

Honorable Committee Members,

My name is Giovanni Bertussi, and I am here today to present to you a three-page letter regarding the airport's master plan update, and its related environmental impact report, that my wife and I unsuccessfully attempted to communicate to you after your last committee meeting on September 20, 2018, and before the airport's hastily arranged presentation to the County Board of Supervisors on October 10, 2018.

We were unable to communicate this information to you at that time because your individual email address information is not available to the public, and Ms. Laura Estrada and Mr. Olivier Brackett would not forward this communication to you when requested. We do not know if you have ever received a copy of this communication. We believe the public should be entitled to communicate openly with you without improper County airport staff interference screening important public commentary adverse to the airport's interests.

The communication relates to an item that had already been on the committee's agenda on September 20, 2018, and as such should not have been restricted in any manner. We are also providing you with a copy of our correspondence with Ms. Estrada and Mr. Brackett so that you may properly understand the nature and extent of this interference.

Moreover, on September 20, 2018, County airport staff asked you to approve and certify its Master Plan Update (MPU) when the MPU's related final Environmental Impact Report (EIR) had not even been released to the public. The EIR was not released to the public until October 2, 2018. How is this possible? A copy of our correspondence relating to our attempts to unsuccessfully obtain the related EIR from Ms. Cynthia Curtis is also included. County airport staff should never again be permitted to dishonor your committee by placing hundreds of pages of documents before you for your approval and certification without adequate time for review, and related public discussion and debate.

Finally, as you may or may not know, County Airport staff also represents that only input from responsible and trustee agencies pertaining to the scope and content of the environmental information related to its jurisdiction must be included in an EIR, and therefore the many hundreds of pages of public comments regarding operational noise, air quality and pollutants from Airport operations were completely disregarded in the airport's MPU and EIR as being insignificant. Thank you for your consideration.

GIOVANNI BERTUSSI, JR.
ANNE BERTUSSI
2265 Masters Road
Carlsbad, CA 92008

October 8, 2018

To the Members of the Palomar Airport Advisory Committee
c/o Ms. Laura Estrada (Laura.Estrada@sdcounty.ca.gov)
Contact Person
Palomar Airport Advisory Committee
County of San Diego

**Re: McCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE & FINAL
PROGRAM ENVIRONMENTAL IMPACT REPORT - SCH# 2016021105**

Dear Gentlemen,

We have reviewed the McClellan Palomar Airport's ("Airport") final proposed Master Plan Update ("MPU"), and the related final proposed Program Environmental Impact Report and related appendices ("EIR"). As you know, these documents were only very recently released to the Palomar Airport Advisory Committee, and to the public, on September 20, 2018, and October 2, 2018, respectively. Currently, we understand County Airport staff is Requesting the Board of Supervisors to approve and certify these documents as "final" at its board meeting scheduled on Wednesday, October 10, 2018. **These documents should not be approved or certified at this time. Many hundreds of pages of important and significant public comments that support the necessary modification of Airport's MPU and EIR have been completely ignored, or improperly disregarded.**

After reviewing the Airport's revised documents, we have significant objections opposing the final approval or certification of these documents at this time. First, we have noted that all of the very important significant deficiencies previously communicated in our letter dated March 16, 2018, were completely ignored, or were improperly disregarded, using the improper Airport staff rationale discussed below. Please note that our letter was previously communicated directly to you at the June 21, 2018, Palomar Airport Advisory Committee meeting, and it is included as part of the meeting materials. Our letter was also previously submitted to Mr. David Hall, Clerk of the Board of Supervisors, for distribution to the Board of Supervisors.

Second, County Airport administrative staff has prepared an Airport MPU and EIR that is biased, and that does not adequately and properly address the many hundreds of pages of other important relevant public comments submitted (containing many important environmental matters and concerns). **These public comments have been completely ignored, or improperly disregarded, using the same improper Airport staff rationale, as well.** Please read through the hundreds of pages of written public comments properly submitted in connection with the MPU and EIR, and then read through the Airport's MPU and EIR noting no mention of the many significant matters communicated. Our letter dated March 16, 2018, communicates many matters that should be addressed directly in the Airport's MPU and EIR, but have been improperly omitted. As a result of the significant deficiencies communicated being ignored or improperly disregarded, **we do not believe the Airport's EIR has been prepared in compliance with the California Environmental Quality Act ("CEQA").**

Furthermore, in the McClellan-Palomar Airport Master Plan Update presented to your committee on September 20, 2018, the written update provided by County staff states, "Staff collaborated with stakeholders including aviation business owners, pilots, and from the surrounding community to help address the community concerns of the proposed Master Plan Update and noise from the airport.", and

To the Members of the Palomar Airport Advisory Committee

c/o Ms. Laura Estrada (Laura.Estrada@sdcounty.ca.gov)

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"The County's stakeholder outreach for the proposed Master Plan Update began in 2014 and included a comprehensive approach to stakeholder input prior to and during the release of the PEIR and draft October 8, 2018 Master Plan Update." **Both of these representations are not true. In fact, it appears County Airport staff has made no significant modifications to its MPU and EIR whatsoever to properly address the many hundreds of pages of written letters received from the public.** Instead, County Airport staff has chosen to improperly disregard almost every public comment received, and not properly consider and address those comments in its MPU and EIR.

Almost every matter communicated by the public is being disregarded by County Airport staff using remarks stating the public comments "do not present specific information regarding an issue concerning the analysis or adequacy of the PEIR, "Section 15082 of the CEQA Guidelines only requires that input from responsible and trustee agencies pertaining to the scope and content of the environmental information related to its jurisdiction must be included in an EIR.", and "the lead agency is not required to prepare formal responses to comments received during the public comment period during the Notice of Preparation process.", etc., etc. **This is also apparently why only select sections of the Airport's EIR were previously modified and re-circulated (i.e. because no governmental responsible and trustee agencies commented about the potentially significant environmental matters communicated by the public).** This is completely improper. **The matters communicated in these important public comments must be recognized and addressed in the Airport's MPU and EIR to facilitate the proper future correction and improvement of the Airport's current and future operational and environmental deficiencies.**

Many of the preceding Airport staff remarks and representations are also inaccurate, or they do not properly consider and address the public comments communicated, or they are misleading. As mentioned above, County Airport staff asserts "Section 15082 of the CEQA Guidelines only requires that input from responsible and trustee agencies pertaining to the scope and content of the environmental information related to its jurisdiction must be included in an EIR.", **to apparently justify not making any modifications in its MPU and EIR for the many hundreds of pages of public comments regarding the noise, air quality and pollutants from Airport operations. Therefore, these very significant operational and environmental matters have been completely omitted from the MPU and EIR.** Apparently, no responsible or trustee agency (i.e. governmental) mentioned these matters. Therefore, the modification and re-circulation of these sections was apparently conveniently disregarded by County Airport staff. **This improper misrepresentation of the comprehensive requirements of CEQA must be corrected.**

Moreover, stating that "the lead agency is not required to prepare formal responses to comments received during the public comment period during the Notice of Preparation process" **is no excuse for completely ignoring and improperly disregarding the 281 pages of public comments submitted in response to the Airport's Notice of Preparation/Initial Study from consideration in the Airport's final MPU and EIR (many of these public comments reference significant operational and potential environmental impacts, as well).**

The complete disregard of public commentary from Airport update projects appears to have been going on for many years, and County Airport staff has known about the Airport's significant operational and environmental matters and concerns for many years, as well. These matters are regularly communicated by the public to County Airport staff, and they should have been voluntarily recognized and addressed in the Airport's MPU and EIR from the beginning. Moreover, all currently unrecognized potentially significant operational and environmental items included in the public comments can be properly managed and mitigated, provided they are properly recognized in the Airport's MPU and EIR.

October 8, 2018

To the Members of the Palomar Airport Advisory Committee

c/o Ms. Laura Estrada (Laura.Estrada@sdcounty.ca.gov)

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Finally, all public comments received in connection with the Airport's MPU and EIR should be thoroughly reviewed by all Palomar Airport Advisory Committee members, along with the Airport's final MPU and EIR documents, before any final recommendations are made to the Board of Supervisors. A thorough review of these communications and documents is necessary to properly understand the matters communicated, and to properly represent and advise the Board of Supervisors regarding these matters. The public expects its elected public officials, and their appointed representatives, to effectively represent the public's interests in all matters, and to ensure governmental administrative staff represents and properly considers its interests, as well.

Currently, the Airport's MPU and EIR do not properly address the many hundreds of pages of important and significant public comments submitted, and the EIR has not been prepared in compliance with CEQA. **Therefore, we have significant objections opposing the final approval or certification of these documents at this time, and strongly recommend that the Board of Supervisors does not approve or certify them at its meeting on Wednesday, October 10, 2018.**

Thank you for your consideration and assistance. Sincerely,

Giovanni and Anne Bertussi

cc: Clerk of the Board of Supervisors
San Diego County

From: gober2c@aol.com
To: Laura.Estrada@sdcounty.ca.gov
Sent: 10/8/2018 5:56:40 PM Pacific Standard Time
Subject: Distribution Request - Palomar Airport Advisory Committee Members

Ms. Laura Estrada
Contact Person
Palomar Airport Advisory Committee
County of San Diego

Dear Ms. Estrada,

We would like to please request that the attached 3-page letter (.pdf format) be distributed to each of the Palomar Airport Advisory Committee Members as soon as possible for their consideration before the Board of Supervisors' meeting on Wednesday, October 10, 2018.

In addition, please be so kind to acknowledge the receipt of this email, and the distribution of the attached document. Thank you very much for your assistance. Sincerely,

Giovanni and Anne Bertussi

Masters Road, Carlsbad

This message is intended only for the individual or entity to which it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable Federal or State law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by a separate return email and delete and permanently destroy the original message and all copies thereof immediately. Thank you.

From: Laura.Estrada@sdcounty.ca.gov
To: gober2c@aol.com
Sent: 10/9/2018 2:51:28 PM Pacific Standard Time
Subject: RE: Distribution Request - Palomar Airport Advisory Committee Members

Mr. and Mrs. Bertussi,

The PAAC has already met and voted on the Master Plan and will not meet again until November 15th. We have however, forwarded this on to the Clerk of the Board for the County Board of Supervisors to consider tomorrow as they are the authority that will decide on the Master Plan.

Thank you,

Laura Estrada
Administrative Secretary I

County of San Diego – McClellan-Palomar Airport
2192 Palomar Airport Road, Carlsbad, CA 92011
☎760-966-3281

www.sdcountyairports.com

From: gober2c@aol.com
To: Laura.Estrada@sdcounty.ca.gov
Sent: 10/9/2018 3:26:00 PM Pacific Standard Time
Subject: Distribution Request - 2nd Request - Palomar Airport Advisory Committee Members

Airport Staff Ms. Laura Estrada
Contact Person
Palomar Airport Advisory Committee
County of San Diego
Dear Ms. Estrada,

Regardless of when the PAAC met and voted on the Master Plan, we would still like you to **please distribute the attached 3-page letter to each of the Palomar Airport Advisory Committee Members by email right away** for their consideration before the Board of Supervisors' meeting on Wednesday, October 10, 2018. The Master Plan Update's related Environmental Impact Report (many hundreds of pages) was not released until last Tuesday evening, and the County Airport staff will also be asking the Supervisors to certify this document that is significantly deficient.

Please be so kind to acknowledge the receipt of this email, and the distribution of the attached document. Thank you very much for your assistance. Sincerely,

Giovanni and Anne Bertussi

Masters Road, Carlsbad

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From: Laura.Estrada@sdcounty.ca.gov
To: gober2c@aol.com
Sent: 10/9/2018 4:27:12 PM Pacific Standard Time
Subject: RE: Distribution Request - 2nd Request - Palomar Airport Advisory Committee Members

Mr. Bertussi,

The PAAC will not be meeting before tomorrow and they will not be able to consider your letter. Your letter was provided to the Clerk of the Board for the County Board of Supervisors for consideration.

Thank you,

Laura Estrada
Administrative Secretary I

County of San Diego – McClellan-Palomar Airport
2192 Palomar Airport Road, Carlsbad, CA 92011
☎ 760-966-3281

www.sdcountyairports.com

From: gober2c@aol.com
To: Laura.Estrada@sdcounty.ca.gov
Sent: 10/9/2018 4:45:52 PM Pacific Standard Time
Subject: Distribution Request - 3rd Request - Palomar Airport Advisory Committee Members

Airport Staff Ms. Laura Estrada
Contact Person
Palomar Airport Advisory Committee
County of San Diego

Dear Ms. Estrada,

We would still like you to **please distribute the attached 3-page letter to each of the Palomar Airport Advisory Committee Members by email right away** for their **individual and personal consideration** before the Board of Supervisors' meeting on Wednesday, October 10, 2018. Please do not continue to deny our request for public input to the PAAC members.

Please be so kind to acknowledge the receipt of this email, and the distribution of the attached document. Thank you very much for your assistance. Sincerely,

Giovanni and Anne Bertussi

Masters Road, Carlsbad

This message is intended only for the individual or entity to which it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable Federal or State law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by a separate return email and delete and permanently destroy the original message and all copies thereof immediately. Thank you.

From: Olivier.Brackett@sdcounty.ca.gov
To: gober2c@aol.com
Sent: 10/9/2018 5:20:46 PM Pacific Standard Time
Subject: FW: Distribution Request - 3rd Request - Palomar Airport Advisory Committee Members

Dear Mr. Bertussi,

The County does not receive letters outside of the PAAC meeting cycle for distribution to the PAAC members. Letters from the public are posted on line with the agenda for consideration at the upcoming meeting. If County staff were to distribute such a letter and not make it available to the public through the normal process, the County runs the risk of not correctly following the Brown Act which lays out procedures for such public groups in California.

We understand your concern with your letter, but the time for PAAC review before the Board meeting has passed. We will provide your letter at the next PAAC meeting.

Sincerely,

Olivier Brackett, Manager

McClellan-Palomar Airport

D (760) 966-3272

From: Estrada, Laura

Sent: Tuesday, October 09, 2018 5:04 PM

To: Brackett, Olivier <Olivier.Brackett@sdcounty.ca.gov>

Subject: FW: Distribution Request - 3rd Request - Palomar Airport Advisory Committee Members

Hi Olivier,

Please see below the email from Mr. and Mrs. Bertussi.

Thank you!

Laura Estrada

Administrative Secretary I

County of San Diego – McClellan-Palomar Airport

2192 Palomar Airport Road, Carlsbad, CA 92011

☎ 760-966-3281

From: gober2c@aol.com
To: PalomarMP@sdcounty.ca.gov
Sent: 9/26/2018 5:47:04 PM Pacific Standard Time
Subject: McCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE - INFORMATION REQUEST

Ms. Cynthia Curtis, Environmental Planning Manager
County of San Diego, Department of Public Works, Airports Division
5510 Overland Avenue, Suite 410
San Diego, CA 92123

Re: McCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE & RELATED PROGRAM ENVIRONMENTAL IMPACT REPORT

Dear Ms. Curtis,

Would you please be so kind to forward us a (.pdf) copy of the County's McClellan Palomar Airport Program Environmental Impact Report "Draft Redline" (PEIR-DR), relating to its Master Plan Update "Draft Redline" (MPU-DR) presented at the Palomar Airport Advisory Committee's September 20, 2108, meeting?

Upon reviewing the MPU-DR, we noted it has been prepared as if the airport's Program Environmental Impact Report (PEIR) had already been finalized (including necessary modifications to properly address public input and commentary). As you know, the MPU-DR can only be properly reviewed if its corresponding PEIR-DR is received and reviewed first, or at the same time, to validate the information and representations included therein. Furthermore, a PEIR must be finalized first, before its corresponding MPU can be properly updated and finalized.

Thank you very much for your prompt assistance. Sincerely,

Giovanni and Anne Bertussi

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From: PalomarMP@sdcounty.ca.gov
To: gober2c@aol.com
Sent: 9/28/2018 4:09:01 PM Pacific Standard Time
Subject: RE: McCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE - INFORMATION REQUEST

Hello Mr. and Ms. Bertussi,

The documents are considered draft until the County Clerk of the Board posts on their website them one week in advance of the planned Oct. 10th Board of Supervisors hearing. There will be an e-blast notification when they are available.

Thanks!

From: gober2c@aol.com
To: PalomarMP@sdcounty.ca.gov

Sent: 9/29/2018 3:17:46 PM Pacific Standard Time
Subject: Re: McCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE - 2nd Request

Ms. Cynthia Curtis, Environmental Planning Manager
County of San Diego, Department of Public Works, Airports Division
5510 Overland Avenue, Suite 410
San Diego, CA 92123

**Re: McCLELLAN-PALOMAR AIRPORT MASTER PLAN UPDATE & RELATED PROGRAM
ENVIRONMENTAL IMPACT REPORT**

Dear Ms. Curtis,

We understand the (.pdf) copy of the County's McClellan Palomar Airport Program Environmental Impact Report "Draft Redline" (PEIR-DR) that we are requesting **is a "revised draft"**. However, as noted below, the recently released MPU-DR can only be properly reviewed if its corresponding PEIR-DR is received and reviewed first, or at the same time, to validate the information and representations included therein.

The Palomar Airport Advisory Committee should also have been provided with this "revised draft" at their last meeting, as well. We hope the committee is not expected to recommend the Master Plan Update "Draft Redline" (MPU-DR) that was just presented at its September 20, 2018, meeting, to the Board of Supervisors on October 10, 2018, as the "final" McClellan Palomar Airport MPU document. **Is this correct?**

We believe this would be outrageously improper. The revised MPU-DR only includes an "alternative selection" modification, without properly addressing the many hundreds of pages of other detailed written public comments submitted to the County. Moreover, the airport's initial draft EIR was significantly deficient in content, and the public has been patiently waiting for a revised draft addressing its many significant concerns. **Is the County intentionally trying to seek Board of Supervisor approval for a multi-year airport master plan it knows is significantly deficient, that fails to address hundreds of pages of public commentary, and that is not in compliance with CEQA?**

We believe the revised updated PEIR-DR we are requesting is very important public information necessary to ensure all public input is properly included in both the McClellan Palomar Airport Master Plan Update (MPU), and its related Program Environmental Impact Report (PEIR), before either of these documents is finalized.

Accordingly, please be so kind to forward us a (.pdf) copy of the County's McClellan Palomar Airport Program Environmental Impact Report "Draft Redline" (PEIR-DR), corresponding to its recently released MPU-DR, right away without further delay.

Thank you very much for your prompt assistance. Sincerely,

Giovanni and Anne Bertussi

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From: sdcounty@service.govdelivery.com
To: Gober2c@aol.com
Sent: 10/2/2018 12:39:44 PM Pacific Standard Time
Subject: McClellan-Palomar Airport: Master Plan Update

Notice of County of San Diego Board of Supervisors Hearing

**October 10, 2018
9:00am**

**County Administration Center
1600 Pacific Highway, Room 310
San Diego, CA 92101**

Master Plan Update & Program Environmental Impact Report

You are subscribed to receive updates by the County of San Diego Airports Division associated with the McClellan-Palomar Airport Master Plan Update. The proposed Master Plan Update and its accompanying Program EIR will be considered by the County Board of Supervisors on October 10, 2018. Supporting documentation is now available for reference on the Master Plan Update website (www.PalomarAirportMP.com), while the meeting agenda and all board letter attachments will be available on the [Clerk of the Board's website](#) on October 3, 2018.

Thank you for your continued interest in this project.

More information available at: www.PalomarAirportMP.com

The County of San Diego owns and operates the McClellan-Palomar Airport and is the sponsor for the Master Plan Update process.