

October 19, 2019

Mark Wardlaw, Director
County of San Diego – Planning and Development Services
5510 Overland Avenue, Suite 310
San Diego, CA 92123
Mark.Wardlaw@sdcounty.ca.gov

NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review, S.O:
PDS2008-3500-08-015, LOG NO. PDS2008-3910-0808012

Dear Mr. Wardlaw:

I expect the applicant to be required to submit a full Environmental Impact Report for this project as the County required in 2015.

It is the season for the World Series. When I watch, it is obvious we Americans love the contest between teams that both have opportunities at playing offense and defense. In this situation of the proposed Construction Demolition Recycling Center, the County is now using the California Environmental Quality Act Section 15183 exemption process which eliminates fairness. If approved, the applicant will be granted the position of being permanently on the offense, while the County of San Diego and 6,000 plus residents in the area will be in a position of permanent defense. The CEQA exemption process is not appropriate for this project. There are too many stakeholders for an exemption.

The applicant has proven to be a less than desirable neighbor. The property was illegally graded around 2005. It is at that time, I looked over and saw possibly 100 to 150 blue porta-potties on the site. The County PDS stated that action was out of code and will take care of it. Who knows what the plans were for all of those porta-potties on that site?

Almost every Saturday morning for numerous hours, this applicant shoots guns from the project site, ranging from pistols to rifles to semi-automatic weapons. Wind travels west to east and noise propagates with distance, especially in this topography of valleys and mountains. Being about a mile away, my family is disturbed at our home site for hours. I have heard these shots while hiking 2.5 miles east of the project site. I reached out to the County, the Sheriff and to the Board of Supervisors. The only agency to respond was the Sherriff through an email stating the property owner had the right to shoot guns. The San Diego Sherriff department released the County shooting map on September 16, 2011. This spot is zoned for shooting with restrictions. All areas adjacent to this spot are not zoned for shooting.

In footnote 1 of the Technical Memorandum regarding noise from DUDEK, it states:

“Under this permitting tier, the facility has the option of collecting and processing materials identified in construction and demolition and CDI categories other than wood debris and concrete and asphalt in the future.”

What is included in these other categories? Would the applicant have the right to process these materials without a notice to the San Diego County and/or to the residents? Does this mean the applicant can process radioactive concrete from San Onofre without notifying San Diego County? Without notifying the over 6,000 residents?

The business plan only calls for the shipping out of 2 truckloads per day. This amount is not economically viable. What is the applicant really trying to do with this property?


At times, technical reports are in conflict with each other and methodologies are different among consultants. Which consultant do we believe?

I am opposed to such a vague project that has conflicting details. The project is not going to be economically viable with rates set forth by the applicant. By approving the special CEQA Section 15183 exemption process and eliminating the Environmental Impact Review, the applicant will be given full go ahead to be a poor neighbor without oversight and accountability, potentially harming thousands of residents in the area.

I ask of you and propose:

- 1) The zoning of this property be legally set back to Rural Residential
- 2) A full Environmental Impact Review be performed as required in 2015.
- 3) The Sherriff shooting zone for this spot zone be changed to “No Shooting” allowed.

Respectfully,

Signed: 

Name: Laura M. Bowersox

Address: 25240 Jesmond Dene Hts Place
Escondido, CA 92026

October 27, 2019

David Sibbet, Planning Manager
County of San Diego – Planning and Development Services
5510 Overland Avenue, Suite 130
San Diego, CA 92123
david.sibbet@sdcounty.ca.gov

NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review, S.O:
PDS2008-3500-08-015, LOG NO. PDS2008-3910-0808012

Dear Mr. Sibbet:

I am not in favor of the above project and would expect the applicant to be required to submit a full Environmental Impact Report for this project as the County required in 2015.

I have read through the original Noise analysis by Ldn Consulting, Inc. and the Supplementary Noise Analysis, by DUDEK. I have questions and issues with both analyses.

1. There is no equipment layout, yet both of the Consultants calculate noise levels from the centroid of the property with confidence?

All the presented noise calculations are from the triangulated “center” of the property. Therefore, distances to residences may be actually closer than reported and the decibels at the property lines may be higher than calculated.

2. The original Ldn Noise assessment report had reduction of noise due to buildings.

There is not a facility layout with machinery and buildings.

3. Noise analysis by both consultants does not address Meteorological effects (wind, temperature and humidity) of noise propagation over distance.

“First of all, wind alters sound propagation by the mechanism of refraction; that is, wind bends sound waves. Wind nearer to the ground moves more slowly than wind at higher altitudes, due to surface characteristics such as hills, trees, and man-made structures that interfere with the wind. This wind gradient, with faster wind at higher elevation and slower wind at lower elevation causes sound waves to bend downward when they are traveling to a location downwind of the source and to bend upward when traveling toward a location upwind of the source. Waves bending downward means that a listener standing downwind of the source will hear louder noise levels than the listener standing upwind of the source. This phenomenon can significantly impact sound propagation over long distances and when wind speeds are high.”

Source: <https://www.abdengineering.com/blog/weather-affects-noise-study/>

4. The Supplementary Noise Analysis does not have details for a blasting plan, yet claims blasting would be less than significant. How can the consultants have that kind of confidence without a plan?
5. The noise analysis should have noise contours lines to account for the geography of the area.
6. The Supplementary Analysis by Dudek, proposes that the noise at property lines should be legally set at the side of the applicant and not at the side of the resident. This fails to address San Diego County “ ORDINANCE NO. 9962 (N.S.), Section 1. Title 3, Division 6, Chapter 4 of the San Diego County Code of Regulatory Ordinances is amended to read as follows: **CHAPTER 4. NOISE ABATEMENT AND CONTROL**” legally and properly.

In the following table, the consultant misleads the reader with the words “Permitted Land Use”. The consultant is stating that the noise level of 70 dBA is acceptable at the lot line where the permitted land meets zoning R-R and A-70.

Table 5
Operational Noise Levels at Adjusted Lot Line Boundary

Source ¹	Source Noise Level at 50 feet (dBA L _{eq})	Distance to Property Line ² (feet)	Noise Reduction Due to Distance (dBA)	Noise Reduction from Topography (dBA)	Calculated Noise Level at Property Line (dBA L _{eq})
Wheel Loader	75	400	-18.1	0	56.9
C & D Crusher	88	400	-18.1	0	69.9
Combined Calculated Noise Level (dBA L _{eq})					70
County Noise Standard for Permitted Land Use (dBA L _{eq})					70
Complies with County Noise Ordinance?					Yes



I suggest that the 70 be struck and the R-R and A-70 land use dBA be inserted. With this accurate look, using the San Diego County ORDINANCE NO. 9962 (N.S.), the project clearly does not comply with County Noise Ordinance.

Table 5
Operational Noise Levels at Adjusted Lot Line Boundary

Source ¹	Source Noise Level at 50 feet (dBA L _{eq})	Distance to Property Line ² (feet)	Noise Reduction Due to Distance (dBA)	Noise Reduction from Topography (dBA)	Calculated Noise Level at Property Line (dBA L _{eq})
Wheel Loader	75	400	-18.1	0	56.9
C & D Crusher	88	400	-18.1	0	69.9
Combined Calculated Noise Level (dBA L _{eq})					70
County Noise Standard for Permitted Land Use (dBA L _{eq})					70 50
Complies with County Noise Ordinance?					Yes NO

7. The first Ldn study bases the ambient noise level on two readings on that large property. Both readings are on Wednesday, March 13, 2013 between 9 AM and 10 AM, (the same day) and only 20 minutes long and only 1200 feet apart. This is an old measurement taken during a slow period of traffic. A new and relevant study for ambient noise needs to be prepared with varied hours (5 AM to 7 PM) and varied days accounting for the various meteorological effects in this hilly geology. Then, one can actually apply the San Diego County noise ORDINANCE NO. 9962 (N.S.) properly.
8. The Supplementary Analysis by Dudek, proposes a reduction of noise to the South due to a ridgeline. The true geography is a hill with a saddle, not a continuous ridgeline. The rooflines of these residents (in the City of Escondido to the South) are easily visible from the Jesmond Dene Area and I-15 because of this saddle. The use of ridgeline is misleading to those us who know the area. The use of ridgeline calculations is used wrong to get results that help this applicant.
9. Noise travels west to east. There is permitted gun shooting on that property and it is very disturbing. Will the applicants hide behind a wall and continue to shoot pistols, rifles and semi-automatics for hours on end on the weekends? Please hear and see the disturbing video in the **attachment** of this email.
10. The applicant proposes a wall to abate noise, but studies show that walls only propagate noise further. Walls help for the first 50 meters of noise reduction but then increases the noise for a further distance, especially in humid areas.
<https://undark.org/2017/12/27/highway-noise-barrier-science/>

Thank you for reading and taking public comments. There are too many conflicting and incomplete analyses that a layperson like myself was able to find. This project requires a thorough EIR with due diligence and integrity.

Respectfully,

Name: Laura M. Bowersox 10/27/2019

Address: 25240 Jesmond Dene Hts Place
Escondido, CA 92026

Cc: Ben Mills, Land Use Policy Advisor Benjamin.mills@sdcounty.ca.gov
Darin Neufeld, Chief Darin.Neufeld@sdcounty.ca.gov
Mel Millstein, Group Program Manager mel.millstein@sdcounty.ca.gov

Sibbet, David

From: Laura Bowersox <lmsox@cox.net>
Sent: Monday, October 28, 2019 3:43 PM
To: Sibbet, David
Cc: Mills, Benjamin; Neufeld, Darin; Millstein, Mel
Subject: Visual and Agricultural -NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15
Attachments: October 28_View_ag.docx

Good Afternoon Mr. Sibbet,

Attached is a letter addressing the visual and agricultural aspects of the project from my perspective. Thank you for taking public comments.

Laura Bowersox

CAUTION: This email originated from outside of the County network. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you are unsure, forward the email to spam.protection@sdcounty.ca.gov.

October 28, 2019

David Sibbet, Planning Manager
County of San Diego – Planning and Development Services
5510 Overland Avenue, Suite 130
San Diego, CA 92123
david.sibbet@sdcounty.ca.gov

NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review, S.O:
PDS2008-3500-08-015, LOG NO. PDS2008-3910-0808012

Dear Mr. Sibbet:

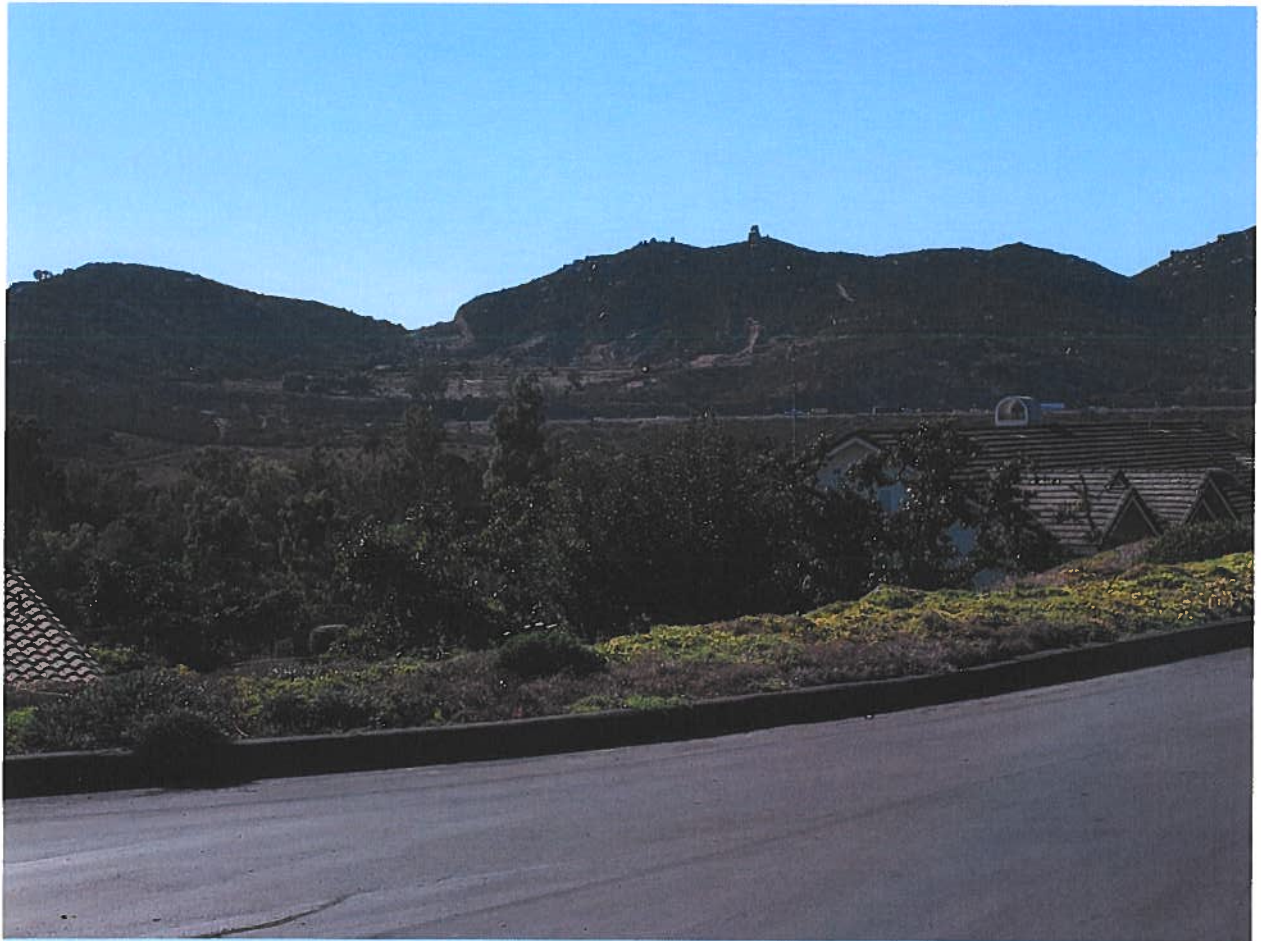
I am not in favor of the above project and would expect the applicant to be required to submit a full Environmental Impact Report for this project as the County required in 2015.

I have read through the Visual Resources Impact Report, prepared by TRS Consultants. I have also looked at the IPM plan dated 8/21/2014. I have questions and issues with the analyses. For both analysis, I would expect studies using accurate modern technology, considering the size of this project and the number of stakeholders.

1. TRS Consultant study, page 11, 3.2 Project Viewshed.

“The viewshed of the project represents a viewer’s perspective...” is the proper definition of viewshed. It is from the viewers’ perspective. The study then uses the term viewshed inaccurately in Figure 4, page F-5. Figure 4, is only an elevation drawing of areas that are supposedly higher in elevation and will be able to look down on the project. It is not a viewshed, it is a line of sight map from the project. There are two problems:

- a. You are in a toddler’s viewshed, although you are taller than the toddler. The Consultant’s study excludes all viewers and properties that are “shorter” in elevation than the project.
- b. My neighborhood is about .7 miles away and not included in their analysis of viewshed, Figure 4, affected homes. Please see the attached four photos of different vantage points in my neighborhood’s viewshed in Jesmond Dene Heights. I think you will agree that my neighborhood is affected. How many other neighborhoods are not in this study that will be affected? Again, this study needs to be more precise and use accurate modern modeling techniques, like GIS.





2. The TRS consultant report continually uses subjective and misleading words like “few”, “Low in number”, “View is distant” and “low to moderate”. These words are subjective and provide no data what so ever.
 - a. Page 14, Viewer Sensitivity, last paragraph.
“This view is distant, however, and details of the view are difficult to discern.”
Subjective statement. My house is .7 miles away and I can discern the view.
 - b. Page 14, Viewer Exposure, second paragraph.
Regarding the stationary viewers: “...In proximity to the project they are low in number.” What is low? There are over 6,000 residents in this valley.
 - c. Page 15, Viewer Awareness, paragraph five.
“The awareness of the viewers in this area is low to moderate.” Again, this is subjective and what does this mean? How do the consultants know awareness of the area? How large is the area? What roads are in this area? Such vague analysis that provide no data. I have 100% awareness of this project, as do every person in my neighborhood!

3. The IPM plan is a draft plan dated 8-21-2014. This plan reads like a textbook for any project in North America, inserting the business name where appropriate. Again, it is vague and does not address the specifics of this project. It does state, that the project will post what items it will take and those that it will not accept. It still does not address the dangerous vectors that can enter the project, then spread to the east by prevailing winds. Jesmond Dene Valley, Twin Oaks and areas north like Hidden Meadows, and Pauma Valley are all at risk of receiving vectors from this site. We are in a large agricultural area being avocados and citrus. I just received the October email updating citrus growers in San Diego County of the ACP and HLB threat. Vectors from this site is real and can affect us tremendously as a County.
 - a. I propose that you have the San Diego County Agriculture, Weights and Measure Department sign off on this project since it is being proposed in an area where agriculture is large

Thank you for reading and taking public comments. There are too many conflicting and incomplete analyses that a layperson like myself was able to find. This project requires a thorough EIR with due diligence, integrity and the science of modern technology.

Respectfully,

Name: Laura M. Bowersox 10/28/2019

Address: 25240 Jesmond Dene Hts Place
Escondido, CA 92026

Cc: Ben Mills, Land Use Policy Advisor
Darin Neufeld, Chief
Mel Millstein, Group Program Manager

Benjamin.mills@sdcounty.ca.gov
Darin.Neufeld@sdcounty.ca.gov
mel.millstein@sdcounty.ca.gov

October 19, 2019

Darin Neufeld, Chief
County of San Diego – Planning and Development Services
5510 Overland Avenue, Suite 130
San Diego, CA 92123
Darin.Neufeld@sdcounty.ca.gov

NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review, S.O:
PDS2008-3500-08-015, LOG NO. PDS2008-3910-0808012

Dear Mr. Neufeld:

I expect the applicant to be required to submit a full Environmental Impact Report for this project as the County required in 2015.

It is the season for the World Series. When I watch, it is obvious we Americans love the contest between teams that both have opportunities at playing offense and defense. In this situation of the proposed Construction Demolition Recycling Center, the County is now using the California Environmental Quality Act Section 15183 exemption process which eliminates fairness. If approved, the applicant will be granted the position of being permanently on the offense, while the County of San Diego and 6,000 plus residents in the area will be in a position of permanent defense. The CEQA exemption process is not appropriate for this project. There are too many stakeholders for an exemption.

The applicant has proven to be a less than desirable neighbor. The property was illegally graded around 2005. It is at that time, I looked over and saw possibly 100 to 150 blue porta-potties on the site. The County PDS stated that action was out of code and will take care of it. Who knows what the plans were for all of those porta-potties on that site?

Almost every Saturday morning for numerous hours, this applicant shoots guns from the project site, ranging from pistols to rifles to semi-automatic weapons. Wind travels west to east and noise propagates with distance, especially in this topography of valleys and mountains. Being about a mile away, my family is disturbed at our home site for hours. I have heard these shots while hiking 2.5 miles east of the project site. I reached out to the County, the Sheriff and to the Board of Supervisors. The only agency to respond was the Sherriff through an email stating the property owner had the right to shoot guns. The San Diego Sherriff department released the County shooting map on September 16, 2011. This spot is zoned for shooting with restrictions. All areas adjacent to this spot are not zoned for shooting.

In footnote 1 of the Technical Memorandum regarding noise from DUDEK, it states:

“Under this permitting tier, the facility has the option of collecting and processing materials identified in construction and demolition and CDI categories other than wood debris and concrete and asphalt in the future.”

What is included in these other categories? Would the applicant have the right to process these materials without a notice to the San Diego County and/or to the residents? Does this mean the applicant can process radioactive concrete from San Onofre without notifying San Diego County? Without notifying the over 6,000 residents?

The business plan only calls for the shipping out of 2 truckloads per day. This amount is not economically viable. What is the applicant really trying to do with this property?


At times, technical reports are in conflict with each other and methodologies are different among consultants. Which consultant do we believe?

I am opposed to such a vague project that has conflicting details. The project is not going to be economically viable with rates set forth by the applicant. By approving the special CEQA Section 15183 exemption process and eliminating the Environmental Impact Review, the applicant will be given full go ahead to be a poor neighbor without oversight and accountability, potentially harming thousands of residents in the area.

I ask of you and propose:

- 1) The zoning of this property be legally set back to Rural Residential
- 2) A full Environmental Impact Review be performed as required in 2015.
- 3) The Sherriff shooting zone for this spot zone be changed to “No Shooting” allowed.

Respectfully,

Signed: 

Name: Laura M. Bowersox

Address: 25240 Jesmond Dene Hts Place

Escondido, CA 92026

Sibbet, David

From: Laura Bowersox <lmsox@cox.net>
Sent: Sunday, October 27, 2019 5:06 PM
To: Sibbet, David
Cc: lmsox@cox.net
Subject: Fwd: NCER Response to EIR on Sept. 24, 2014.

Good Afternoon,

Hope you are doing well.

As you stated in previous meetings, I am forwarding a message that I sent 2014. I am still concerned about all, but not addressed by anyone is the OSHA requirements for people trained to recognize asbestos., #3 in the list.

Also, I do mention pests (vectors)

Thank you again for taking public comment.

Laura Bowersox

> ----- Original Message -----

> From: lmsox@cox.net

> To: beth.ehsan@sdcounty.ca.gov

> Cc: whsox@cox.net

> Date: September 30, 2014 at 12:28 AM

> Subject: NCER Response to EIR on Sept. 24, 2014.

>

> Hi Beth,

>

>

> Thank you for the opportunity to respond to the NCER project proposed at 25568 Mesa Rock Road in Escondido, CA.

> The proposed NCER project is approximately 1 mile west of our home the way the crow flies. The property lies directly in our line of sight from our backyard. I have many concerns of which I will start to list.

> 1) Starting at 5:30 AM the noise from the freeway is carried from the west to the east. When the weather is cool, the noise is amplified. If I can hear independent diesel trucks on the freeway, I am sure to hear the operation of a crushing plant located adjacent to the freeway. We DO NOT want this added and constant noise.

> 2) I believe the intent of the owner of NCER is to support the City of San Marcos in the city's quest for redevelopment. I believe that the material planned to be crushed will be from homes and buildings built prior to 1970 with many even into the 1950s. With that said, old homes and buildings carry a large risk of mold, mildew, asbestos and lead. The prevailing winds from west to east will carry these contagions that cause respiratory problems. These contagions will affect hundreds of homeowners East of the proposed NCER facility in addition to over one thousand elementary school children in attendance at Reidy Creek Elementary school and North Broadway elementary school.

> 3) In regards to Hazardous loads, NCER proposes (page 7, paragraph three): "All NCER supervisors, equipment operators and employees will be trained in the recognition of hazardous waste or suspicious loads, including being trained as Certified Asbestos Consultants." Looking at the Cal/OSHA site, the annual cost of one license is \$500. Before one can attain a license, a person has to attend an approved Asbestos Hazard Emergency Response Act Program, AHERA certification class. California State exams are administered in two locations: one in Los Angeles the other in Sacramento. To complete the CAC training, the following was copied from the Cal OSHA web site.

> Required Professional Work Experience and Education consisting of any one of the following:

>

- > A. One year of asbestos related experience and a Bachelor of Science degree in Engineering, Architecture, Industrial Hygiene, Construction Management, or a related biological or physical science; or
- >
- > B. Two years of asbestos related experience and a Bachelor's degree; or
- >
- > C. Three years of asbestos related experience and an Associate of Arts degree in Engineering, Architecture, Industrial Hygiene, Construction Management, or a related biological or physical science; or
- >
- > D. Four years of asbestos related experience and a High School Diploma or its equivalent.
- >
- > NOTE: Asbestos related work experience cannot be credited until the first approved AHERA initial course has been completed.
- >
- > Do you really believe that all employees will have the qualifications to be trained as CAC's?
- >
- > 4) We have a small grove of avocados and fruit. I am concerned about soil contamination (lead) and pests that will destroy our grove.
- >
- >
- > Thank you again for your time.
- >
- > Laura Bowersox
- > 25240 Jesmond Dene Hts. Place
- > Escondido, CA 92026

CAUTION: This email originated from outside of the County network. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you are unsure, forward the email to spam.protection@sdcounty.ca.gov<mailto:spam.protection@sdcounty.ca.gov>.

Sibbet, David

From: Laura Bowersox <lmsox@cox.net>
Sent: Sunday, October 27, 2019 4:55 PM
To: Sibbet, David
Cc: Mills, Benjamin; Neufeld, Darin; Millstein, Mel
Subject: Noise: NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review
Attachments: gunshots.mp4; Oct_25_letter.docx

Good Afternoon,

Attached is a letter concerning noise and the analysis of noise for the above proposed project. Additionally, I have attached an MP-4 of the gunshots that I here at my property.

Thank you for your consideration and time.

Laura Bowersox

CAUTION: This email originated from outside of the County network. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you are unsure, forward the email to spam.protection@sdcounty.ca.gov.

October 19, 2019

David Sibbet, Planning Manager
County of San Diego – Planning and Development Services
5510 Overland Avenue, Suite 130
San Diego, CA 92123
david.sibbet@sdcounty.ca.gov

NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review, S.O:
PDS2008-3500-08-015, LOG NO. PDS2008-3910-0808012

Dear Mr. Sibbet:

I expect the applicant to be required to submit a full Environmental Impact Report for this project as the County required in 2015.

It is the season for the World Series. When I watch, it is obvious we Americans love the contest between teams that both have opportunities at playing offense and defense. In this situation of the proposed Construction Demolition Recycling Center, the County is now using the California Environmental Quality Act Section 15183 exemption process which eliminates fairness. If approved, the applicant will be granted the position of being permanently on the offense, while the County of San Diego and 6,000 plus residents in the area will be in a position of permanent defense. The CEQA exemption process is not appropriate for this project. There are too many stakeholders for an exemption.

The applicant has proven to be a less than desirable neighbor. The property was illegally graded around 2005. It is at that time, I looked over and saw possibly 100 to 150 blue porta-potties on the site. The County PDS stated that action was out of code and will take care of it. Who knows what the plans were for all of those porta-potties on that site?

Almost every Saturday morning for numerous hours, this applicant shoots guns from the project site, ranging from pistols to rifles to semi-automatic weapons. Wind travels west to east and noise propagates with distance, especially in this topography of valleys and mountains. Being about a mile away, my family is disturbed at our home site for hours. I have heard these shots while hiking 2.5 miles east of the project site. I reached out to the County, the Sheriff and to the Board of Supervisors. The only agency to respond was the Sherriff through an email stating the property owner had the right to shoot guns. The San Diego Sherriff department released the County shooting map on September 16, 2011. This spot is zoned for shooting with restrictions. All areas adjacent to this spot are not zoned for shooting.

In footnote 1 of the Technical Memorandum regarding noise from DUDEK, it states:

“Under this permitting tier, the facility has the option of collecting and processing materials identified in construction and demolition and CDI categories other than wood debris and concrete and asphalt in the future.”

What is included in these other categories? Would the applicant have the right to process these materials without a notice to the San Diego County and/or to the residents? Does this mean the applicant can process radioactive concrete from San Onofre without notifying San Diego County? Without notifying the over 6,000 residents?

The business plan only calls for the shipping out of 2 truckloads per day. This amount is not economically viable. What is the applicant really trying to do with this property?


At times, technical reports are in conflict with each other and methodologies are different among consultants. Which consultant do we believe?

I am opposed to such a vague project that has conflicting details. The project is not going to be economically viable with rates set forth by the applicant. By approving the special CEQA Section 15183 exemption process and eliminating the Environmental Impact Review, the applicant will be given full go ahead to be a poor neighbor without oversight and accountability, potentially harming thousands of residents in the area.

I ask of you and propose:

- 1) The zoning of this property be legally set back to Rural Residential
- 2) A full Environmental Impact Review be performed as required in 2015.
- 3) The Sherriff shooting zone for this spot zone be changed to “No Shooting” allowed.

Respectfully,

Signed: 

Name: Laura M. Bowersox

Address: 25240 Jesmond Dene Hts Place

Escondido, CA 92026

October 19, 2019

Mark Wardlaw, Director
County of San Diego – Planning and Development Services
5510 Overland Avenue, Suite 310
San Diego, CA 92123
Mark.Wardlaw@sdcounty.ca.gov

NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review, S.O:
PDS2008-3500-08-015, LOG NO. PDS2008-3910-0808012

Dear Mr. Wardlaw:

I expect the applicant to be required to submit a full Environmental Impact Report for this project as the County required in 2015.

It is the season for the World Series. When I watch, it is obvious we Americans love the contest between teams that both have opportunities at playing offense and defense. In this situation of the proposed Construction Demolition Recycling Center, the County is now using the California Environmental Quality Act Section 15183 exemption process which eliminates fairness. If approved, the applicant will be granted the position of being permanently on the offense, while the County of San Diego and 6,000 plus residents in the area will be in a position of permanent defense. The CEQA exemption process is not appropriate for this project. There are too many stakeholders for an exemption.

The applicant has proven to be a less than desirable neighbor. The property was illegally graded around 2005. It is at that time, I looked over and saw possibly 100 to 150 blue porta-potties on the site. The County PDS stated that action was out of code and will take care of it. Who knows what the plans were for all of those porta-potties on that site?

Almost every Saturday morning for numerous hours, this applicant shoots guns from the project site, ranging from pistols to rifles to semi-automatic weapons. Wind travels west to east and noise propagates with distance, especially in this topography of valleys and mountains. Being about a mile away, my family is disturbed at our home site for hours. I have heard these shots while hiking 2.5 miles east of the project site. I reached out to the County, the Sheriff and to the Board of Supervisors. The only agency to respond was the Sherriff through an email stating the property owner had the right to shoot guns. The San Diego Sherriff department released the County shooting map on September 16, 2011. This spot is zoned for shooting with restrictions. All areas adjacent to this spot are not zoned for shooting.

In footnote 1 of the Technical Memorandum regarding noise from DUDEK, it states:

“Under this permitting tier, the facility has the option of collecting and processing materials identified in construction and demolition and CDI categories other than wood debris and concrete and asphalt in the future.”

What is included in these other categories? Would the applicant have the right to process these materials without a notice to the San Diego County and/or to the residents? Does this mean the applicant can process radioactive concrete from San Onofre without notifying San Diego County? Without notifying the over 6,000 residents?

The business plan only calls for the shipping out of 2 truckloads per day. This amount is not economically viable. What is the applicant really trying to do with this property?


At times, technical reports are in conflict with each other and methodologies are different among consultants. Which consultant do we believe?

I am opposed to such a vague project that has conflicting details. The project is not going to be economically viable with rates set forth by the applicant. By approving the special CEQA Section 15183 exemption process and eliminating the Environmental Impact Review, the applicant will be given full go ahead to be a poor neighbor without oversight and accountability, potentially harming thousands of residents in the area.

I ask of you and propose:

- 1) The zoning of this property be legally set back to Rural Residential
- 2) A full Environmental Impact Review be performed as required in 2015.
- 3) The Sherriff shooting zone for this spot zone be changed to “No Shooting” allowed.

Respectfully,

Signed: 

Name: Laura M. Bowersox

Address: 25240 Jesmond Dene Hts Place
Escondido, CA 92026

October 27, 2019

David Sibbet, Planning Manager
County of San Diego – Planning and Development Services
5510 Overland Avenue, Suite 130
San Diego, CA 92123
david.sibbet@sdcounty.ca.gov

NORTH COUNTY ENVIRONMENTAL RESOURCES, SITE PLAN I-15 Review, S.O:
PDS2008-3500-08-015, LOG NO. PDS2008-3910-0808012

Dear Mr. Sibbet:

I am not in favor of the above project and would expect the applicant to be required to submit a full Environmental Impact Report for this project as the County required in 2015.

I have read through the original Noise analysis by Ldn Consulting, Inc. and the Supplementary Noise Analysis, by DUDEK. I have questions and issues with both analyses.

1. There is no equipment layout, yet both of the Consultants calculate noise levels from the centroid of the property with confidence?

All the presented noise calculations are from the triangulated “center” of the property. Therefore, distances to residences may be actually closer than reported and the decibels at the property lines may be higher than calculated.

2. The original Ldn Noise assessment report had reduction of noise due to buildings.

There is not a facility layout with machinery and buildings.

3. Noise analysis by both consultants does not address Meteorological effects (wind, temperature and humidity) of noise propagation over distance.

“First of all, wind alters sound propagation by the mechanism of refraction; that is, wind bends sound waves. Wind nearer to the ground moves more slowly than wind at higher altitudes, due to surface characteristics such as hills, trees, and man-made structures that interfere with the wind. This wind gradient, with faster wind at higher elevation and slower wind at lower elevation causes sound waves to bend downward when they are traveling to a location downwind of the source and to bend upward when traveling toward a location upwind of the source. Waves bending downward means that a listener standing downwind of the source will hear louder noise levels than the listener standing upwind of the source. This phenomenon can significantly impact sound propagation over long distances and when wind speeds are high.”

Source: <https://www.abdengineering.com/blog/weather-affects-noise-study/>

4. The Supplementary Noise Analysis does not have details for a blasting plan, yet claims blasting would be less than significant. How can the consultants have that kind of confidence without a plan?
5. The noise analysis should have noise contours lines to account for the geography of the area.
6. The Supplementary Analysis by Dudek, proposes that the noise at property lines should be legally set at the side of the applicant and not at the side of the resident. This fails to address San Diego County “ ORDINANCE NO. 9962 (N.S.), Section 1. Title 3, Division 6, Chapter 4 of the San Diego County Code of Regulatory Ordinances is amended to read as follows: **CHAPTER 4. NOISE ABATEMENT AND CONTROL**” legally and properly.

In the following table, the consultant misleads the reader with the words “Permitted Land Use”. The consultant is stating that the noise level of 70 dBA is acceptable at the lot line where the permitted land meets zoning R-R and A-70.

Table 5
Operational Noise Levels at Adjusted Lot Line Boundary

Source ¹	Source Noise Level at 50 feet (dBA L _{eq})	Distance to Property Line ² (feet)	Noise Reduction Due to Distance (dBA)	Noise Reduction from Topography (dBA)	Calculated Noise Level at Property Line (dBA L _{eq})
Wheel Loader	75	400	-18.1	0	56.9
C & D Crusher	88	400	-18.1	0	69.9
Combined Calculated Noise Level (dBA L _{eq})					70
County Noise Standard for Permitted Land Use (dBA L _{eq})					70
Complies with County Noise Ordinance?					Yes



I suggest that the 70 be striked and the R-R and A-70 land use dBA be inserted. With this accurate look, using the San Diego County ORDINANCE NO. 9962 (N.S.), the project clearly does not comply with County Noise Ordinance.

Table 5
Operational Noise Levels at Adjusted Lot Line Boundary

Source ¹	Source Noise Level at 50 feet (dBA L _{eq})	Distance to Property Line ² (feet)	Noise Reduction Due to Distance (dBA)	Noise Reduction from Topography (dBA)	Calculated Noise Level at Property Line (dBA L _{eq})
Wheel Loader	75	400	-18.1	0	56.9
C & D Crusher	88	400	-18.1	0	69.9
Combined Calculated Noise Level (dBA L _{eq})					70
County Noise Standard for Permitted Land Use (dBA L _{eq})					70 50
Complies with County Noise Ordinance?					Yes NO

7. The first Ldn study bases the ambient noise level on two readings on that large property. Both readings are on Wednesday, March 13, 2013 between 9 AM and 10 AM, (the same day) and only 20 minutes long and only 1200 feet apart. This is an old measurement taken during a slow period of traffic. A new and relevant study for ambient noise needs to be prepared with varied hours (5 AM to 7 PM) and varied days accounting for the various meteorological effects in this hilly geology. Then, one can actually apply the San Diego County noise ORDINANCE NO. 9962 (N.S.) properly.
8. The Supplementary Analysis by Dudek, proposes a reduction of noise to the South due to a ridgeline. The true geography is a hill with a saddle, not a continuous ridgeline. The rooflines of these residents (in the City of Escondido to the South) are easily visible from the Jesmond Dene Area and I-15 because of this saddle. The use of ridgeline is misleading to those us who know the area. The use of ridgeline calculations is used wrong to get results that help this applicant.
9. Noise travels west to east. There is permitted gun shooting on that property and it is very disturbing. Will the applicants hide behind a wall and continue to shoot pistols, rifles and semi-automatics for hours on end on the weekends? Please hear and see the disturbing video in the **attachment** of this email.
10. The applicant proposes a wall to abate noise, but studies show that walls only propagate noise further. Walls help for the first 50 meters of noise reduction but then increases the noise for a further distance, especially in humid areas.
<https://undark.org/2017/12/27/highway-noise-barrier-science/>

Thank you for reading and taking public comments. There are too many conflicting and incomplete analyses that a layperson like myself was able to find. This project requires a thorough EIR with due diligence and integrity.

Respectfully,

Name: Laura M. Bowersox 10/27/2019

Address: 25240 Jesmond Dene Hts Place
Escondido, CA 92026

Cc: Ben Mills, Land Use Policy Advisor
Darin Neufeld, Chief
Mel Millstein, Group Program Manager

Benjamin.mills@sdcountry.ca.gov
Darin.Neufeld@sdcountry.ca.gov
mel.millstein@sdcountry.ca.gov