

Amy Ow

From: Dave Michaels <dm94402@gmail.com>
Sent: Friday, June 25, 2021 5:26 PM
To: Camille Leung
Cc: Amy Ow; Steve Monowitz; Kristen Outten
Subject: Re: EIR Addendum: request for EIR versions and appendices

CAUTION: This email originated from outside of San Mateo County. Unless you recognize the sender's email address and know the content is safe, do not click links, open attachments or reply.

Dear Ms. Leung, thank you for your email.

I do not feel this is responsive to the request. This is an unknown link separate from the long established County-maintained public administrative project record - I cannot click on it. Even if I could, it would not change that the documents are not readily available to the greater *public for inspection*. I would ask why a special link is being sent to me at 5pm on a Friday when I made this request for the public posting several days ago, and the EIR documents are over ten years old. Any relevant documents should be uploaded to the established administrative site, and should have been uploaded to the site prior to the creation of the EIR Addendum.

I reiterate that I am respectfully making this request under CEQA section 15150b.

The EIR Addendum must be immediately withdrawn due to the absence of the EIR in the public record.

Moreover there are several other related referenced or cited documents from the EIR Addendum, with production requests forthcoming before the comment deadline.

-Dave Michaels

On Fri, Jun 25, 2021 at 5:00 PM Camille Leung <cleung@smcgov.org> wrote:

Hi Dave,

I uploaded the Highlands Estates Re-Circulated DEIR, Appendices, and FEIR, onto the cloud at this link. Please let me know if this works:

https://teams.microsoft.com/_#/my/file-personal?context=Highlands%2520Estate%2520Re-Circulated%2520DEIR%2520and%2520Appendices%253B%2520FEIR&rootfolder=%252Fpersonal%252Fcleung_smcgov_org%252FDocuments%252FHighlands%2520Estate%2520Re-Circulated%2520DEIR%2520and%2520Appendices%253B%2520FEIR

FYI, I'll be out of town next week. Please email Kristen Outten at SWCA if this link does not work and/or if you need other project documents which she may have.

Thanks

From: Dave Michaels <dm94402@gmail.com>

Sent: Thursday, June 24, 2021 11:55 AM

To: Amy Ow <aow@smcgov.org>; Camille Leung <cleung@smcgov.org>; Steve Monowitz <smonowitz@smcgov.org>

Subject: Fwd: EIR Addendum: request for EIR versions and appendices

CAUTION: This email originated from outside of San Mateo County. Unless you recognize the sender's email address and know the content is safe, do not click links, open attachments or reply.

Dear Ms. Leung, thank you for your help. Following up on an email from two days ago related to difficulty locating primary documents needed for review. Some portions are easily findable as partial attachments to other documents but the documents as a whole are not readily accessible. For new visitors to the site, it's especially important that these are prominently featured and accessible on the project site at <https://planning.smcgov.org/highlands-estates-subdivision-records>

Most important are the Appendices as they're prominently cited throughout the EIR Addendum and administrative index. Can you upload right away and provide a notification?

I am respectfully making this request under CEQA section 15150b

15150. INCORPORATION BY REFERENCE

- (a) An EIR or Negative Declaration may incorporate by reference all or portions of another document which is a matter of public record or is generally available to the public. Where all or part of another document is incorporated by reference, the incorporated language shall be considered to be set forth in full as part of the text of the EIR or Negative Declaration.
- (b) Where part of another document is incorporated by reference, such other document shall be made available to the public for inspection at a public place or public building. The EIR or Negative Declaration shall state where the incorporated documents will be available for inspection. At a minimum, the incorporated document shall be made available to the public in an office of the Lead Agency in the county where the project would be carried out or in one or more public buildings such as county offices or public libraries if the Lead Agency does not have an office in the county.

Since the County-maintained administrative project record at <https://planning.smcgov.org/highlands-estates-subdivision-records> has been established via emails from Staff as the only repository for FOIA-related requests, and also EIR Addendum commenters are specifically directed to "see County-maintained administrative record" I would appreciate it if these were made available today in their entirety in light of the limited time granted for review.

Very truly yours,
Dave

BCC: neighbors, interested parties, commenters on the project.

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

From: **Dave Michaels** <dm94402@gmail.com>

Date: Tue, Jun 22, 2021 at 12:59 PM

Subject: EIR Addendum: request for EIR versions and appendices

To: cleung <cleung@smcgov.org>, Steve Monowitz <smowitz@smcgov.org>, Amy Ow <aow@smcgov.org>

Good afternoon Ms. Leung,

Thank you for your help.

Could these documents please be made available/findable on the project FOIA website (County-maintained administrative record at <https://planning.smcgov.org/highland-estates-subdivision-records>) as soon as possible?

1. Recirculated DEIR
 2. track changes / text changes
 3. Certified FEIR (if different than above)
 4. Full Appendices
- The EIR Addendum references portions of these documents and by its definition is an extension of them.
 - The EIR Addendum Administrative Record instructs the public to "see County-maintained Administrative record" in several places in order to access specific portions.
 - One or more of the EIR documents or sections referenced by the EIR Addendum Administrative Record in this way do(es) not appear in the County-maintained Administrative Record.

Electronic copies (not scanned) or text-searchable scans are appreciated. However, given the limited time provided for public comment, if these are currently scanned in a non-text-searchable format, kindly upload ASAP (with a text-searchable version upload to follow in a reasonable amount of time if possible).

Thanks.

Best regards,
Dave

BCC: neighbors, interested parties, commenters on the project.