

Footnote Index – Chapter 05 – Procedural Issues

- [A2] CEQA Guidelines §15125(b).
- [A3] *Communities for a Better Environment v. South Coast AQMD* (2010) 48 Cal.4th 310, 321–322.
- [A4] *Neighbors for Smart Rail v. Exposition Metro Line* (2013) 57 Cal.4th 439, 447–453.
- [A5] *Save Our Peninsula Committee v. Monterey County Bd. of Supervisors* (2001) 87 Cal.App.4th 99, 119–121.
- [A6] *San Joaquin Raptor/Wildlife Rescue Center v. County of Stanislaus* (1994) 27 Cal.App.4th 713, 731–733.
- [A7] CEQA Guidelines §15088.5(a)–(c).
- [A8] CEQA Guidelines §15151.
- [B1] CEQA Guidelines §15130.
- [B2] CEQA Guidelines §15064(h).
- [B3] *Kings County Farm Bureau v. City of Hanford* (1990) 221 Cal.App.3d 692, 721–727.
- [B4] *Bakersfield Citizens for Local Control v. City of Bakersfield* (2004) 124 Cal.App.4th 1184, 1216–1220.
- [B5] *Communities for a Better Environment v. California Resources Agency* (2002) 103 Cal.App.4th 98, 120–124.
- [C1] CEQA Guidelines, Appendix G (Wildfire).
- [C2] CEQA Guidelines §15126.2(a).
- [C3] *Sierra Watch v. County of Placer* (2021) 69 Cal.App.5th 1, 17–31.
- [C4] 14 CCR §1273.00 et seq. (State Fire Safe Regulations).
- [C5] PRC §4290.
- [C6] CEQA Guidelines §15064.
- [C7] CEQA Guidelines §15004(a), (b)(2)(A)–(B).
- [D1] *Vineyard Area Citizens v. City of Rancho Cordova* (2007) 40 Cal.4th 412, 432–434.
- [D2] CEQA Guidelines §15064.
- [D3] CEQA Guidelines §15126.4(a)(1)(B), (a)(2).
- [D4] PRC §21081.6(a)–(b); CEQA Guidelines §15074(d), §15097.
- [D5] CEQA Guidelines §15004(a), (b)(2)(A)–(B).
- [E1] PRC §§21080.3.1–21080.3.2., *Cliff Mota Contract with Poverty Flats* IMG_5783.jpeg
- [E2] PRC §21074.
- [E3] PRC §§21084.2–21084.3.
- [E4] CEQA Guidelines §15064.5.
- [E5] CEQA Guidelines §15126.4(b)(3).
- [F1] PRC §21081.6(a)–(b).
- [F2] CEQA Guidelines §15074(d); §15097.

- [F3] CEQA Guidelines §15126.4(a)(2).
- [F4] CEQA Guidelines §15126.4(a)(1)(B).
- [F5] *San Joaquin Raptor/Wildlife Rescue Ctr. v. County of Stanislaus* (1994) 27 Cal.App.4th 713, 735–736; *Endangered Habitats League v. County of Orange* (2005) 131 Cal.App.4th 777, 793–794.
- [G1] CEQA Guidelines §15384; §15064(a), (b), (f)(1)–(5).
- [G2] *Sierra Club v. County of Fresno* (2018) 6 Cal.5th 502, 512–524.
- [G3] CEQA Guidelines §15074(b).
- [G4] *Pocket Protectors v. City of Sacramento* (2004) 124 Cal.App.4th 903, 928–930.
- [G5] CEQA Guidelines §15064.7.
- [G6] See Chapter 2 – Road Safety, Section G, subsections 2 and 3.
- [H1] CEQA Guidelines §15073.5(a)–(b)(1), See 00-UP 23-09 IS-MND.pdf (Jan 6, 2025 version)
- [H2] CEQA Guidelines §15074(b)–(c), See 00-Draft Initial Study Mitigated Negative Declaration redlined UP23-29.pdf (Apr 25, 2025 version incorrectly identified as UP23-29; correct identifier is UP23-09), ISMND Side-by-Side Jan-Apr.pdf.
- [H3] CEQA Guidelines §15087(d).
- [H4] CEQA Guidelines §15162.
- [H5] CEQA Guidelines §15164.
- [H6] CEQA Guidelines §15088.
- [I1] CEQA Guidelines §15151.
- [I2] CEQA Guidelines §15074(b), See 00-UP 23-09 IS-MND.pdf (Jan 6, 2025 version).
- [I3] CEQA Guidelines §15073.5(a)–(b), See 00-Draft Initial Study Mitigated Negative Declaration redlined UP23-29.pdf (Apr 25, 2025 version incorrectly identified as UP23-29; correct identifier is UP23-09).
- [I4] CEQA Guidelines §15150, See 00-Hydrology report and DMP.pdf
- [I5] CEQA Guidelines §15378(a).
- [J1] CEQA Guidelines §15151.
- [J2] CEQA Guidelines §15064(a)–(b), (f)(1)–(5).
- [J3] *Sierra Club v. County of Fresno* (2018) 6 Cal.5th 502, 512–524.
- [J4] *Save Our Peninsula Committee v. Monterey County Bd. of Supervisors* (2001) 87 Cal.App.4th 99, 118–123.
- [J5] *Kings County Farm Bureau v. City of Hanford* (1990) 221 Cal.App.3d 692, 720–727.
- [J6] See 00-Staff Report Poverty Flats Ranch.pdf, See 00-Conditions of Approval.pdf, [EXTERNAL] RE_ UP 23-09; IS 23-29; GR 25-01 Poverty Flats Ranch.pdf, 2025-05-22 Max PC Slide IS 23-29.JPG, Legal UP 23-09.docx, [EXTERNAL] RE_ UP 23-09; IS 23-29; GR 25-01 Poverty Flats Ranch Kyle Stoner.pdf, [EXTERNAL] RE_ UP 23-09; IS 23-29; GR 25-01 Poverty Flats Ranch (PG&E).pdf, Agenda.pdf, Minutes.pdf.

[K1] PRC §21167.6(e).

[K2] CEQA Guidelines §15074(b).

[K3] CEQA Guidelines §15150.

[K4] Gov. Code §§6253, 6253.1, 6253.9.

[K5] CEQA Guidelines §15151.

[K6] See [00] Public Comment.pdf

[L1] Bus. & Prof. Code §6735; §6701 et seq.

[L2] Bus. & Prof. Code §8726; §8700 et seq.

[L3] Bus. & Prof. Code §8792.

[L4] CEQA Guidelines §15384.

[L5] See [00]-Site Plans.pdf.

[L6] See [00]-Agency Comments.pdf.

[L7] [EXTERNAL] RE_ UP 23-09, IS 23-20 Site Plans.pdf, [EXTERNAL] RE_ UP 23-09, IS 23-20 Site Plans (2).pdf.

[L8] 241211 - BARTHEL - USE PERMIT.pdf.

[M1] PRC §21082.3(c)(1), See 00-Agency Comments.pdf, See 00-Public Comments.pdf

[M2] CEQA Guidelines §15073.5(a)–(b); §§15072–15073.

[M3] CEQA Guidelines §15074(b).

[M4] Gov. Code §§6253, 6253.1, 6253.9, Screenshot 2025-10-12 at 1.19.54 PM, Screenshot 2025-10-12 at 1.19.38 PM, See 00-Public Comments.pdf, 6.6
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 PRA 25-194w _EXTERNAL_ Final Demand for Compliance Re_ Public Records Act
 Request – Poverty Flats Ranch, UP 23-09, Final PRA Enforcement Letter.

[M5] CEQA Guidelines §15150.

[M6] Gov. Code §54957.5, Green Sheet Public Comments.pdf, Green sheets.pdf, More
 Green Sheet Comments.pdf

[M7] GR22-12_Thu_Jun_26_2025_09-33-04.pdf.

[M8] PRA responses PRA 25-134 The big PRA.pdf, PRA Responses.pdf

[N1] CEQA Guidelines §15378(a).

- [N2] Laurel Heights Improvement Assn. v. Regents of Univ. of Cal. (1988) 47 Cal.3d 376, 396–404.
- [N3] CEQA Guidelines §15004(a), (b)(2)(A)–(B).
- [N4] PRC §21081.6(a)–(b); CEQA Guidelines §15074(d), §15097.
- [N5] CEQA Guidelines §15126.4(a)(1)(B), (a)(2).
- [N6] CEQA Guidelines §15073.5(a)–(b); §§15162–15164.
- [N7] CEQA Guidelines §15065(a)(1); PRC §§21084.2–21084.3.
- [N8] CEQA Guidelines §15065(a)(4).
- [O1] PRC §21168.5.
- [O2] CEQA Guidelines §15151.
- [O3] CEQA Guidelines §15074(b).
- [O4] CEQA Guidelines §15150.
- [O5] Gov. Code §54957.5.
- [O6] Gov. Code §§6253, 6253.1, 6253.9.
- [O7] Max stating getting support.pdf
- [O8] Max email thread pre-notifying applicant with files for upcoming appeal.pdf