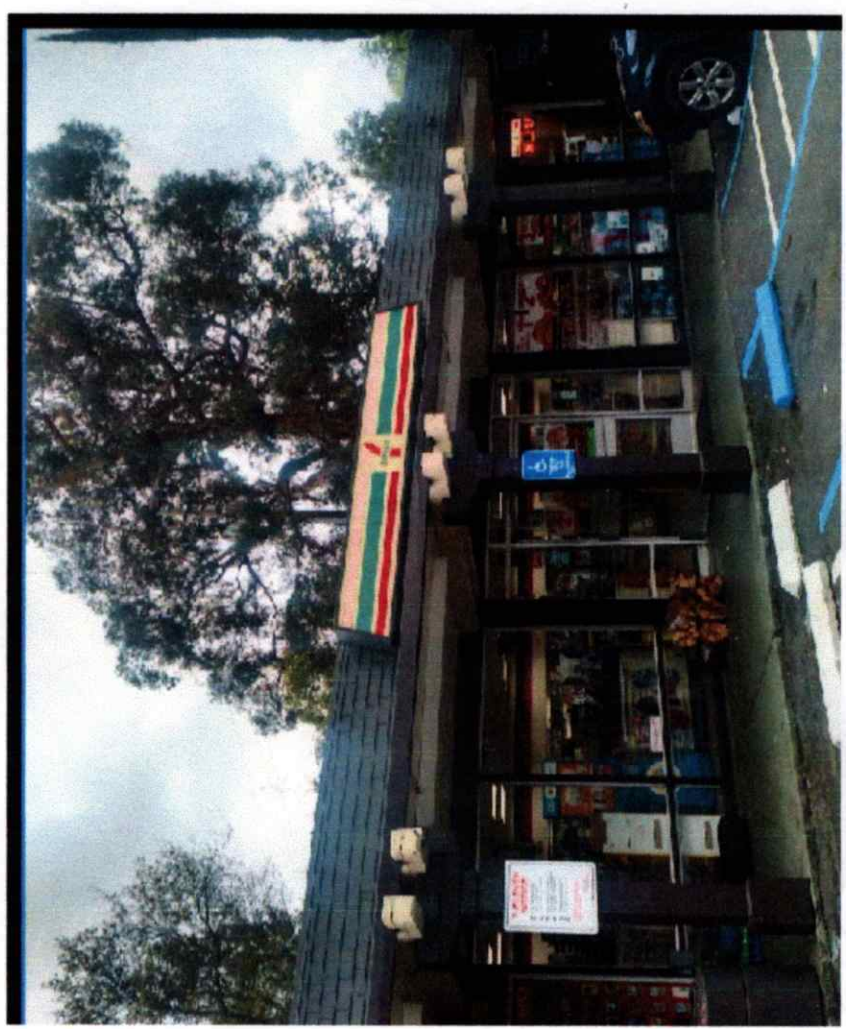
None of your subordinates care to reply and none of the management above you at County Executive or County Counsel seem to have anything to say.

Historically, over the past 15 years, we have been through this before with Chief Lopes & Dirk Mattern and then John Justice & Julie Linney. Nothing seems to improve.

Best regards, Terry



FIRE TURNAROUND =
7-11 PARKING LOT!



From: Terence J. Szewczyk <[REDACTED]>
Sent: Thursday, September 7, 2023 1:54 PM
To: Jennifer Armer <JARmer@losgatosca.gov>
Subject: Fwd: Mr. Glass, do you intend to respond? FOR OCT 3 TOWN COUNCIL

[EXTERNAL SENDER]

Jennifer, FOR OCT 3, 2023-----The Fire Dept has no published organizational chart and once you finally get near the top, this person with a salary of \$500,000 (yes \$500,000) flips the issue as if it all falls on me in terms of their incompetence. The Fire Dept was criticized by the Civil Grand Jury due to the lack of diversity in responsible positions. So they went and hired unqualified staff and put them in the office where lives were not at stake.

The management salaries continue to grow at an unsustainable rate and these fake Fire Marshal Staff are paid \$160 to 230K but they can't read plans or make qualified decisions because they have no CALFIRE certifications and no NFPA training. You can see from the hiring advertisement that although the qualifications were specific, they merely hired unqualified clerks to deliver inadequate comments and then these staff cannot interact with design professionals and Town staff on project requirements.

The organization operates like a cooking show where everybody says "Yes Chef"...but here they all call each other "Chief". The chain of command is indiscernible with the Assistant Chief, Deputy Chief, Deputy Fire Marshal, and Assistant Deputy Chief of this or that. Sure, we celebrate these folks for heroics in emergencies, but the daily interactions with the Development Community are vastly substandard.

The pay scale is the result of a weak Board of Supervisors and County Executive that have been politically funded by the Firefighters' Union.

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

----- Forwarded message -----

From: Brian Glass <brian.glass@sccfd.org>
Date: Mon, Feb 13, 2023 at 4:06 PM
Subject: Re: Mr. Glass, do you intend to respond?
To: Terence J. Szewczyk <[REDACTED]>
Cc: Jennifer Armer <jarmer@losgatosca.gov>, Gabrielle Whelan <GWhelan@losgatosca.gov>

Good Afternoon Mr. Szewczyk,

At the advice of counsel, I have no comments on your inaccurate comments and accusations in the email you sent below.

I am sorry that you continue to have a misunderstanding of how the Fire District operates, how the Fire Prevention division is structured, how codes are adopted within the Town of Los Gatos and how the California Public Resources Code 4290 impacts local jurisdictions. You have had multiple opportunities to seek clarification on your specific project and to have relevant questions answered by the Fire Prevention Staff.

In closing, I will not tolerate your unprofessional behavior towards County Fire staff, your false accusations and blatant disregard for the processes that have been put in place and adopted by the Town of Los Gatos.

Be advised this will be the last correspondence I will have with you on items outside of your specific project.

Respectfully,

Brian A. Glass
Assistant Fire Chief

Santa Clara County Fire Department
14700 Winchester Blvd. Los Gatos, CA 95032



From: "Terence J. Szewczyk" <[REDACTED]>
To: "Brian Glass" <brian.glass@sccfd.org>, "Jennifer Armer" <jarmer@losgatosca.gov>, "Gabrielle Whelan" <GWhelan@losgatosca.gov>
Sent: Wednesday, February 8, 2023 9:17:35 AM
Subject: Mr. Glass, do you intend to respond?

Here are the issues:

- 1) Fire Marshal incompetence in reviewing Town planning applications. Lack of contractual authority relative to the applicant.
- 2) Inability to read plans and measure turnarounds for compliance.
- 3) Unwillingness to spot fire hydrants unless submitted through Town Staff Tech Review process which takes a month to schedule, resulting in hit-or-miss reviews.
- 4) Questionable application of PRC 4290 to existing roads and malfeasant behavior to disregard the Board of Supervisors directive to discontinue unlawful Fire Marshal Appeal Hearings by doing so in Los Gatos.
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- 6) Lack of field visits to project sites.
- 7) Lack of written notification to Town pursuant to contract at time of adoption of April 2021 upsizing of fire turnaround comparable to Town's 7-11 parking lot.
- 8) Lack of written notification to Town pursuant to 1970 contract with Town on change in standards for enforcement of PRC 4290.
- 9) Lack of institutional knowledge regarding the Los Gatos Hillside Specific Plan for emergency access road connections and the 45-year legacy of road design refinements.
- 10) Just who is it at the CAL FIRE Morgan Hill location that is responsible for policy?

As per the 1970 contract with the Town there are remedies for these problems. I can certainly wait to hear from you until Feb 10, 2023. I simply need to know that you intend to reply.

None of your subordinates care to reply and none of the management above you at County Executive or County Counsel seem to have anything to say.

Historically, over the past 15 years, we have been through this before with Chief Lopes & Dirk Mattern and then John Justice & Julie Linney. Nothing seems to improve.

Best regards, Terry
Terence J. Szewczyk, P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110

cell (BEST NUMBER)
office (RINGS THRU TO CELL)

From: Terence J. Szewczyk [REDACTED]
Sent: Thursday, September 7, 2023 2:30 PM
To: Terence J. Szewczyk [REDACTED]
Cc: Gabrielle Whelan <GWhelan@losgatosca.gov>; Jennifer Armer <JArmer@losgatosca.gov>
Subject: FOR OCT 3 , 2023 Re: Findings for recent Fire Dept Alt Means

[EXTERNAL SENDER]

Dear Ms. Whelan:

In my opinion, the findings made by the Planning Commission of AMMR appeals are inadequate to satisfy the same practical effect. There was no evaluation by PC that fire safety would be enhanced or at least maintained at the current level. It is obvious that the Town can be found liable if the next-door neighbor is damaged by this special privilege afforded to the applicant. "Will there be an increase in combustible building materials within the neighborhood with the construction of a new residence?" The obvious conclusion is yes. To say that it is unconstitutional for the applicant to meet the minimum standards of the fire code is wrong. It doesn't solve the code deficiency. The City of Oakland requires an explicit indemnification from the applicant that is recorded last Alameda County.

<https://www.oaklandca.gov/services/apply-for-an-alternate-methods-request>

The real problem is that County Counsel representing the Fire Dept is probably expert in harassment claims but is not very good on code issues. The Fire Marshal Staff through SCCFD are poorly trained and poorly qualified to enforce PRC 4290. Oh and by the way, there is no active "County Fire Marshal Association" collaborates to standardize codes and services between the various cities. The most troubling thing is that the County Fire Marshal at 70 W. Hedding Street uses different road widths and fire turnarounds than SCCFD on Winchester-----and yet they are the same organization!

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

On Thu, Aug 24, 2023 at 1:56 PM Terence J. Szewczyk [REDACTED] wrote:

yeah, thanks for the daily civics lesson

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

On Thu, Aug 24, 2023 at 1:49 PM Gabrielle Whelan <GWhelan@losgatosca.gov> wrote:

Hello. The legal authority for a “takings” determination is found in the 5th and 14th Amendments to the U.S. Constitution.



Gabrielle Whelan • Town Attorney

Town Attorney's Office • 110 E Main Street, Los Gatos, CA 95030

Desk: 408.354.6818 • gwhelan@losgatosca.gov

www.losgatosca.gov • <https://www.facebook.com/losgatosca>

From: Jennifer Armer <JArmer@losgatosca.gov>

Sent: Wednesday, August 23, 2023 12:16 PM

To: Terence J. Szewczyk <[REDACTED]>

Cc: Gabrielle Whelan <GWhelan@losgatosca.gov>

Subject: RE: Findings for 144 Wood Road

Good Afternoon Terry,

By way of this email I am sharing your question with the Town Attorney. My understanding is that the appeal process is laid out in the State regulations, and the Planning Commission is authorized to hear appeals of SCCFD denials of exception requests because they are the hearing body that considers appeals of DRC level decisions.

Sincerely,
Jennifer



Jennifer T.C. Armer, AICP • Planning Manager

Community Development Department • 110 E. Main Street, Los Gatos CA 95030

Ph: 408.399.5706 • jarmer@losgatosca.gov

www.losgatosca.gov • <https://www.facebook.com/losgatosca>



General Plan update, learn more at <https://www.losgatosca.gov/GeneralPlan>



Housing Element update, learn more at www.losgatosca.gov/HousingElement

COMMUNITY DEVELOPMENT HOURS:

Counter Hours: 8:00 AM – 1:00 PM, Monday – Friday

Phone Hours: 8:00 AM – 5:00 PM, Monday – Friday

All permit submittals are to be done online via our Citizen's Portal platform. All other services can be completed at the counter. For more information on permit submittal, resubmittal, and issuance, please visit the [Building](#) and [Planning](#) webpages.

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Think Green, please consider the environment before printing this e-mail.

From: Terence J. Szewczyk [REDACTED]
Sent: Wednesday, August 23, 2023 9:39 AM
To: Jennifer Armer <JArmer@losgatosca.gov>
Subject: Re: Findings for 144 Wood Road

[EXTERNAL SENDER]

Pursuant to Section §1270.06 (c) of the Fire Safe Regulations, when an exception is not granted, the applicant may file an appeal to be heard by the local jurisdiction who can establish or utilize an existing appeals process. Consistent with the Town Code, an appeal of a SCCFD denial of an exception request to the Fire Safe Regulations is considered by the Planning Commission. Because the Fire Safe Regulations are imposed by the State, the Planning Commission has the authority to remove or modify the conditions relating to Fire Safe Regulations only if requiring an applicant to comply with the Conditions would violate federal or state law. As discussed in more detail below, staff believes that requiring improvement of the bridle path right-of-way to allow vehicular travel would constitute an unconstitutional taking and does not recommend that the Town impose that condition.

While this is a nice statement, does the Town have a code or law reference to back it up?
I am actively trying to work through this information so that it doesn't happen to my projects.
Believe it or not, I too have a duty to respect the law.

Best regards, Terry
Terence J. Szewczyk, P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

On Tue, Aug 22, 2023 at 10:29 PM Terence J. Szewczyk [REDACTED] > wrote:
Jennifer, Because your director and attorney are weak, this entire process for findings of equivalency is unsupported by factual standards. These are not findings at all.
Instead, they are indecisive and misleading statements that would not be needed if the Town had adequately dealt with the SCCFD management more than a year ago.

Were I a neighbor up there, I would feel that the Town faked the equivalency and put me at risk of fire damage. Then if and when there is a calamity, the Town will be liable, just like in Maui.

The lack of leadership here created this bogus process with fake findings, putting us all at risk.
I am waiting for the Town to do the right thing.....still.
This is rather disturbing that the Town feels this process is acceptable.

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

On Tue, Aug 22, 2023 at 3:25 PM Terence J. Szewczyk <[REDACTED]> wrote:
I was talking about the Cypress debacle, I'll find it

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

On Thu, Aug 17, 2023 at 4:33 PM Jennifer Armer <JArmer@losgatosca.gov> wrote:
Hi Terry,

If you are interested in more details of the findings made for the appeal of the SCCFD determination on the project at 144 Wood Road, you can find the Planning Commission Staff Report, Minutes, and Video for the March 8, 2023, meeting online here: <https://losgatos-ca.municodemeetings.com/>

Sincerely,
Jennifer



Jennifer T.C. Armer, AICP • Planning Manager

Community Development Department • 110 E. Main Street, Los Gatos CA 95030

Ph: 408.399.5706 • jarmer@losgatosca.gov

www.losgatosca.gov • <https://www.facebook.com/losgatosca>



General Plan update, learn more at <https://www.losgatosca.gov/GeneralPlan>



Housing Element update, learn more at www.losgatosca.gov/HousingElement

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Think Green, please consider the environment before printing this e-mail.

From: Terence J. Szewczyk [REDACTED]
Sent: Thursday, September 7, 2023 2:36 PM
To: Rob Rennie <RRennie@losgatosca.gov>; Maria Ristow <MRistow@losgatosca.gov>; Laurel Prevetti <LPrevetti@losgatosca.gov>; Jennifer Armer <JARmer@losgatosca.gov>
Subject:OCT 3, 2023.....Fire Marshal Failure--- 14195 Shannon Road- Fire Hydrant Spotting

[EXTERNAL SENDER]

Dear Town,

Thanks so much for hiring Nicolle Burnham in PPW. She is doing a great job and is well-qualified.

Unfortunately, the Santa Clara County Fire Marshal is the current goat.

I asked nicely, provided background and historical information and then pleaded with County Fire Marshal for competent service. Finally, I have been downright nasty with these people. The celebrated Chief is inaccessible; unfortunately, the County BOS is the Fire Dept Board-- Wasserman was always politely non-responsive.

There is no recourse by calling Dr. Jeff Smith, Esq. or any of the Deputy County Execs. Emails to the chief of staff for the President of the Board resulted in a reply after 6 weeks of "oh sorry, call Simitian."

Over 40 years, I have successfully worked with Fire Marshals Will Remly, Ted Gaub, Wayne Hokanson, Dirk Madden, Mac Bala, Julie Linney, Doug Harding.....the past eight years have been challenging with the inconsistent interpretation of standards and adoption of new truck turnarounds the size of the parking lot at 7-11. They never consulted with any City before adoption. Then there is the PRC 4290 fiasco.

If the Town is paying money for the County Fire Marshal to provide project and plan review services, you might want to stop payment. We are all being cheated here and their senior management have salaries in excess of \$500,000!

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)

[REDACTED] office (RINGS THRU TO CELL)

----- Forwarded message -----

From: Terence J. Szewczyk <[REDACTED]>
Date: Fri, Sep 9, 2022 at 10:35 AM
Subject: 14195 Shannon Road- Fire Hydrant Spotting
To: Terence J. Szewczyk <[REDACTED]>
Cc: Jennifer Armer <JARmer@losgatosca.gov>, Jim Bariteau <jim.bariteau@sjwater.com>

Jennifer, This is about the 14195 Shannon Road project. The Fire Dept refuses to interact to confirm the Fire Hydrant locations unless there is a new Staff Tech submittal. Here's the proposed map for you to send to Santa Clara County Fire. If you don't want to do it, I'll have the Mayor take care of it. I am frankly worn out with the Fire Dept incompetence and the Town's inability to extract supportive and interactive Fire Marshal services. PPW is now repaired, and Fire needs to vastly improve. The houses will be 4500 SF with 600 SF garages. Because of their own errors and incompetence combined with the false narrative of PRC4290 enforcement, these folks have withdrawn from reasonable collaboration into hiding behind formality.

Best regards, Terry
Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

Re: 14915 Shannon Road, Los Gatos

Inbox

[REDACTED]



Rob Campbell <rob.campbell@sccfd.org>

to Terence, Kenny, Bud, jim

Terry,

It is premature to approve a hydrant spotting plan prior to approval of the subdivision. The proposed new hydrant. Additionally we need to know the maximum structure size, including covered exterior projections to specify minimum formal review.

Thank you,

Rob.

Robert L. Campbell, PE
Sr. Fire Protection Engineer
Santa Clara County Fire Department
rob.campbell@sccfd.org
408-341-4420

From: "Terence J. Szewczyk" [REDACTED] >
To: "Kenny Ip" <kenny.ip@sccfd.org>, "Rob Campbell" <rob.campbell@sccfd.org>
Cc: "Bud Elam" [REDACTED], "jim bariteau" <jim.bariteau@sjwater.com>
Sent: Friday, June 10, 2022 3:35:52 PM
Subject: Fwd: FW: 14915 Shannon Road, Los Gatos

Kenny & Rob, Here are the hydrants where we'd like them. Thanks

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

[REDACTED] (BEST NUMBER)

[REDACTED] (RINGS THRU TO CELL)

----- Forwarded message -----

From: **Jim Bariteau** <jim.bariteau@sjwater.com>

Date: Fri, Jun 10, 2022 at 3:29 PM

Subject: FW: 14915 Shannon Road, Los Gatos
To: Terence J. Szewczyk [REDACTED] >
Cc: [REDACTED]

Terry

Unfortunately, it is up to you to submit the hydrant spotting plan to the County Fire Department since they have not c information:

<https://www.sccfd.org/fire-prevention/fire-prevention-overview>

Jim

James R. Bariteau | Senior Water Services Representative | San Jose Water Company | 1265 S. Bascom Ave 95128
Email: jim.bariteau@sjwater.com | Ph: (408) 279-7874 | Fax: (408) 279-7889

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-
-

From: Terence J. Szewczyk [REDACTED] >
Sent: Friday, 10 June, 2022 3:11 PM
To: Jim Bariteau <jim.bariteau@sjwater.com>
Cc: [REDACTED]
Subject: Re: 14915 Shannon Road, Los Gatos

CAUTION: This email originated outside the SJWG organization.

Hi Jim, We just had our first tech review meeting with the Town and I have the fire hydrants spotted for you. We Good luck with the Fire Marshal's Office staff.

Best regards, Terry
Terence J. Szewczyk, P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

On Fri, Jun 10, 2022 at 2:12 PM Jim Bariteau <jim.bariteau@sjwater.com> wrote:
Ethan

I am following up with you to see if you have submitted the hydrant spotting plan to the Santa Clara County Fire plan so that the proposed main can be appropriately sized to meet the required fire flow indicated in the attached been several months since your last submittal.

Thank you for your assistance.

Jim

James R. Bariteau | Senior Water Services Representative | San Jose Water Company | 1265 S. Bascom Ave 95128
Email: jim.bariteau@sjwater.com | Ph: (408) 279-7874 | Fax: (408) 279-7889

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From: [REDACTED]

Sent: Monday, 21 March, 2022 3:36 PM

To: Jim Bariteau <jim.bariteau@sjwater.com>

Cc: 'Terence J. Szewczyk' [REDACTED]; 'Sean Mendez-Larranaga' <[REDACTED]>

Subject: 14915 Shannon Road, Los Gatos

CAUTION: This email originated outside the SJWG organization.

Hello Jim,

Attached is our application for the main extension in Shannon Road for the subdivision along with a transmittal

Thank you and please let us know if you have any further questions,

Ethan Franklin
TS/Civil Engineering, Inc.
1776 Technology Drive
San Jose, CA 95110
[REDACTED]



Reply Reply all Forward

On Fri, Sep 9, 2022 at 9:47 AM Terence J. Szewczyk <[REDACTED]> wrote:

Jennifer, My complaint is that Fure will not interact unless it is at Staff Tech, which is ineffective.

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)

[REDACTED] office (RINGS THRU TO CELL)

On Fri, Sep 9, 2022 at 8:09 AM Jennifer Armer <JArmer@losgatosca.gov> wrote:

Terry,

With comments from Santa Clara County Fire Department you have two options. You can revise your proposed plans to respond to their comments, or you can submit a request for an exception through Santa Clara County Fire Department. If you are requesting an exception I recommend you get that process started sooner rather than later so that it does not further delay your planning permit with the Town.

Please note, I changed the title of the email chain to reference 120 Oak Meadow, as that is what your attachments appeared to reference. But let me know if this is incorrect.

Sincerely,
Jennifer



Jennifer T.C. Armer, AICP • Planning Manager

Community Development Department • 110 E. Main Street, Los Gatos CA 95030

Ph: 408.399.5706 • jarmer@losgatosca.gov

www.losgatosca.gov • <https://www.facebook.com/losgatosca>



General Plan update, learn more at www.losgatos2040.com



Housing Element update, learn more at <https://engagelosgatoshousing.com>

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Counter Hours: 8:00 AM – 1:00 PM, Monday – Friday

Phone Hours: 8:00 AM – 5:00 PM, Monday – Friday

Town offices are now open. In accordance with the Santa Clara County Public Health Office Order, we strongly recommend masks indoors regardless of vaccination status. All permit submittals are to be done online via our Citizen's Portal platform. All other services can be completed at the counter. For more information on permit submittal, resubmittal, and issuance, please visit the [Building](#) and [Planning](#) webpages.

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Think Green, please consider the environment before printing this e-mail.

From: Terence J. Szewczyk <[REDACTED]>

Sent: Thursday, September 8, 2022 5:29 PM

To: Jim Bariteau <jim.bariteau@sjwater.com>; Jennifer Armer <JARmer@losgatosca.gov>

Cc: Terence J. Szewczyk <[REDACTED]>
Subject: Re: FW: 14915 Shannon Road, Los Gatos

EXTERNAL SENDER

Jim, we'd like to get this also done, but the Fire Dept has higher priorities. I have asked the Town to consider hiring a new Fire Marshal, maybe from San Mateo or Alameda County, because these guys cannot

fulfill their commitment to the Town to provide a competent and timely review. They are busy looking for 20' wide roads under 16% slope and doing the same poor work under an \$8 MIL contract with the County of Santa Clara.

The Fire Chief is inaccessible, and the next in command above Rob Campbell is unqualified to do his job. The County Board of Supervisors is ineffective and Supervisor Wasserman is just bidding his time until January 2023.

I filed a formal complaint with some staff person named David Fernandez in Supervisor Ellenberg's Office but he just sat on his hands for 10 weeks and passed me off to Simitian's Office.

You gotta remember that this is the County that kills jail inmates and has no backup power at Valley Med.

Jennifer, Here's your job description again, Maybe you can help us here?

PLANNING MANAGER ESSENTIAL FUNCTIONS STATEMENTS

Essential responsibilities and duties may include, but are not limited to the following: 1. Studies and reviews applications for zone changes, use permits, planned developments, variances, subdivisions, and architecture and site approval. Prepare or supervise the preparation of reports and recommendations for applications; 2. Meets with and advises property owners and developers on planning matters; 3. Schedules, prepares agendas, and presents items to Planning Commission, Town Council, other boards, commissions, and committees; 4. Coordinates the Planning Division's activities with other departments of the Town, to assure inter-departmental coordination and communication;

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)

[REDACTED] office (RINGS THRU TO CELL)

RE: [EXTERNAL] Fwd: 120 Oak Meadow Comment Letters

Inbox

F

Fernandez01, David

Thu, Aug
18, 4:07
PM

to Terence

Hello,

So I connected with Supervisor Simitian's office and they would like me to refer you to them. As you live in District 5, they are the appropriate connection point for your concerns.

Please let me know if you have any further questions. Thank you!

Best,

David Vincent Fernandez

Policy Aide, Office of Board Vice President Susan Ellenberg

County of Santa Clara, District 4

70 West Hedding, East Wing, 10th Floor

San Jose, CA 95110

(408) 299-5047 [p] | [REDACTED] [c] David.Fernandez01@bos.sccgov.org

From: Terence J. Szewczyk <[REDACTED]>
Sent: Thursday, August 18, 2022 3:45 PM
To: Fernandez01, David <david.fernandez01@BOS.SCCGOV.ORG>
Cc: Terence J. Szewczyk <[REDACTED]>
Subject: Re: [EXTERNAL] Fwd: 120 Oak Meadow Comment Letters

David, Well yes it is. However, the Santa Clara County Fire District is governed by the Board of Supes to my knowledge. They also have an \$8 MIL contract to provide the staff for the County Fire marshal's Office. They are also very poor in their service these days

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

On Thu, Aug 18, 2022 at 3:39 PM Fernandez01, David <david.fernandez01@bos.sccgov.org> wrote:

Hi,

Thank you for your patience with my reply. By any chance, can you confirm that address? The address seems to be located in Los Gatos? Is that right?

Best,

David Fernandez

From: Terence J. Szewczyk <[REDACTED]>
Sent: Monday, August 8, 2022 11:02 AM
To: Fernandez01, David <david.fernandez01@BOS.SCCGOV.ORG>
Subject: [EXTERNAL] Fwd: 120 Oak Meadow Comment Letters

Dear David, Did you receive any reply from the Chief? These problems continue with poor service and unprofessional review.

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

----- Forwarded message -----

From: **Terence J. Szewczyk** <[REDACTED]>
Date: Tue, May 31, 2022 at 12:36 PM
Subject: Fwd: 120 Oak Meadow Comment Letters
To: Fernandez01, David <David.Fernandez01@bos.sccgov.org>

David, This is a continuation of my immediately prior email.....this one highlights---

- 1) Santa Clara County Fire Marshal services to Los Gatos are incompetent
 - 2) County Fire Marshal contract by Santa Clara County Fire lacks leadership and competency
- These issues need to be addressed by Chief Suwanna Kurdkaew, but she refuses to reply or delegate to someone accountable.

Best regards, Terry
Terence J. Szewczyk. P.E.
TS/Civil Engineering, Inc
1776 Technology Drive
San Jose, CA 95110
[REDACTED] cell (BEST NUMBER)
[REDACTED] office (RINGS THRU TO CELL)

----- Forwarded message -----

From: **Terence J. Szewczyk** <[REDACTED]>
Date: Tue, May 31, 2022 at 11:15 AM
Subject: Re: 120 Oak Meadow Comment Letters
To: <carie.lemus@sccfd.org>
Cc: <jason.falarski@sccfd.org>, Rob Campbell <rob.campbell@sccfd.org>

Ms. Lemus, I am awaiting a call still to discuss:

- 1) Withdrawal and correction of the second fire memo on 120 Oak Meadow Lane (SEE REDLINE ATTACHED AND PASTED HERE)

- 2) A discussion of the complete failure in Fire Dept leadership with the County of Santa Clara Fire Dept in the obligation to CFMO. For instance, attached is a Fire Dept memo that is supposed to be an incomplete letter for missing info but it is essentially reciting conditions of approval. I suppose that Fire Personnel are unaware of subdivision processing and the Permit Streamlining Act. Then there's the recent Planning Commission Hearing where no personnel from Fire participated and 3 County Counsel were the "Fire Access Experts".

Maybe the County of Santa Clara should hire a private consultant for Fire Marshal Services.

Best regards, Terry

Terence J. Szewczyk. P.E.

TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)

[REDACTED] office (RINGS THRU TO CELL)

On Fri, May 27, 2022 at 2:30 PM Terence J. Szewczyk <[REDACTED]> wrote:

Dear Ms. Lemus, I was supposed to hear from Chief Kerdkaew today, Friday.

Best regards, Terry

Terence J. Szewczyk. P.E.

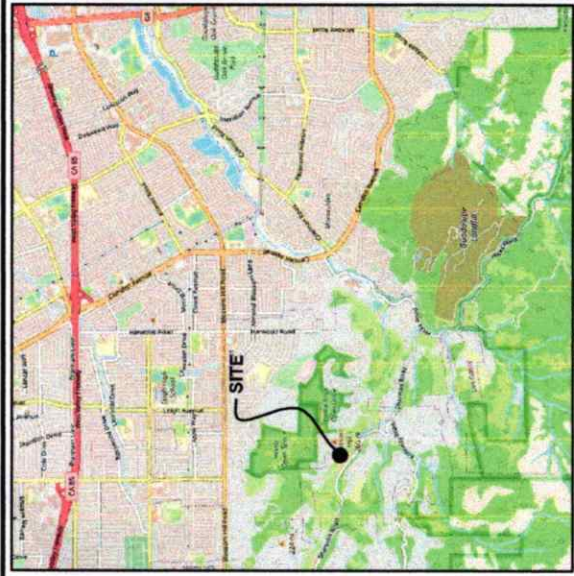
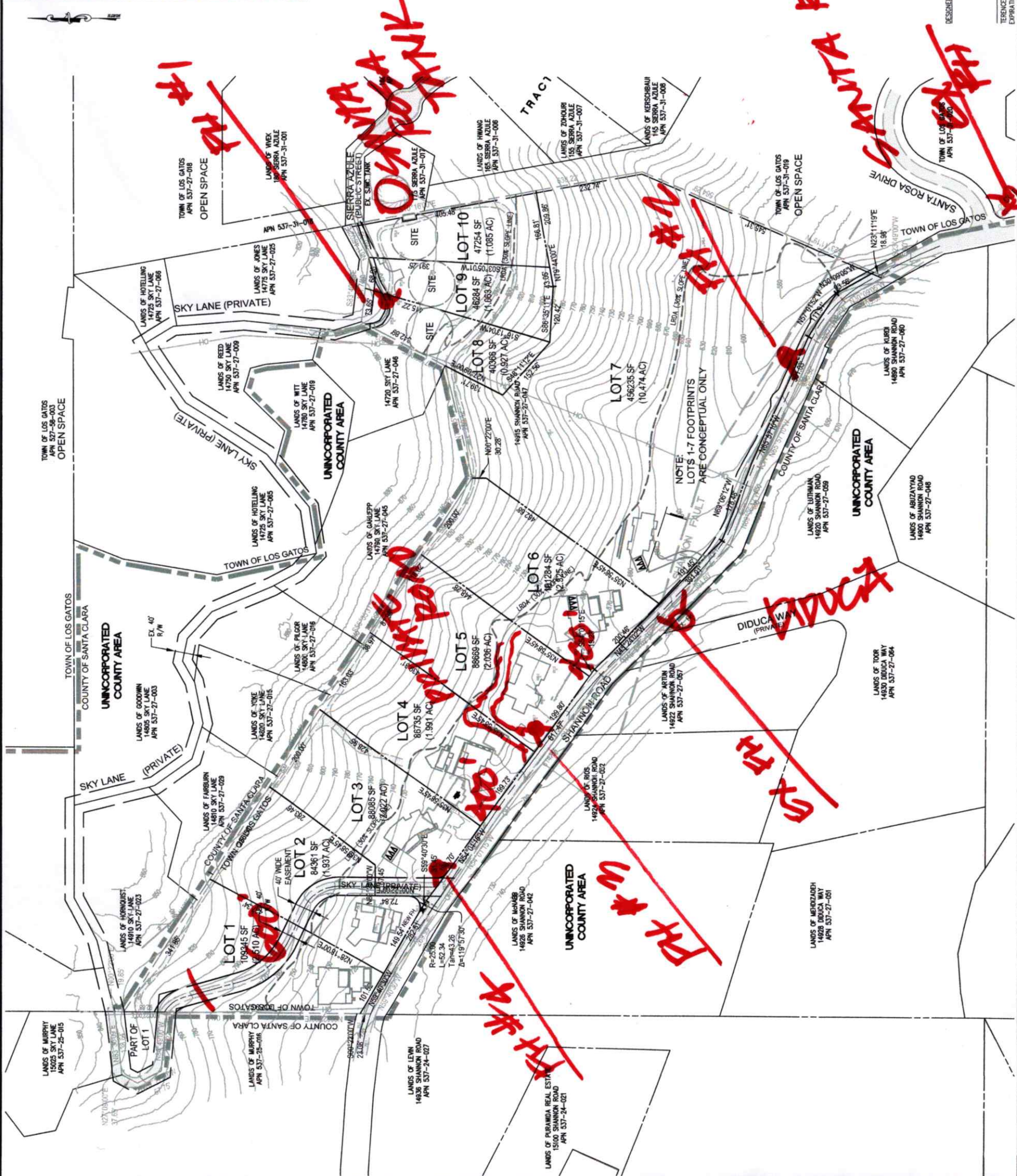
TS/Civil Engineering, Inc

1776 Technology Drive

San Jose, CA 95110

[REDACTED] cell (BEST NUMBER)

[REDACTED] office (RINGS THRU TO CELL)



TENTATIVE MAP NOTES

SUBDIVISION NAME:
SHANNON HEIGHTS

OWNER:
RAY M. ELAM III, TRUSTEE
ELAM FAMILY TRUST A
UNDER AGREEMENT DATED
JULY 29, 2002
1432 SEA RIDGE DRIVE
NEWPORT BEACH, CA 92660

CIVIL ENGINEER:
TERENCE J. SZEWCZYK, P.E.
TS/CIVIL ENGINEERING INC.
1776 TECHNOLOGY DR.
SAN JOSE, CA 95110
APN: 537-27-047

GENERAL PLAN DESIGNATION: AGRICULTURE
HILLSIDE SPECIFIC PLAN:
SUB-AREA 1 - BLOSSOM HILL ROAD
2.10 ACRES PER DWELLING UNIT

EXISTING ZONING:
R-10 RESOURCE CONSERVATION
(DUE TO PRIOR WILLIAMSON
16 LAND PRESERVATION CONTRACT)

PROPOSED ZONING:
HR-2.5 - HILLSIDE RESIDENTIAL
2.5 DWELLING UNITS PER ACRE

PUBLIC AREAS:
NONE

WATER SUPPLY:
EXISTING 8" MAIN IN SHANNON ROAD

SEWAGE DISPOSAL:
ON-SITE PRIVATE PUMP TO GRAVITY
MAIN AT TERMINUS OF SIERRA AZULE
WEST VALLEY SANITATION DISTRICT

GAS & ELECTRIC:
PG&E

TELEPHONE:
AT&T

STORM DRAINAGE:
FRONTIER CABLE

GROSS AREA:
27.68 ACRES

NET AREA TO LOTS:
26.37 ACRES

AREA UNDER 50%:
21.88 ACRES

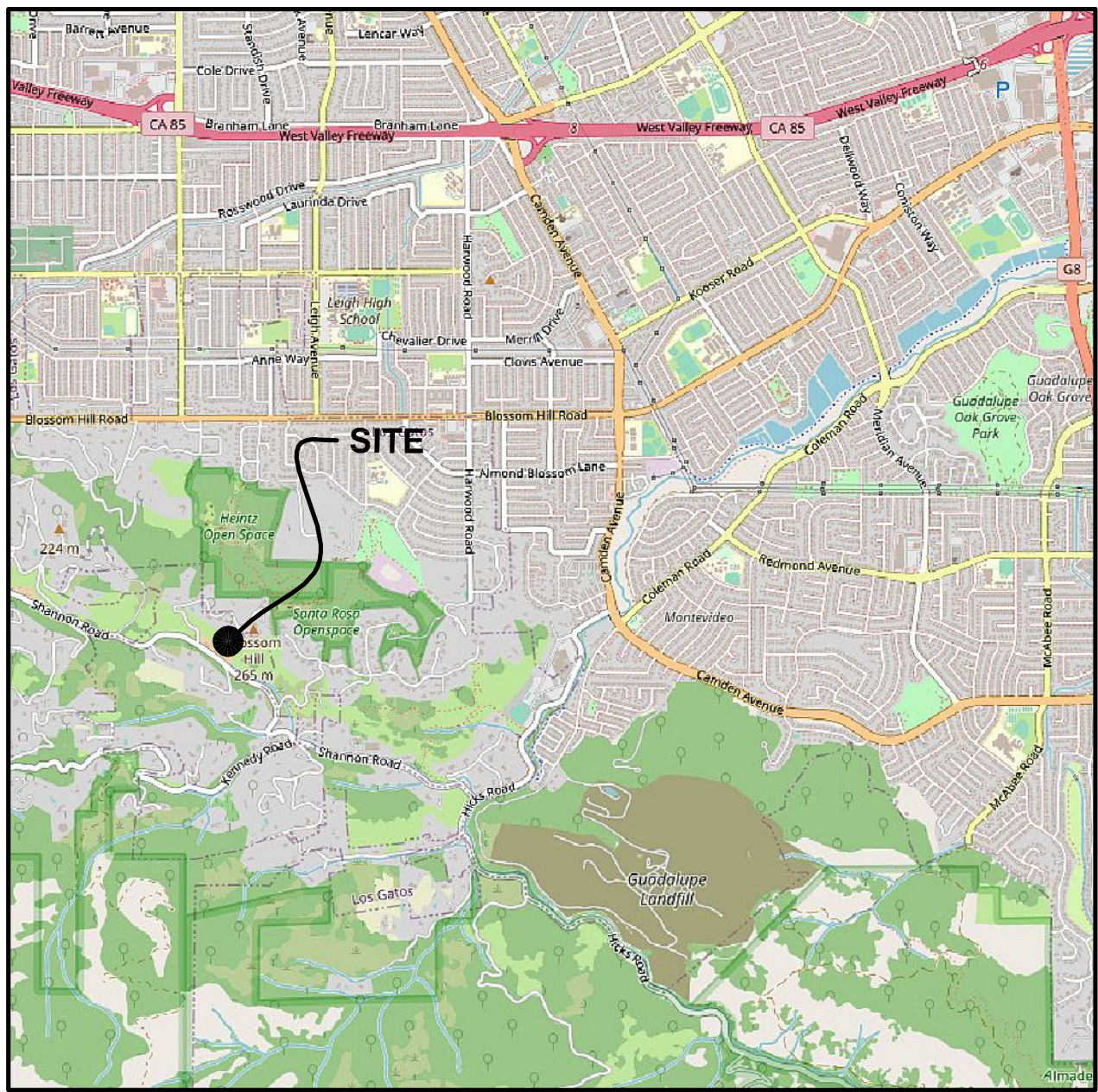
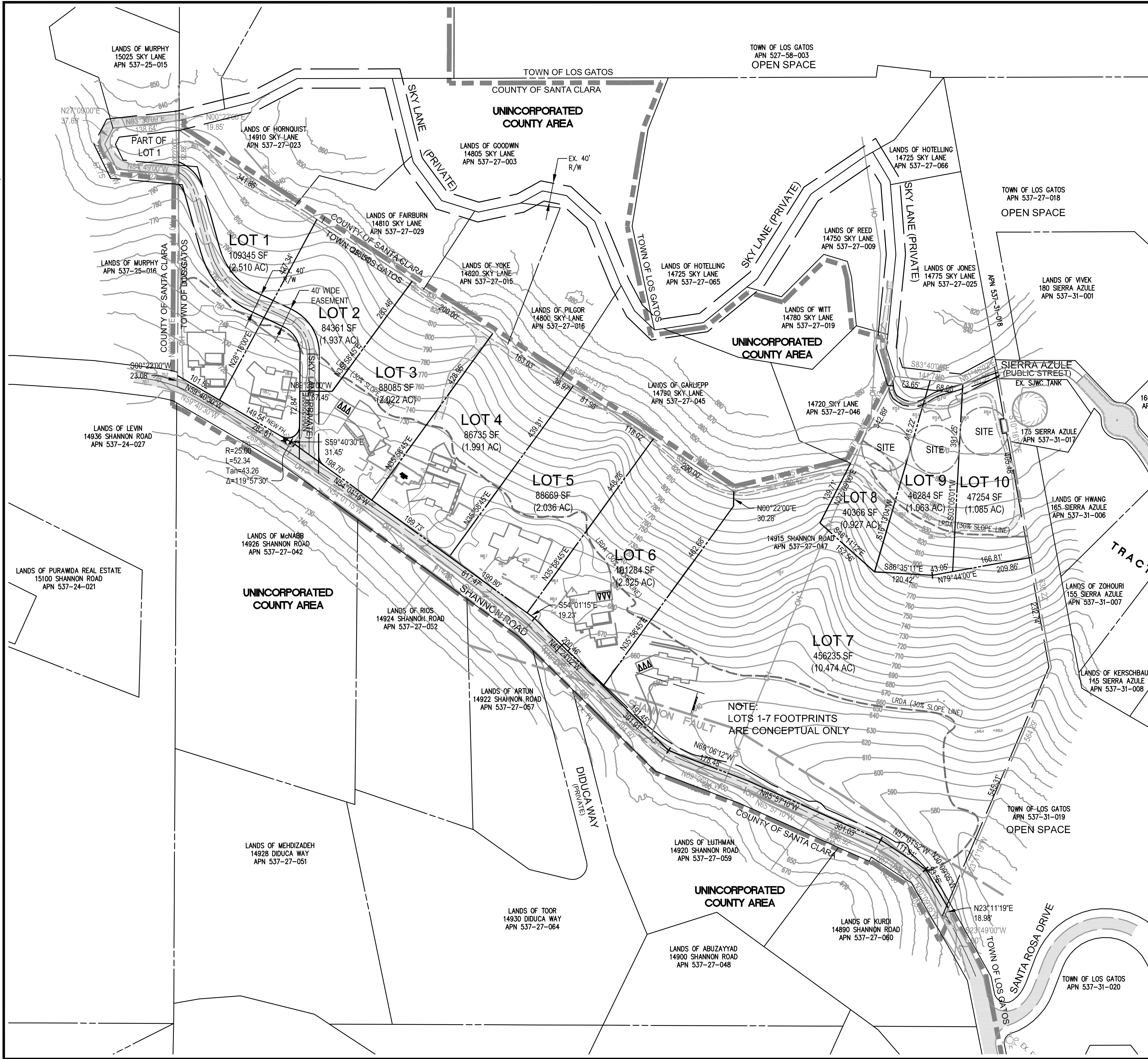
SLOPE DENSITY LOT YIELD:
10 UNITS

OPEN SPACE:
16.2 ACRES (58%)

LOT AREA:
11.7 ACRES (42%)



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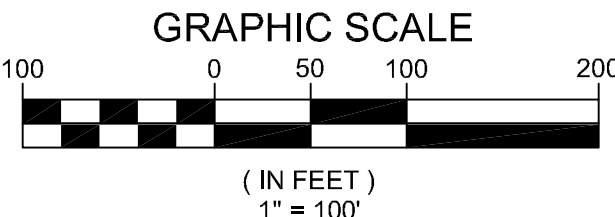
VICINITY MAP
NOT TO SCALE

TENTATIVE MAP NOTES

SUBDIVISION NAME:	SHANNON HEIGHTS 14915 SHANNON ROAD LOS GATOS, CA 95032 INTERSECTION OF SHANNON ROAD AND SKY LANE
OWNER	RAY M. ELAM III, TRUSTEE ELAM FAMILY TRUST A UNDER AGREEMENT DATED JULY 29, 2002 1432 SEA RIDGE DRIVE NEWPORT BEACH, CA 92660
CIVIL ENGINEER:	TERENCE J SZEW CZYK, P.E. TS/CIVIL ENGINEERING INC 1776 TECHNOLOGY DR. SAN JOSE, CA 95110 (408) 316-2696
APN:	537-27-047
GENERAL PLAN DESIGNATION:	AGRICULTURE
HILLSIDE SPECIFIC PLAN:	SUB-AREA 1 - BLOSSOM HILL ROAD 2.5-10 ACRES PER DWELLING UNIT
EXISTING ZONING:	RC - RESOURCE CONSERVATION (DUE TO PRIOR WILLIAMSON AG LAND PRESERVATION CONTRACT)
PROPOSED ZONING:	HR-2.5 - HILLSIDE RESIDENTIAL 2.5 DWELLING UNITS PER ACRE
PUBLIC AREAS:	NONE
WATER SUPPLY:	EXISTING 8" MAIN IN SHANNON ROAD
SEWAGE DISPOSAL:	ON-SITE PRIVATE PUMP TO GRAVITY MAIN AT TERMINUS OF SIERRA AZULE. WEST VALLEY SANITATION DISTRICT
GAS & ELECTRIC:	PG&E
TELEPHONE:	AT&T
CABLE/INTERNET:	FRONTIER CABLE
STORM DRAINAGE:	TOWN OF LOS GATOS
GROSS AREA: NET AREA TO LOTS: AREA UNDER 50%:	27.68 ACRES 26.37 ACRES 21.89 ACRES
SLOPE DENSITY LOT YIELD:	10 UNITS
OPEN SPACE: LOT AREA:	16.2 ACRES (58%) 11.7 ACRES (42%)

DESIGNED UNDER THE SUPERVISION OF:

TERENCE J. SZEW CZYK
NO. 35527
EXP. 9-30-23
STATE OF CALIFORNIA
3-15-22
EXPIRATION DATE: 09/30/2025



TS/CIVIL ENGINEERING, INC.
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
PH: 408.452.9300
FAX: 408.837.7550

TS-CIVIL ENGINEERING

SHANNON HEIGHTS
SUBDIVISION

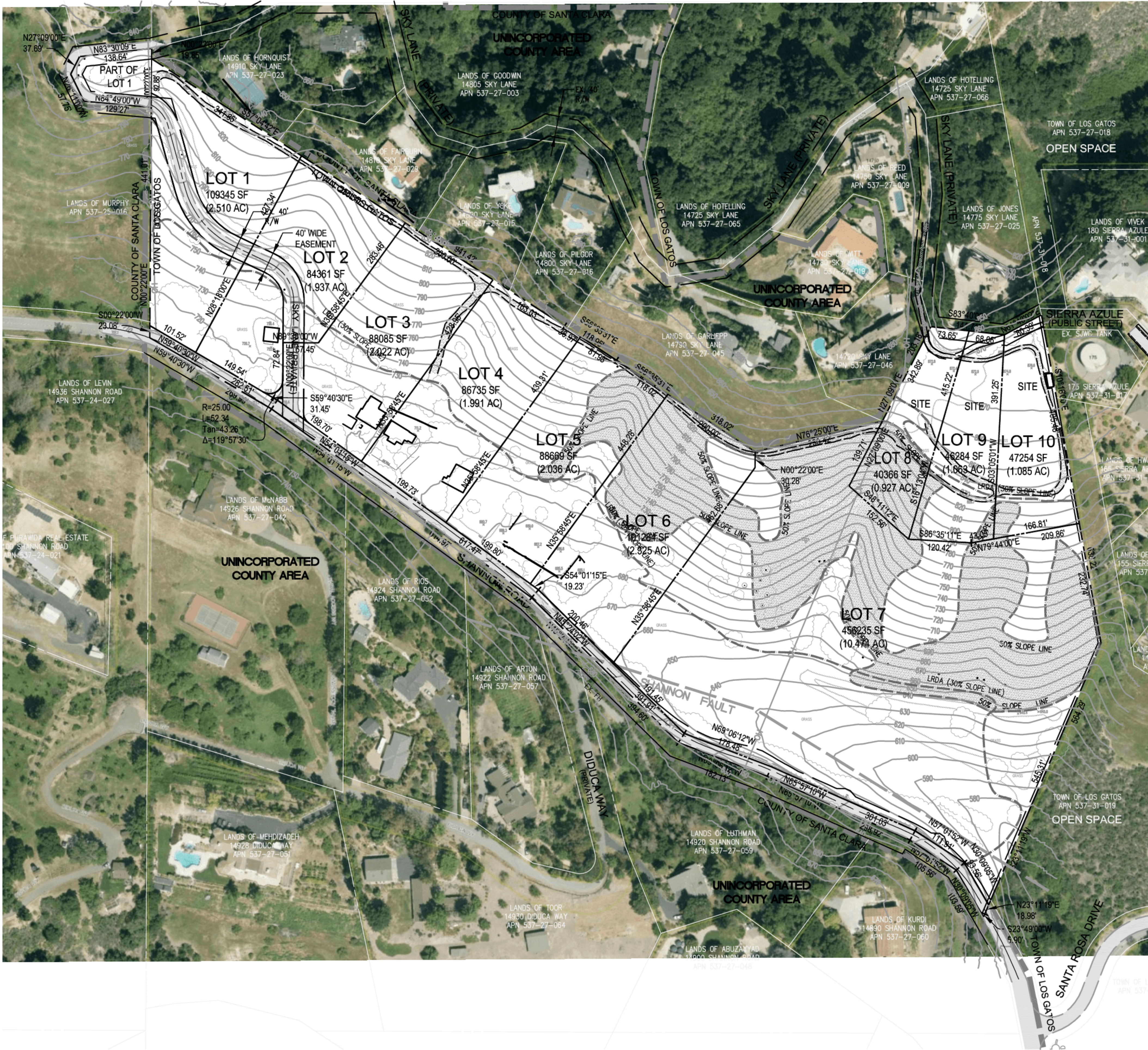
TENTATIVE MAP
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

NO.	DATE	REVISIONS	BY
6			
5			
4			
3			
2			
1			

DATE: 3-15-22
SCALE: 1"=100'
DRAWN BY: DKH
SURVEYED BY:
PROJ ENGR: TJS
CHECK BY: TJS
SHEET NO.
C-1
OF 10 SHEETS
JOB NO.
20-235

03/30/2022 4:41pm - N:\2020 JOBS\20-235\DWG\20-235 C1 TENTATIVE MAP.dwg - C1

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AVERAGE SLOPE

NET AREA
(INCLUDING PRIVATE STREETS) 27.68 AC

AREA OVER 50% SLOPE
(5.79 AC / 10 AC = 0.58 DU'S)

AVERAGE SLOPE
(LESS AREA OVER 50%)

S = $\frac{(0.00229)(10)(26,565)}{(27.68 - 5.79)}$

S = 27.7%

ALLOWABLE DWELLING UNITS
FOR HR-2 1/2 ZONING

MINIMUM LOT AREA

a = THE GREATER OF

$\frac{1}{(0.6893 - (0.011786 * S))}$ OR 2.5

$\frac{1}{(0.6893 - (0.011786 * 27.7))}$ OR 2.5

$\frac{1}{0.363}$ OR 2.5

2.75

a = 2.75

AREA OF PARCEL (EXCLUDING > 50% SLOPE) = 21.89 ACRES

ALLOWABLE DWELLING UNITS = $\frac{21.89 \text{ ACRES}}{2.75 \text{ ACRES/UNIT}}$ = 7.96 DU'S

TOTAL NUMBER OF ALLOWABLE DWELLING UNITS

7.96 DU'S
+ 0.58 > 50%
+ 1 EX. LEGAL LOT
9.54 UNITS
ROUND UP TO 10 LOTS

LEGEND

AREA > 50% SLOPE

DESIGNED UNDER THE SUPERVISION OF:

TERENCE J. SZCZECZYNSKI
NO. 35527
EXP. 9-30-23
STATE OF CALIFORNIA
3-15-22

TERENCE J. SZCZECZYNSKI
EXPIRATION DATE: 09/30/24

GRAPHIC SCALE

100 0 50 100 200
(IN FEET)
1" = 100'

TS CIVIL ENGINEERING, INC.
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
PH: 408.452.9300
FAX: 408.837.7550

TS CIVIL ENGINEERING

SHANNON HEIGHTS
SUBDIVISION

SLOPE DENSITY MAP
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

NO.	DATE	BY	REVISIONS
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5			
4			
3			
2			
1			

DATE: 3-15-22

SCALE: 1"=100'

DRAWN BY: DKH

SURVEYED BY:

PROJ ENGR: TJS

CHECK BY: TJS

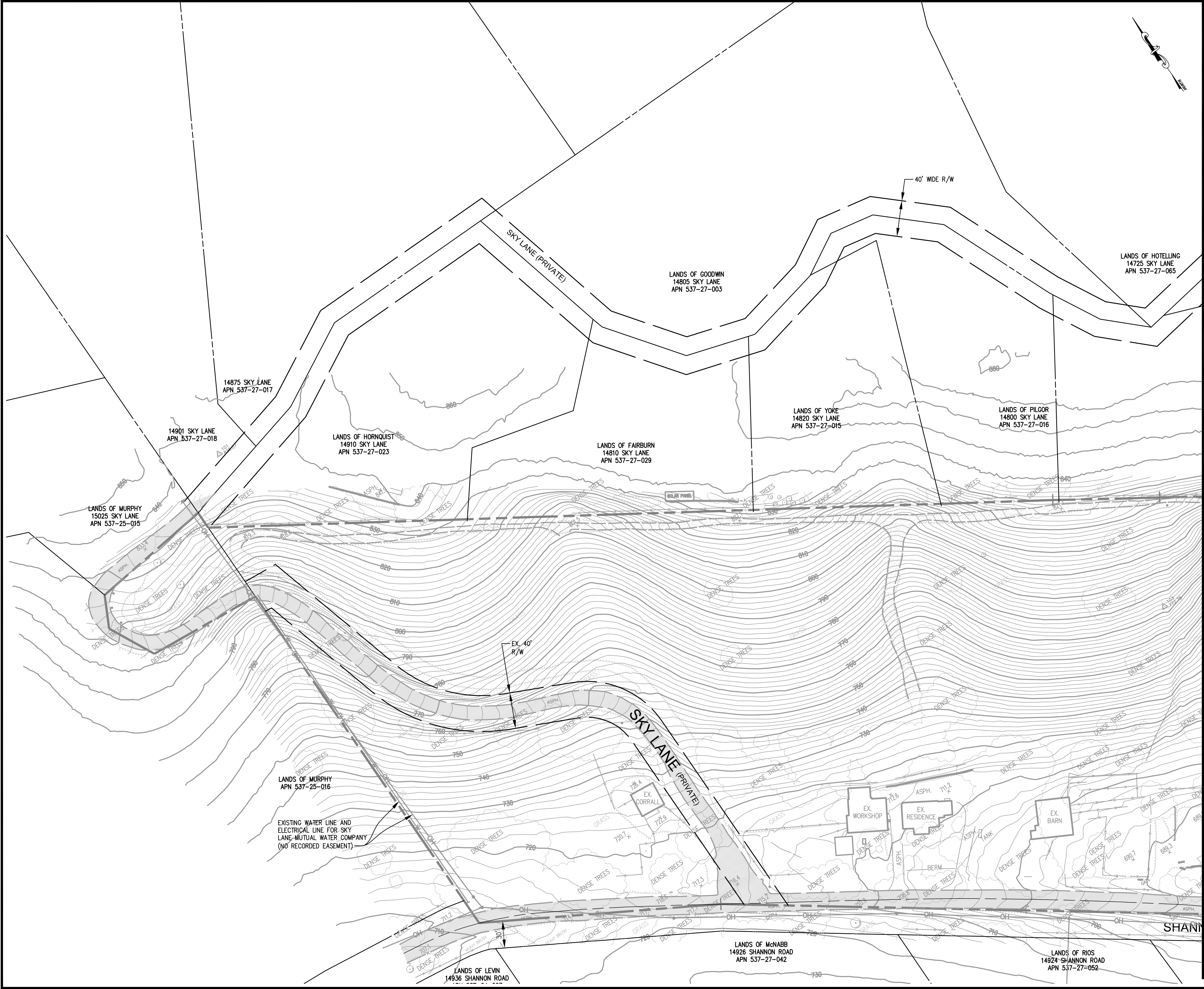
SHEET NO.

C-2
OF 10 SHEETS

JOB NO.
20-235

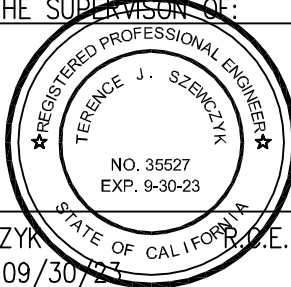
03/30/2022 4:41pm N: \2020 JOBS\20-235\DWG\20-235 C2 SLOPE DENSITY MAP.dwg - C2

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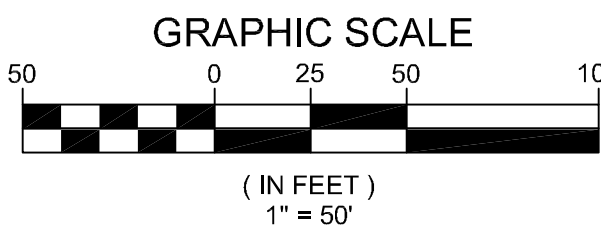


MATCH LINE - SEE SHEET C-4

DESIGNED UNDER THE SUPERVISION OF:



TERENCE J. SZEWCZYK
EXPIRATION DATE: 09/30/23
STATE OF CALIFORNIA, No. 35527

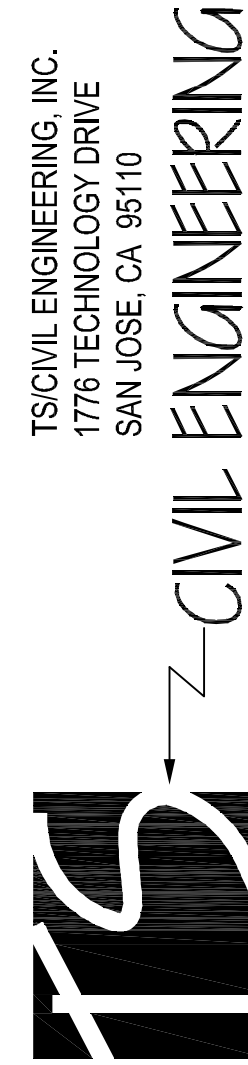


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EXISTING CONDITIONS PLAN 1
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

SHANNON HEIGHTS
SUBDIVISION

TS CIVIL ENGINEERING, INC.
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110



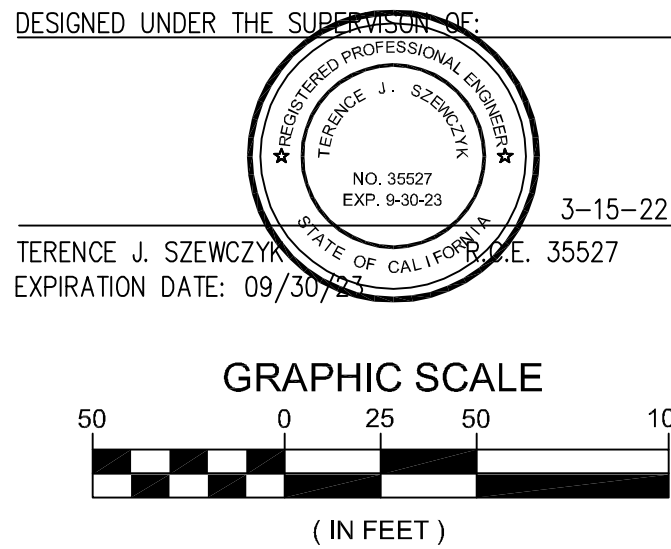
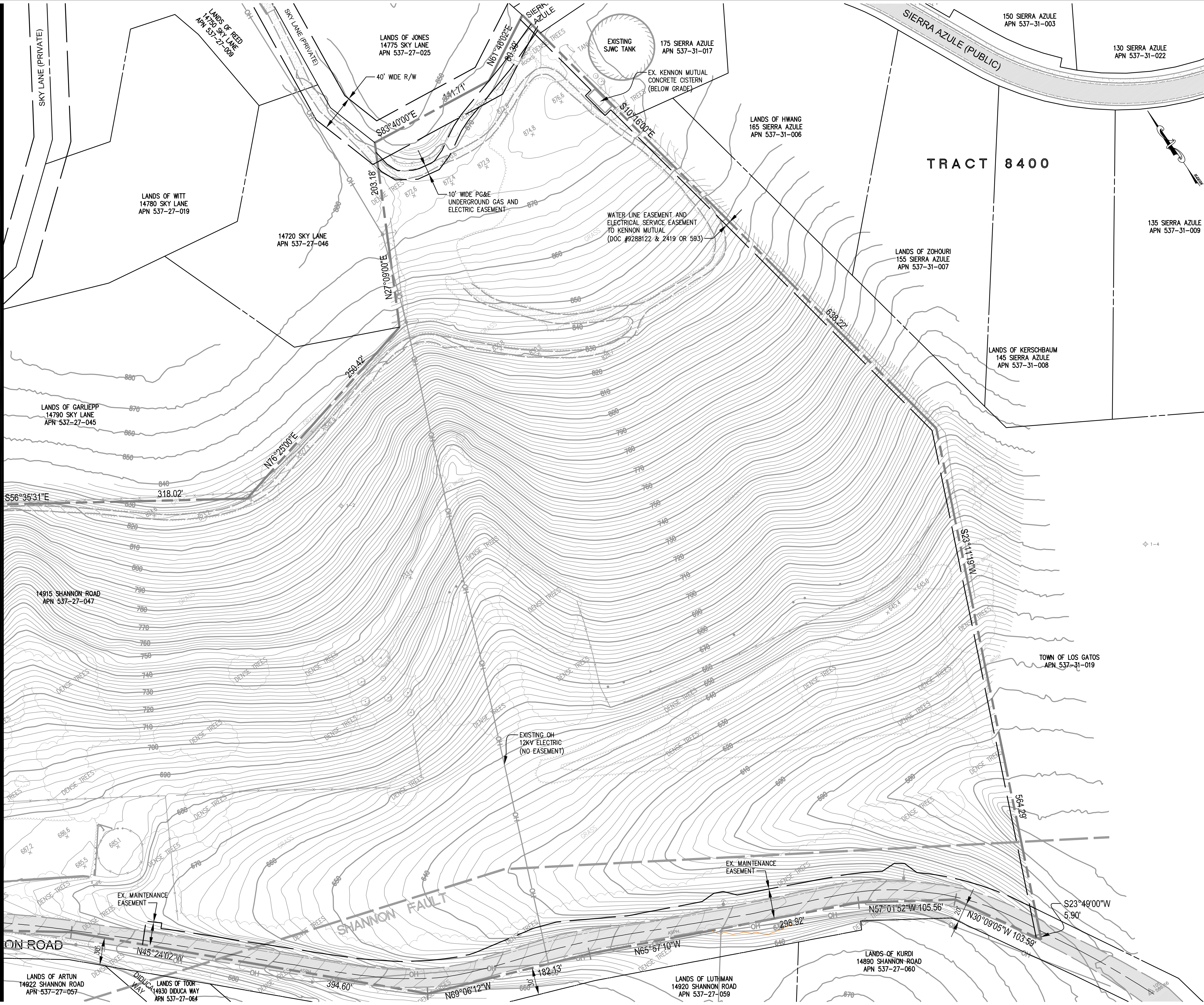
PH: 408.452.9300
FAX: 408.837.7550

C-3
OF 10 SHEETS
JOB NO. 20-235

03/30/2022 4:41pm - N:\2020 JOBS\20-235\DWG\20-235 C3 EXISTING CONDITIONS PLAN 1.dwg - C3

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MATCH LINE - SEE SHEET C-3



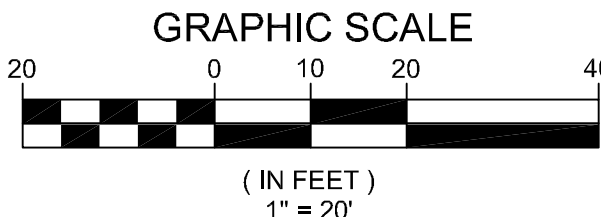
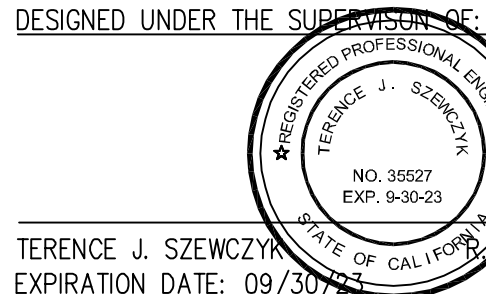
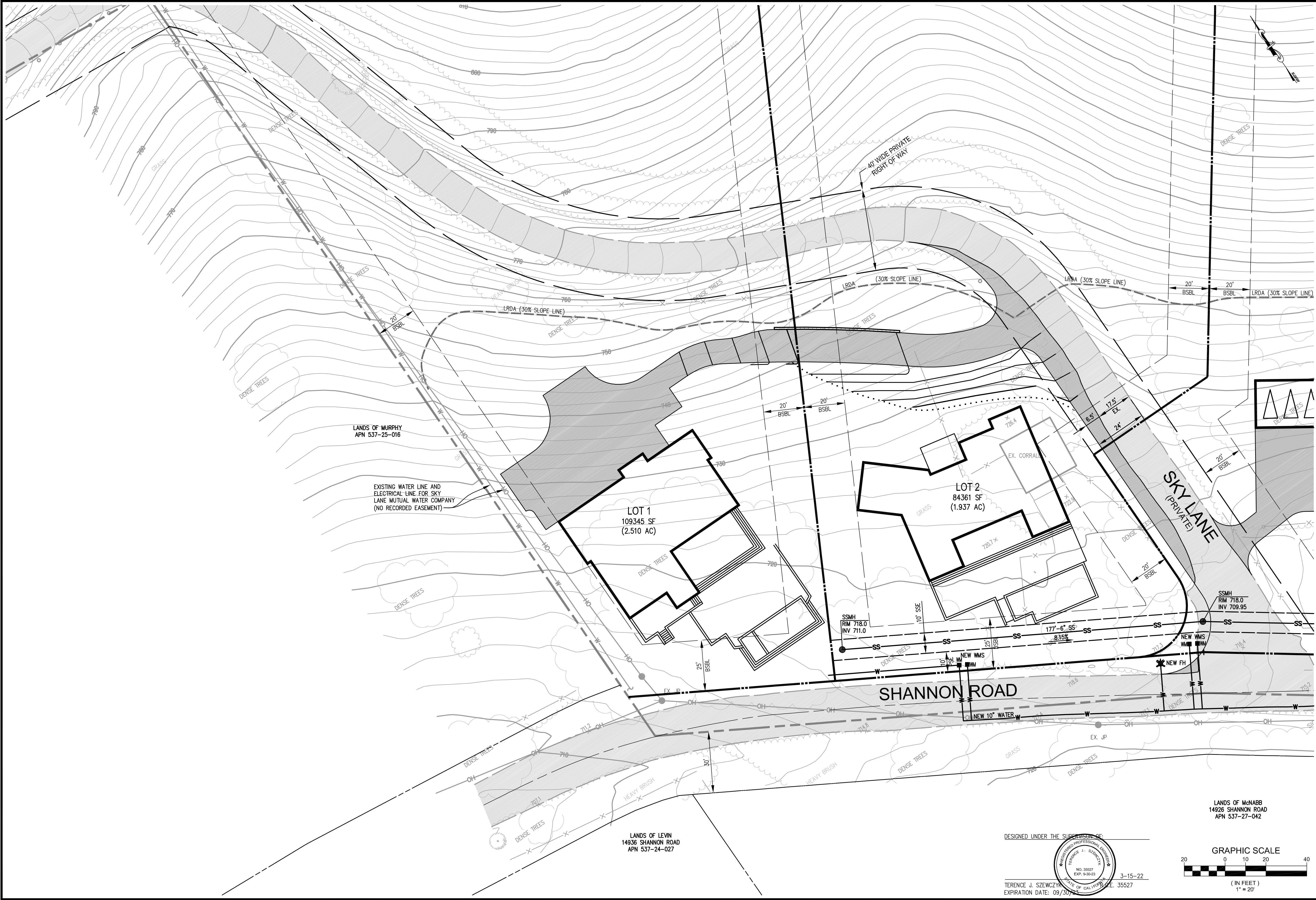
DATE:		3-15-22
SCALE:		1"=50'
DRAWN BY:		DKH
SURVEYED BY:		TJS
PROJ ENGR:		TJS
CHECK BY:		TJS
SHEET NO.		C-4
JOB NO.		20-235

EXISTING CONDITIONS PLAN 2
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

SHANNON HEIGHTS
SUBDIVISION

TS CIVIL ENGINEERING
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
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1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
PH: 408.452.9300
FAX: 408.837.7550

SHANNON HEIGHTS
SUBDIVISION

LOTS 1 & 2
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

NO.	DATE	REVISIONS	BY
6			
5			
4			
3			
2			
1			

DATE: 3-15-22
SCALE: 1"=20'
DRAWN BY: DKH
SURVEYED BY:
PROJ ENGR: TJS
CHECK BY: TJS
SHEET NO.
C-5
OF 10 SHEETS
JOB NO.
20-235

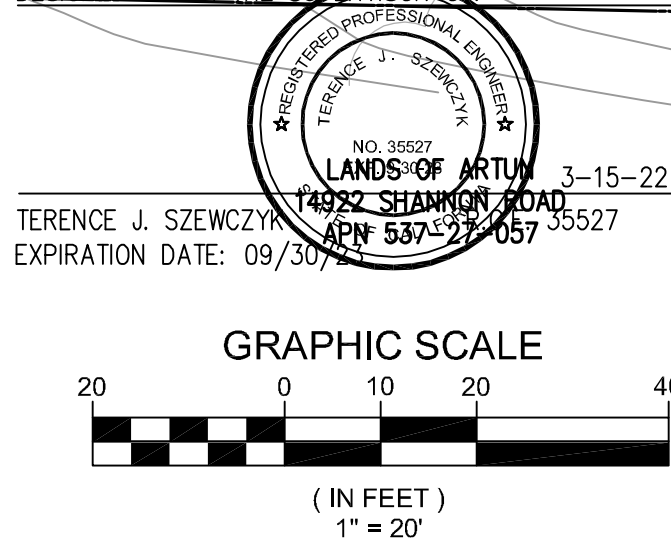
03/30/2022 4:42pm - N:\2020 JOBS\20-235\DWG\20-235 C5 LOTS 1 & 2.dwg - C5

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LANDS OF McNABB
14926 SHANNON ROAD
APN 537-27-042

LANDS OF RIOS
14924 SHANNON ROAD
APN 537-27-052



REVISIONS		DATE
6		
5		
4		
3		
2		
1		
BY		
DATE		3-15-22
SCALE:		1"=20'
DRAWN BY:		DKH
SURVEYED BY:		
PROJ ENGR:		TJS
CHECK BY:		TJS
SHEET NO.		
C-6		
OF 10 SHEETS		
JOB NO.		20-235

TS CIVIL ENGINEERING

TS CIVIL ENGINEERING INC.
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
PH: 408.452.9300
FAX: 408.837.7550

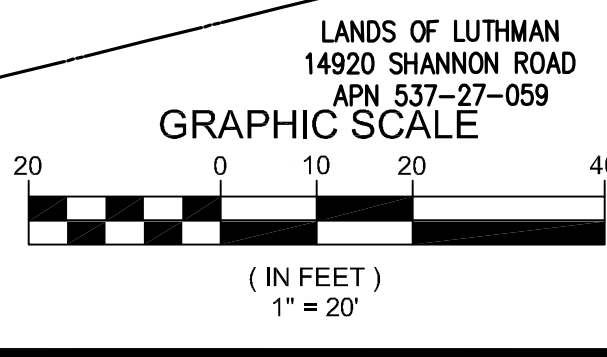
SHANNON HEIGHTS
SUBDIVISION

LOTS 3 4 & 5
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

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DESIGNED UNDER THE SUPERVISION OF:
TERENCE J. SZEWCZYK
REGISTERED PROFESSIONAL ENGINEER
NO. 35527
EXP. 9-30-23
3-15-22
TERENCE J. SZEWCZYK
STATE OF CALIFORNIA
EXPIRATION DATE: 09/30/24



TS CIVIL ENGINEERING
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
PH: 408.452.9300
FAX: 408.837.7550

SHANNON HEIGHTS
SUBDIVISION

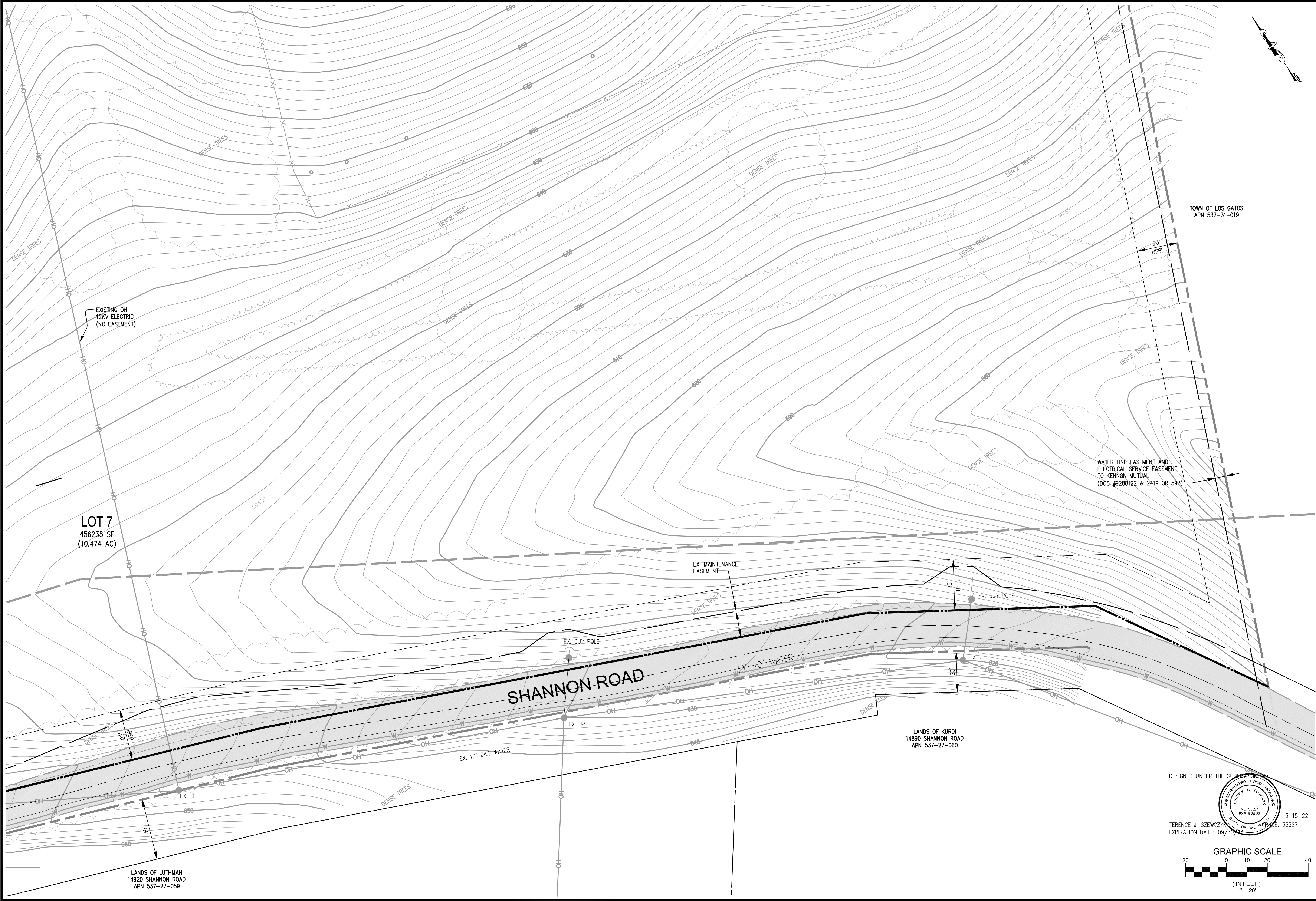
LOTS 6 & 7
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

NO.	DATE	REVISIONS	BY
6	3-15-22		
5			
4			
3			
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1			

DATE: 3-15-22
SCALE: 1"=20'
DRAWN BY: DKH
SURVEYED BY:
PROJ ENGR: TJS
CHECK BY: TJS
SHEET NO.
C-7
OF 10 SHEETS
JOB NO.
20-235

03/30/2022 4:42pm - N:\2020 JOBS\20-235 DWG\20-235 C7 LOTS 6 & 7.dwg - C7

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TOWN OF LOS GATOS
APN 537-31-019

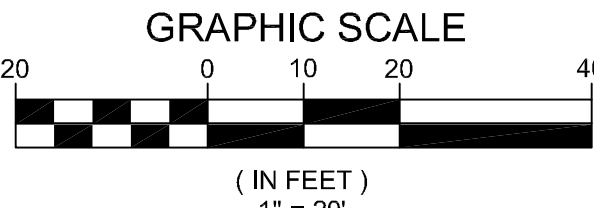
WATER LINE EASEMENT AND
ELECTRICAL SERVICE EASEMENT
TO KENNON MUTUAL
(DOC #9288122 & 2419 OR 593)

SHANNON ROAD

LANDS OF KURDI
14890 SHANNON ROAD
APN 537-27-060

LANDS OF LUTHMAN
14920 SHANNON ROAD
APN 537-27-059

DESIGNED UNDER THE SUPERVISION OF
TERENCE J. SZEWCZYK
NO. 35527
EXP. 9-30-23
STATE OF CALIFORNIA
3-15-22
EXPIRATION DATE: 09/30/24



TS CIVIL ENGINEERING
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
PH: 408.452.9300
FAX: 408.837.7550

SHANNON HEIGHTS
SUBDIVISION

LOT 7
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

NO.	DATE	BY	REVISIONS
6			
5			
4			
3			
2			
1			

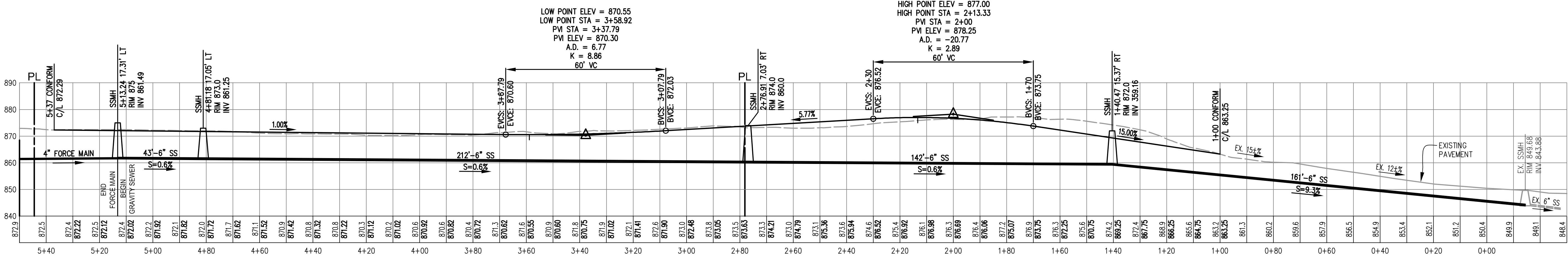
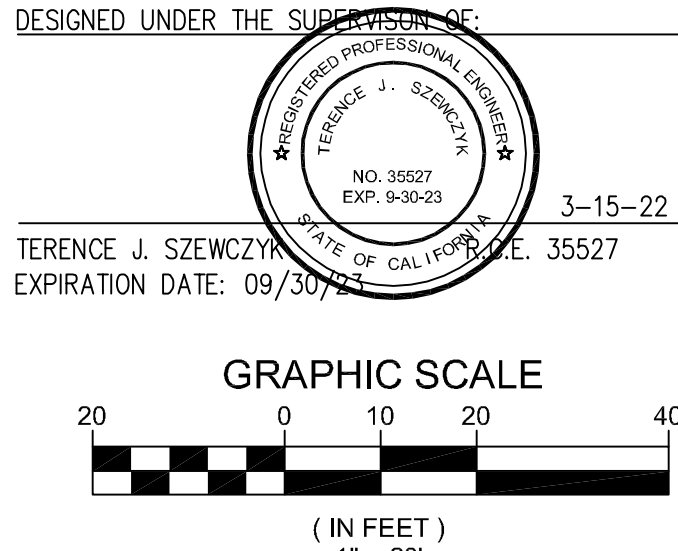
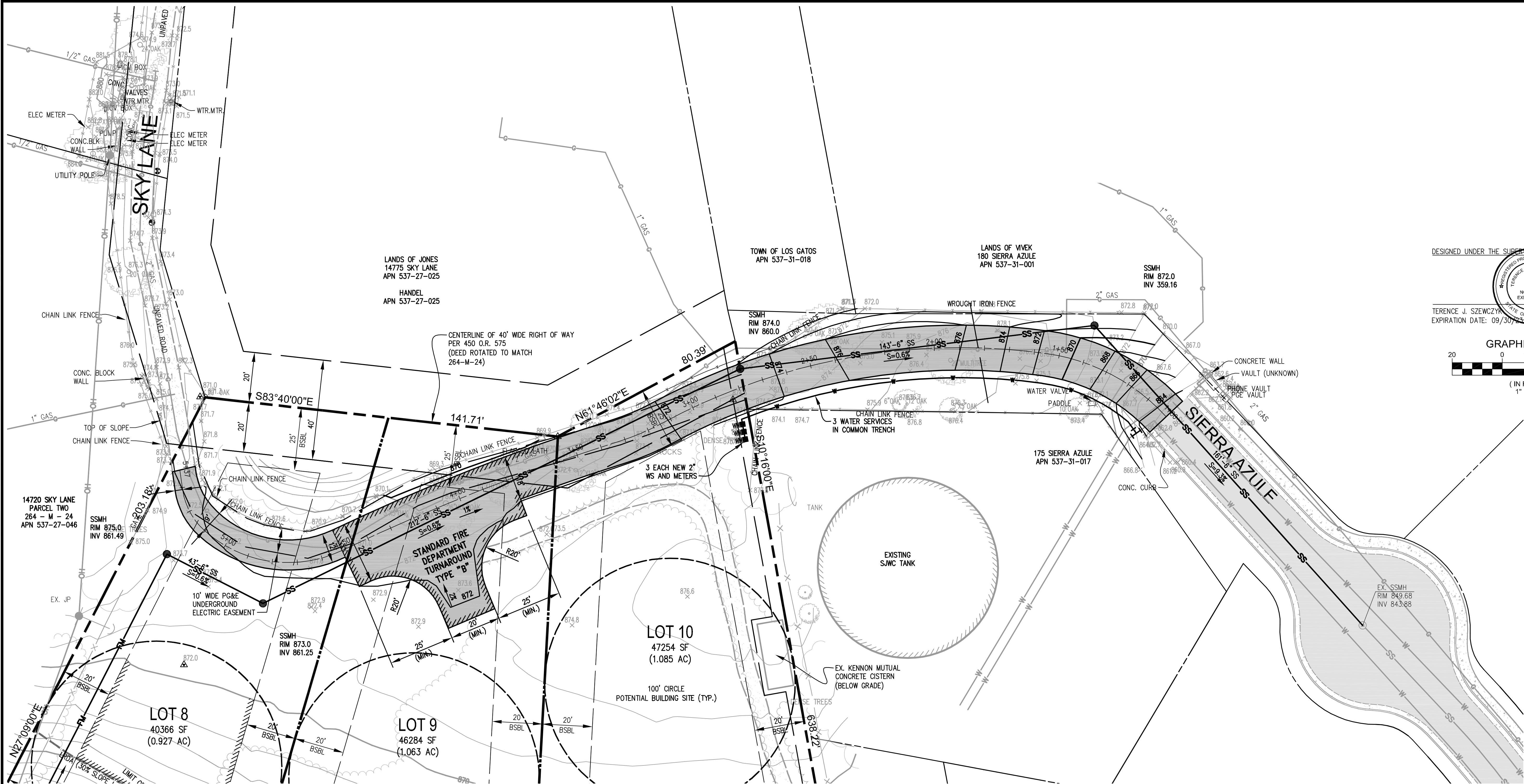
DATE: 3-15-22
SCALE: 1"=20'
DRAWN BY: DKH
SURVEYED BY:
PROJ ENGR: TJS
CHECK BY: TJS
SHEET NO.
C-8
OF 10 SHEETS
JOB NO.
20-235

03/30/2022 4:42pm - N: \2020 JOBS\20-235\DWG\20-235 C8 LOT 7.dwg - C8

[illegible]

03/30/2022 4:42pm - N:\2020 JOB\20-235\DWG\20-235 C9 LOTS 8 9 & 10.dwg - C9

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SKY LANE TO SIERRA AZULE
EMERGENCY ACCESS ROAD CONNECTION
14915 SHANNON ROAD
LOS GATOS, CA 95032
APN 537-27-047

SHANNON HEIGHTS
SUBDIVISION

TS CIVIL ENGINEERING, INC.
1776 TECHNOLOGY DRIVE
SAN JOSE, CA 95110
PH: 408.452.9300
FAX: 408.837.7550

DATE: 3-15-22
SCALE: 1"=20'
DRAWN BY: DKH
SURVEYED BY:
PROJ ENGR: TJS
CHECK BY: TJS
SHEET NO.
C-10
OF 10 SHEETS
JOB NO.
20-235

03/30/2022 4:41pm - N:\2020 JOBS\20-235\DWG\20-235 C10 EMERGENCY ACCESS ROAD CONNECTION.DWG - 10

From: Terence J. Szewczyk [REDACTED]
Sent: Monday, September 11, 2023 7:45 AM
To: Jennifer Armer <JARmer@losgatosca.gov>
Subject: Firing an Inadequate Fire Marshal

[EXTERNAL SENDER]

Jennifer, Do you have enough info? I'd like to do something that is more bullet point for the council.

1) Los Altos Hills hired Pyroanalysis and offered residents the option to skip SCCFD errant review. Also amended their fire code. Date.....

2) County of Santa Clara- the Governing Board of Supervisors of this Fire District ordered them to discontinue the ridiculous Fire Marshal Appeals in Dec 2022. Planning Staff characterized the Fire Marshal requirements as "burdening applicants with improving public and private streets from the firehouse door to the applicant's site". The County Planning Dept now intervenes at the beginning of a land use project to anticipate unconstitutional requirements by Fire. This is in lieu of an 18-month delay for denial by the Fire Marshal and appeal to the County Planning Commission.

3) City of Saratoga adopted a preemptive road policy which states that unilateral widening to 20' pursuant to PRC 4290 has unanticipated environmental and historic impacts. March 2023.

Monte Sereno and Cupertino are missing in action relative to these unlawful requirements as they consider it helpful with their anti-development agendas.

Finally, Brian Glass- Some type of Assistant Chief with a \$500,000 salary at SCCFD, or maybe he's the person accountable for the Fire Marshal Performance (nobody knows as the SCCFD has no organization chart) can't respond to me about enforcement inconsistencies and untrained Fire Marshal Clerks. This is not because my complaints were not specific, rather they were expressed in anger and frustration due to the 10-year declining competence of SCCFD staff. He chose to answer none of the questions and instead merely returned my insults.