

Exhibit P – E-mail, Plaintiff to County Commission, June 6, 2011

Tom Taormina

From: Fred Hopengarten <hopengarten@post.harvard.edu>
Sent: Monday, June 06, 2011 12:36 PM
To: commissioners@storeycounty.org; bkershaw@storeycounty.org;
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aosborne@storeycounty.org; pwhitten@storeycounty.org; bmaddox@storeycounty.org;
'Dean Haymore'
Cc: 'Tom'
Subject: Proposed New Motion F re Taormina

To the Commissioners:

The Staff Summary on SUP Application No. 2011-010, for the Meeting of June 7, 2011, does not include the compromise recommendation I made to you when last I appeared before you on this matter.

There has been no attempt to negotiate a compromise with the applicants in accordance with the decision of Judge Hicks. Furthermore, no public hearing, where the Commission controls the agenda and time, can be considered a good faith negotiation.

Nonetheless, in the last hearing, out of concerns for objections to the project, I modified the request of the applicants. The number of structures requested was reduced from six towers to five (16%), and the maximum height of the tallest structure was lowered from 195' to 175' (10%). No mention of this is made in the Staff Recommendation.

Therefore I ask the Commission to separately consider the following new proposed **Motion F**, which would be acceptable to the applicants and make further proceedings unnecessary:

ALTERNATIVE: MOTION F: In accordance with the recommendation of the Community Development Department that this use is in accordance with section 17.62.010 (see letter of April 28, 2011), to grant a Special Use Permit for Planning Case No. 2011-010, allowing the Applicant to maintain **three existing amateur radio antenna lattice towers (not to exceed 140, 140 and 110 feet in height) and to install two monopole towers for which building permit # 8354 has previously been granted (not to exceed 175 and 140 feet in height)**. "Existing" contained herein means that each permitted tower will remain at or lower than its current height and at or less than its structure face. This motion allows the permit holder to move the permitted towers around the property, so long as there are no more than five antenna support structures greater than 45 feet in height, and each tower remains in compliance with the limitations of this Special Use Permit, and the applicable Storey County Building Code, including setbacks and noise requirements for the use of an emergency power generator.

For your convenience, I have attached this Motion separately. Thank you.

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