

### **#3 — UPDATE on Citizens for a Friendly Airport, (C4FA) LEGAL ACTIONS—**

from Hope Nelson, *President Citizens for a Friendly Airport C4FA* and the residents had a good week in Court with regard to the expansion of Palomar Airport and the Airport Settlement Agreement between the City of Carlsbad and the County of San Diego. We are doing everything possible to prevent the County from turning Palomar Airport into “John Wayne South” (with no mandatory quiet hours or mandated flight paths). First, after three attempts by the City of Carlsbad and the County of San Diego to have our lawsuit against their Settlement Agreement dismissed, The Court ruled that C4FA has the right to sue and we’re going to trial. We are very happy. .Second, there was a Minute Order in our environmental(CEQA) lawsuit against the County of San Diego’s McClellan-Palomar 20 Year Master Plan Update.

The judge ruled in C4FA’s favor by instructing the County to apply for permission from the City of Carlsbad via their Conditional Use Permit process before the airport runway can be expanded. The judge ruled the County waived its rights of immunity as part of the City of Carlsbad’s agreement to the 1978 Annexation of Palomar Airport.

THIS IS HUGE! It means the City of Carlsbad must approve any change of Palomar Airport now and in the future. Within 48 hours of this ruling, the County has already appealed directly to the judge to reverse his decision before the final judgement is filed.....In addition, with regard to Airport Noise, the Minute Order stated that the County’s “study are and methodology were inadequate” when analyzing airport noise impacts. The County was ordered to redo the Noise studies and report back to the Court. Stay tuned. The legal games have just begun. It’s important to note that not a single member of the current Board of Supervisors had the opportunity to question or vote for this Palomar