
RE: CUP Application - Soils Testing

1 message

Michael Weinstein <MWeinstein@ferrisbritton.com>

Tue, Feb 6, 2018 at 12:23 PM

To: Darryl Cotton <indagrodarryl@gmail.com>

Cc: Abhay Schweitzer <abhay@techne-us.com>

Dear Mr. Cotton,

On January 18th we met in the hallway after your ex parte hearing and you agreed to allow access to the 6176 Federal Blvd. property for soils testing in connection with the CUP Application.

I have been informed by Abhay Schweitzer that the geotechnical consultant who will perform soils testing is required to file a permit with the San Diego County Department of Environmental Health because the exploratory borings exceed 20 feet below ground surface; in order to do so they require the signed consent of the property owner.

I have attached the required Property Owner Consent form for you to complete and sign and return to me so my client can complete the necessary soils testing in connection with obtaining the CUP. As we discussed previously, if a CUP permit is obtained, then it will "run with the land," so obtaining a CUP will benefit whichever party ultimately prevails in the litigation.

Please complete, sign, and return the Property Owner Consent form to me as soon as possible. Thank you.

Respectfully,

Michael Weinstein

Michael R. Weinstein
mweinstein@ferrisbritton.com
Ferris & Britton, A Professional Corporation
501 West Broadway, Suite 1450
San Diego, CA 92101-7901
www.ferrisbritton.com
Tel (619) 233-3131
Fax (619) 232-9316

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From: Michael Weinstein
Sent: Thursday, January 18, 2018 2:40 PM
To: 'Darryl Cotton' <indagrodarryl@gmail.com>
Cc: 'Abhay Schweitzer' <abhay@techne-us.com>
Subject: CUP Application - Soils Testing

Dear Mr. Cotton,

This email confirms that you have agreed to allow access to the 6176 Federal Blvd. property for soils testing in connection with the CUP Application.

As we agreed, you will be contacted directly and in advance and provided with several available dates and times for the soils testing to take place, and you will communicate back to schedule a convenient date and time for the soils testing.

I have copied Abhay Schweitzer on this email as Mr. Schweitzer will likely be coordinating all of this with the soils testing company. Do not hesitate, though, to contact me if any issue or concern arises in scheduling the soils testing.

Thank you.

Respectfully,

Michael R. Weinstein
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 **Property_Owner_Consent.pdf**
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