

Proof of Service by Mail

(Code of Civil Procedure § 1013a)

I, Alexandria Vieira, declare as follows:

1. I am over 18 years of age and not a party to the matter connected with this proof of service.
2. I am employed by the County of Fresno in the office of the Clerk of the Board of Supervisors, at 2281 Tulare Street, Room 301, in Fresno, California 93721.
3. On June 21, 2024, I served the attached Notice of Hearing before the Board of Supervisors of the County of Fresno for the Initial Study Application No. 8319 and Director Review and Approval No. 4720.
4. I served the documents by enclosing them in an envelope and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
5. The envelopes were addressed and mailed to each of the owners at their addresses, as shown on the current Fresno County Assessment Roll and on the property list compiled from said rolls, as set forth on the attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on this 21th day of June, 2024, in Fresno, California.



Deputy, Clerk of the Board

The original proof of service, including the list of persons and their addresses to whom notice was mailed, is maintained by Public Works staff.

**For Office Use Only**

Date received: 4/15/24
Copied to: W. Kellner, C. Motta, D. Randall &
Date copy sent: 4/15/24
Hearing set for: 7/19/24

NOTICE OF APPEAL OF PLANNING COMMISSION DECISIONDate: April 11, 2024

Appeal Fee: \$508 – Due when filing appeal

APPELLANT FILL IN BELOW THIS LINE, THIS SIDE ONLY – PLEASE PRINT OR TYPE

Project Site Address

1594 S. Brawley Ave. Fresno 93704 321-120-64
Number Street City Zip Assessor's Parcel Number

Appellant's Information

Name: Rebecca Vivenci
Mailing Address: 4554 W. Madison Ave
Fresno CA 93706
Telephone: (559) 281-9860

Applicant's Information ☐ check if same as Appellant)

Name: Donald Miranda Trucking
Mailing Address: P.O. Box 12565
Fresno, CA 93778-2565
Telephone: _____

Subject of AppealI wish to appeal the Planning Commission's decision to ☒ Approve ☐ Deny

Variance Application No.* _____
Conditional Use Permit No. _____
Director Review and Approval Application No. 4720
Tentative Tract Application No. _____
Amendment Application No. _____
Amendment to Text Application No. _____
Other: _____

RECEIVED
APR 15 2024

CLERK. BOARD OF SUPERVISORS

Date of Planning Commission Action October 26, 2023

Reason(s) for Appeal (Attach additional sheets if necessary)

- 1) Adoption of the Mitigated Negative Declaration
- 2) Trucking operations are not Agriculture operations
- 3) Owner admitted to not hauling Ag Exclusive products
- 4) Initial Study reports are not satisfactory to CEQA guidelines
(see attached)

Rebecca Vivenci
Appellant's Signature

* Fresno County Zoning Ordinance § 877(c) requires that any appellant, other than the applicant, County Department Director, or Board of Supervisors member, must be a property owner within a certain distance from the Variance Application property. The Department of Public Works and Planning will verify that the ordinance requirements are met. If the requirements are not met, the appeal fee will be returned and no date for appeal hearing before the Board of Supervisors will be set.

Please return completed form to Clerk of the Board, 2281 Tulare Street, Room 301, Fresno, CA 93721.



County of Fresno

BOARD OF SUPERVISORS

Chairman
Nathan Magsig
District Five

Vice Chairman
Buddy Mendes
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Brian Pacheco
District One

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Clerk

Notice of Land Use Appeal

Notice of hearing before the Board of Supervisors of the County of Fresno on **INITIAL STUDY APPLICATION NO. 8319** and **DIRECTOR REVIEW AND APPROVAL NO. 4720** filed by **REBECCA VIVENZI**.

Note: On October 26, 2023, the Fresno County Planning Commission approved this application, and on April 15, 2024, an appeal was filed by Appellant to the Fresno County Board of Supervisors for consideration.

Notice is hereby given that the Board of Supervisors of the County of Fresno has set this hearing for **Tuesday**, the **9th day of July, 2024**, at the hour of **9:30 A.M. (or as soon thereafter as possible)**, in the **Board of Supervisors Chambers**, Room 301, Hall of Records, 2281 Tulare St., Fresno, California, as the time and place for holding a public hearing on the following matter:

Consider Appeal of Planning Commission's adoption of the Mitigated Negative Declaration prepared for Initial Study No. 8319 pursuant to Public Resources Code Section 21151(c). The subject parcel is located on the south side of S. Brawley Ave., approximately 927 feet south of W. Church Ave., 0.9 miles west of the City of Fresno (APN: 327-120-64) (1594 S. Brawley Ave.) (Sup. Dist. 1).

Please see the map on Reverse Side

For information, contact **David Randall**, Department of Public Works and Planning, 2220 Tulare Street, (Corner of Tulare & "M" Streets, Suite A), Fresno, CA 93721, telephone **(559) 600-4052**.

The full text of this Land Use Appeal will be available on the Fresno County website <https://fresnocounty.legistar.com/Calendar.aspx> under the July 9, 2024 meeting at the Meeting Details link by Wednesday, July 3, 2024.

PROGRAM ACCESSIBILITY AND ACCOMMODATIONS: The Americans with Disabilities Act (ADA) Title II covers the programs, services, activities, and facilities owned or operated by state and local governments like the County of Fresno ("County"). Further, the County promotes equality of opportunity and full participation by all persons, including persons with disabilities. Towards this end, the County works to ensure that it provides meaningful access to people with disabilities to every program, service, benefit, and activity, when viewed in its entirety. Similarly, the County also works to ensure that its operated or owned facilities that are open to the public provide meaningful access to people with disabilities.

To help ensure this meaningful access, the County will reasonably modify policies/ procedures and provide auxiliary aids/services to persons with disabilities. If, as an attendee or participant at the meeting, you need additional accommodations such as an American Sign Language (ASL) interpreter, an assistive listening device, large print material, electronic materials, Braille materials, or taped materials, please contact the Current Planning staff as soon as possible during office hours at **(559) 600-4230** or at jpottthast@fresnocountyca.gov. Reasonable requests made at least 48 hours in advance of the meeting will help to ensure accessibility to this meeting. Later requests will be accommodated to the extent reasonably feasible.

NOTES:

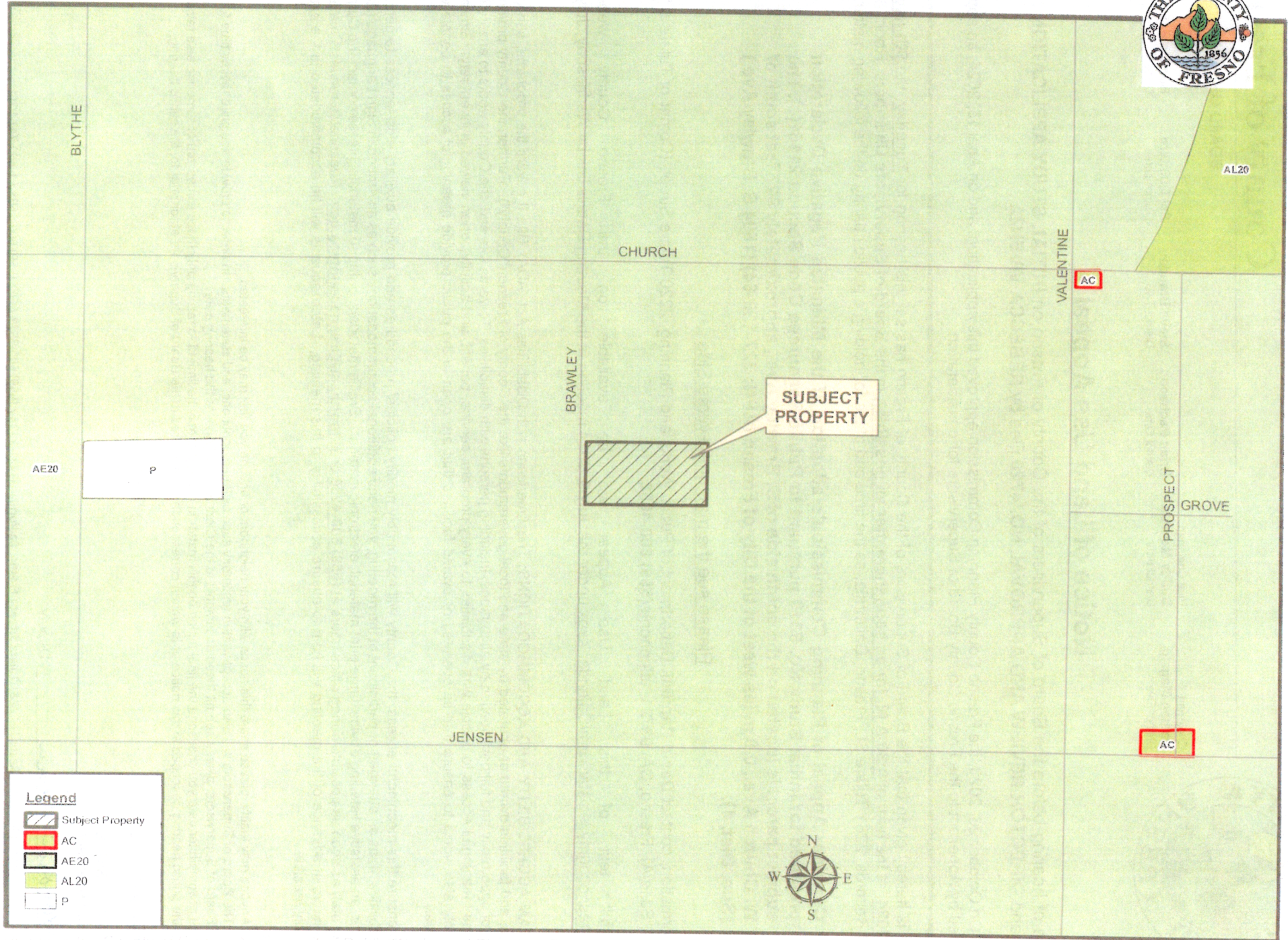
- Anyone may testify, please share this notice with your neighbors or anyone you feel may be interested.
- The Board of Supervisors will also accept written testimony such as letters, petitions, and statements. In order to provide adequate review time for the Board of Supervisors, please submit these documents to the Clerk to Board prior to the hearing date.
- If at some later date you challenge the final action on this matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

DATED: June 21, 2024

BERNICE E. SEIDEL
Board of Supervisors

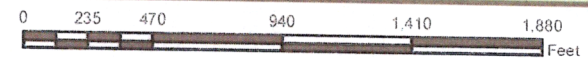
By Alexandria Vicino, Deputy

EXISTING ZONING MAP



Legend

- Subject Property
- AC
- AE20
- AL20
- P



THE BUSINESS JOURNAL

FRESNO | KINGS | MADERA | TULARE

P.O. Box 126
Fresno, CA 93707
Telephone (559) 490-3400

(Space Below for use of County Clerk only)

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

Notice of Public Hearing

INITIAL STUDY APPLICATION NO. 8319 and DIRECTOR
REVIEW AND APPROVAL NO. 4720

DATE AND TIME OF PUBLIC
HEARING:
JULY 9, 2024 AT 9:30 am

DECLARATION OF PUBLICATION (2015.5 C.C.P.)

MISC. NOTICE

STATE OF CALIFORNIA

COUNTY OF FRESNO

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of **THE BUSINESS JOURNAL** published in the city of Fresno, County of Fresno, State of California, Monday, Wednesday, Friday, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of March 4, 1911, in Action No.14315; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

JUNE 28, 2024

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Fresno, California,

JUNE 28, 2024

ON



Notice of Public Hearing
Notice of hearing before the Board of Supervisors of the County of Fresno on INITIAL STUDY APPLICATION NO. 8319 and DIRECTOR REVIEW AND APPROVAL NO. 4720 filed by REBECCA VIVENZI. Note: On October 26, 2023, the Fresno County Planning Commission considered this application, and forwarded its recommendation(s) to approve the application to the Board of Supervisors for final determination.

Notice is hereby given that the Board of Supervisors of the County of Fresno has set this hearing for Tuesday, July 9, 2024, at the hour of 9:30 am (or as soon thereafter as possible), at the Board of Supervisors Chambers, Room 301, Hall of Records, 2281 Tulare St., Fresno, California as the time and place for holding a public hearing on the following matters:

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Nathan Magsig, Chairman
Board of Supervisors
ATTEST:
BERNICE E. SEIDEL
Clerk, Board of Supervisors
06/28/2024

From: Donald Miranda <cmtndon@yahoo.com>
Sent: Monday, July 8, 2024 11:32 AM
To: Clerk/BOS
Subject: RE Land Use Appeal / Letters of support for DRA 4720 Approval
Attachments: Letters.pdf

CAUTION!!! - EXTERNAL EMAIL - THINK BEFORE YOU CLICK

Good Morning

I wanted to resubmit our letters of support for the Board of Supervisors to Review.

I'm also sending a letter I sent to Mrs. Vivenzi regarding her appeal in hopes she would support us.

I'm also sending a current letter of support from Ms. Linda Gomez since she won't be able to attend the meeting. I'm also hopeful to have two or three neighbors attend the meeting to speak on our behalf.

Exhibit A Correspondence States that only one letter of support was submitted.

I hope by resubmitting . This gives Some Clarity.

That you

Donald Miranda

Linda Gomez
1502 S. Brawley Ave
Fresno, CA, 93706
07/06/2024

Board of Supervisors of Fresno
2281 Tulare St, RM 300
Fresno, CA 93724

Dear Board of Supervisors,

I am writing to express my firm support for Donald Miranda and his trucking business next door to my home, 1502 S. Brawley Ave. I have been a resident for the past 29 years and have lived close to Donald Miranda's property for the entire duration.

During this time, Donald has been a considerate and responsible neighbor. He has consistently maintained his property and ensured minimal disruption to the surrounding community. I have never had any cause for concern regarding noise, traffic, or any other negative effects associated with his business.

In fact, I would like to commend Donald Miranda on his positive use of the land. He keeps his trucks well-maintained and has implemented measures to minimize dust and ensure a clean environment. His commitment to responsible land use is a valuable asset to our neighborhood. Furthermore, I believe Donald's business contributes positively to the economic well-being of our community. He offered jobs to residents across Fresno if not the Central Valley.

I urge the Board of Supervisors to consider this letter of support for Donald Miranda and his trucking business. I am confident he will continue to operate responsibly and contribute positively to our community.

Thank you for your time and consideration.

Sincerely,

Linda Gomez

Donald Miranda Trucking, Inc.

1510 S. Brawley Ave Fresno 93706 (559) 276-2030

Dear Mrs. Rebecca Vivenzi:

I'm writing to you regarding our recently approved Fresno County Directors Review & Approval-DRA Application 4720 which allows us to park our trucks at our address located on south Brawley Ave. It has been a long and costly endeavor to get to this point in the public process and it is our (wife/I)'s hopeful goal to persuade you to withdraw your appeal to the Fresno County Planning Commission. At this point I don't understand what your concerns may be but would very much like to hear them and hopefully be able to address them. When we originally purchased the Brawley property last year from the LG Johnson estate there were homeless encampments in the back of the property next to the canal. The property to the north of us also had squatters living in a motor home. At night the squatters would bring stolen cars, boats, and motorcycles to the property for dismantling and eventual sale on the black market. Based on my observations over the months, I am certain there were also other illegal activities taking place there. Since our arrival we've been able to get rid of the homeless in the back and the squatters in the motor home.

Based on our actions since we took ownership of the property, we strongly believe we have been a positive force for the neighborhood and have received several letters of support for the DRA application from our neighbors. In terms of day-to-day operations, our trucks leave in the morning and return in the afternoon. There is not a steady flow of trucks coming and going throughout the day and we have specific routes that our drivers use so that we respect our neighbor's quality of life.

In closing, we are looking for you to withdraw your appeal and are very willing to speak to you about your concerns. We look forward to the conversation.

Sincerely,

Donald and Renee Miranda
1510 S. Brawley Ave
Fresno Ca. 93706
559 276-2030
09/18/23

MALLORY RAINIER <raingale@att.net>

Thu, Oct 26, 2023 at 1:56 AM

To: "donald@donaldmirandatrucking.com" <donald@donaldmirandatrucking.com>

To Whom it may concern:

It has been a pleasure having Donald Miranda and Miranda Trucking as neighbors. They have cleaned up and fenced the property, as well as restoring the vintage home on the property. It is comforting to have respectful and communicative neighbors in our area. Donald, his son Steve, and their employees participate in an informal neighborhood watch. The Miranda Trucking drivers respect the residences in our area by driving below the speed limit and slowing at intersections, even when they don't have a stop sign. Donald and the Miranda family make themselves available for neighborly needs, even including livestock wrangling. It is a pleasure and reassurance having Donald Miranda and Miranda Trucking in our area.

Sincerely,

Mallory Rainier
1427 S Brawley Ave
Fresno, CA 93706

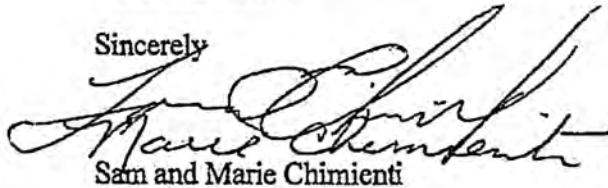
To Whom It May Concern

I'm writing this letter on behalf of Donald and Renee Miranda that have purchased the property at 1594 S. Brawley Ave.

My name is Sam Chimienti, my wife Marie and I own the neighboring property at 1415-1445 S Brawley. Since Donald and Renee purchased the property we have only seen positive improvements. Before they purchased the property, it had become dark and overgrown. When properties are not maintained even in the country they can have negative impacts neighboring properties and tend to attract unwanted activities.

Knowing and having a good relationship with our neighbors is important to us. We have found this to be true in the short time that we have gotten to know Donald and Renee. We are pleased with their arrival.

Sincerely



Sam and Marie Chimienti

9/21/22

To Whom It May Concern,

My name is Danny Penuna and I live at 1563 S. Valentine Ave. I am happy to hear that Donald and Renee Miranda purchased the property located at 1510 S. Brawley Ave.

He has cleaned up the property as well as along the ditch bank. Before he bought the property, the area in the back and along the ditch bank had become a dumping ground and an area for people to hang out.

I'm happy to welcome him to the area.

Sincerely,

A handwritten signature in cursive script, appearing to read "Danny Penuna".

Danny

EXHIBIT 9

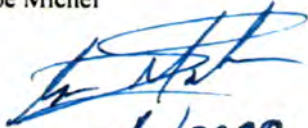
To Whom It May Concern,

I'm writing this letter for Donald and Renee Miranda who purchased the property at 1510 S. Brawley Ave. My name is Lupe Michel and my address is 3607 W. Church which borders their property on the Northeast corner.

We appreciate the improvements Donald and Renee have made to the property. They have cleaned up the property and assisted with installing a new fence along our property line.

Sincerely,

Lupe Michel



10/1/2022

(559) 852-5919

cell phone

To whom it may concern :

I am pleased to write this letter of support for Donad Miranda Trucking Inc. and their trucking business next to my property. They have been nothing but professional and considerate in their operations, with no disruptions whatsoever during both day and night. As a neighbor, I wholeheartedly endorse this business operating on the land that was previously used on a temporary basis. I am confident it will immensely benefit job seekers and contribute to the area's growth and development.

Sincerely,

Linda Gomez

10/24/2023

To whom it may concern. Fresno County Planning Commission

I'm writing this letter of support , In reference to DRA # 4720

We are in support of Donald Miranda Trucking as a neighbor in good standing. Our Property is just to the north at Church and Brawley . We believe them to be a positive addition to the area.

Mike Enos

Address

Sign.....



March 7, 2022

Donald Miranda Trucking
1510 S Brawley Ave.
Fresno, CA 93706

RE: Business Verification

Dear Mr, Miranda:

This letter will serve to verify that Donald Miranda Trucking conducts business with us on a regular basis. We contract you to haul our wheat seed as well as fertilizer or other agricultural products as needed.

We have had a long-standing business relationship and look forward to continuing our endeavors.

Very truly yours,

A handwritten signature in blue ink that reads "Richard L. Hewitson". The signature is written in a cursive style with a large "R" and a long, sweeping underline.

Richard L. Hewitson

DJH



**1625 Howard Road #113
Madera, CA 93637
559-416-7154**

To Whom It May Concern:

This letter is to confirm that Donald Miranda Trucking Inc., DOT#2716372 has assisted Pacific Farm Management Inc. in hauling produce the past 2 years. They move various fruits from field locations as far south as Kern County and as far north as Madera County to various packinghouses located in the Reedley area. We have been very satisfied with the both the level service and cost with Donald Miranda Trucking Inc. We hope to utilize his services more often as his fleet grows. If you have any questions or concerns, please feel free to contact me at 559-285-0027.

Thank You,

Leonel Villagomez

Vice President
Pacific Farm Management Inc.

**MOYA TRUCKING INC.
7919 S. ALTA AVE
REELDEY, CA 93654
559-638-9498**

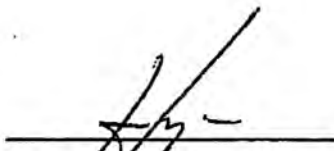
March 7, 2022

RE: Donald Miranda Trucking

To whom it may concern:

This letter is to inform you that Donald Miranda Trucking is a sub hauler for Moya Trucking Inc. They help us with the hauling of our fruit from the farms to the packing house. They have been sub haulers for the past year. If you have any questions, please feel free to give us a call at 559-638-9498.

Thank you,



Juan H. Moya Sr.
President

June 10, 2022

Boren Farms
10225 S. Jameson Avenue
Fresno California
93706

Fresno County Works Public Works/Planning Staff:

This letter is being provided to Fresno County planning staff to confirm that Boren Farms- Certified Organic Growers of Dried on the Vine (DOV) raisins, uses Donald Miranda trucking to transport our raisin crop from the farm to our raisin packer. His service is generally provided during the latter part of October once the raisins have been dried to an acceptable level of moisture. Depending on the size of the crop, transport of the crop generally requires 12-16 trips from the farm to the packer.

If you should have any questions, please feel free to call me at 559 824-9956

Sincerely,



Tony Boren, Partner
Boren Family Farms

COUNTY OF FRESNO BOARD OF SUPERVISORS

Appeal Hearing

Mitigated Negative Declaration prepared for
Initial Study No. 8319 associated with DRA No. 4720 –
Donald Miranda Trucking, Inc.

July 9, 2024

PROPERTY & PERMIT BACKGROUND

- * Purchased by Donald Miranda on August 3, 2021
- * Requested Permit for Donald Miranda Trucking through Director Review Approval submitted in October 2022
- * DRA 4720 approved by the Planning Commission at an Appeal Hearing on October 26, 2023
- * Appeal Hearing to the Board of Supervisors requested on April 15, 2024

WHY THE APPEAL?

- * Zoning
- * Fraudulent Permit Application
- * Conflict of Interest
- * Negative affect on Agriculture, and Trucking Operations
- * Community and Employee Safety
- * CEQA
- * Increase Neighbors Property Values = Higher Taxes
- * Discriminatory DRA process

- ZONING - TRUCKING OPERATIONS ARE NOT AGRICULTURE

- * Zoning AE = Agriculture Exclusive
- * Donald Miranda stated to the Planning Commission at the meeting held on October 26, 2023 that his trucking operation was previously located on an Industrial Zoned lot. This shows he knew what type of Zoning is required for his business
- * Tony Boren, whose title of Executive Director, Fresno Council of Government; spoke at that same meeting for Donald Miranda Trucking, Inc. (1) admitted that the trucking operation does not exclusively haul agriculture products (2) also, by him representing a family member while on Taxpayer's payroll cost w/intent for Permit approval, is a Conflict of Interest
- * I personally witnessed on a few occasions, Donald Miranda trucks working on road construction, while driving in town

- ZONING - FRESNO COUNTY ORDINANCE

- * Fresno County Ordinance Code Section 816.4(F):
Not allowed - “Truck yards, terminals, or facilities unless devoted exclusively to the transportation of agricultural products, supplies and equipment”
- * Fresno County Ordinance Code Section 816.1 (F):
“The harvesting, curing, processing, packaging, shipping, and selling of agriculture products produced upon the premises, subject to the provisions of 855-N-32”

- ZONING - FRESNO COUNTY ORDINANCE (CONT.)

* Fresno County Ordinance Code Section 816.1 (G):

“When carried on as a clearly secondary occupation in conjunction with a bona fide agricultural operation, where no more than ten(10) percent of the total land is used and where no more than three (3) persons other than the owner are employed in such activities, and which are owned and operated by the owner of the premises, any of the following uses:

..... #3) The transportation of agricultural products, supplies or equipment together with the maintenance, storage, repair and servicing of the necessary trucks and equipment therefor.

- ZONING - FRESNO COUNTY ORDINANCE (CONT.)

* Fresno County Ordinance Code Section 816.2 (T):

Subject to DRA - “The maintenance and storage of trucks and trailers, when such vehicles are devoted exclusively to the transportation of agriculture products, supplies, and equipment”

* EXHIBIT 1, ‘Conditions of Approval’, (2) – Any conditions of approval of this permit (i.e. onsite operation of TRUs/truck idling), or that the permittee is **operating in a manner that is inconsistent** with or that is not in accordance with the approved statement of operations,**grounds for revocation.**

BUSINESS ADVERTISEMENT

The image is a screenshot of a Facebook search results page. At the top, a blue banner contains the text "BUSINESS ADVERTISEMENT" in a white, serif font. Below the banner, the browser address bar shows the URL "facebook.com/search/top?q=donald%20miranda%20trucking%20inc.". The search results are displayed on a white background. On the left, there is a sidebar with "Filters" and a list of categories: All, Posts, People, Photos, Videos, Marketplace, Pages, Places, Groups, and Events. The main content area shows the search results for "donald miranda trucking inc.". The first result is the business profile for "Donald Miranda Trucking Inc.", which has a profile picture of a truck and the text "Local Service · 6 followers". A green arrow points to this profile. Below the profile name, there is a tab labeled "Sand and Gravel Hauling" and a "Follow" button. Below the profile, there is a post from "Donald Miranda Trucking Inc." dated "January 5, 2021". The post features a photograph of three white dump trucks parked on a dirt road next to a large, rocky cliff with a waterfall. Below the photograph, the text reads "Donald Miranda Trucking Inc. updated their phone number." and there is a "Call now" button.

(8) donald miranda trucking inc. x +

facebook.com/search/top?q=donald%20miranda%20trucking%20inc.

Q donald miranda trucking inc.

Search results

Filters

- All
- Posts
- People
- Photos
- Videos
- Marketplace
- Pages
- Places
- Groups
- Events

Donald Miranda Trucking Inc.
Local Service · 6 followers

Sand and Gravel Hauling

Follow

Donald Miranda Trucking Inc. · Follow
January 5, 2021 ·

Donald Miranda Trucking Inc. updated their phone number.

Call now

THE TRUTH

- * Fraud (noun): wrongful or criminal deception intended to result in financial or personal gain
- * The Westside of Fresno is SATURATED with agriculture trucking operation 'Imposters'. Donald Miranda Trucking is part of the problem
- * This hurts Agriculture and the Community, but also the other Trucking Operations who are following the rules and trying to survive while staying financially competitive

Fresno County Should be a Proactive “Farmer Friendly County”

- * A mother of 2 daughters who operates her sole-proprietorship chicken farm on approximately 5 acres, so that she can provide supplemental income for her household to be a stay-at-home mom.
Small farms matter
- * HUNDREDS of FFA and Agriculture studies graduates who want to be Farmers, but face the lack of Land Availability and Financial justification with the rising cost of land due to other industries fraudulently impeding on Ag Zoned land
- * Increased costs on farmland due to fraudulent land use, causes neighboring properties to pay higher Property Taxes due to the higher property assessments
- * I grew up believing that the farmland being developed was what the Farmer and Community wanted; unfortunately, I have learned that is NOT the case in almost every situation. Farmers are being forced to sell. Farmers are being surrounded by environments that make it difficult to execute their Right to Farm, it becomes a constant battle. It is near impossible to find peaceful living in Agriculture.

CEQA

California Environmental Quality Act

- * Initial Study reports are not satisfactory to CEQA guidelines:

Reports are insufficient and do not provide proper studies and lack adequate details regarding the actual impact on the environment and community

- * These type of reports are required for several reasons, including but not limited to:

- Loss of Life (58 accidents in 2 yrs w/in prox.; 4 Fatal)

Jeffrey Nazaroff, an employee of Donald Miranda Trucking, Inc. was killed on Brawley Avenue while returning back to the property. The accident was documented by Police to have occurred on April 7, 2022 around 6:25pm. This time is outside of Miranda's claimed business hours of 6am – 3pm on the permit application

CEQA (cont.)

- * Nearby Elementary School

- The school is 1.3 miles from the property. The school is considered impacted with students, and vehicles. Several trucks utilize Brawley Avenue to get to Fwy 180, including Donald Miranda Trucking, even though asked not to do so by the Planning Commission

- * Inadequate Lighting

- There are NOT any street lights on Brawley Avenue. These are County roads in a primarily farming community

CEQA (cont.)

- * Air Pollution/Noise Pollution/Road Congestion/Soil Contamination:
Small farming properties adjacent and near the property where Donald Miranda Trucking operates approximately 20 semi-truck and 20 employee vehicles, entering & exiting the property. These small farmers are working in the field inhaling the trucks' pollution. Also, potential soil contamination from the Maintenance work being performed on these trucks. As well as road visibility declined.

The location is further away from Manufacturing facilities and stores than Industrial Zoned lots, creating greater distance of wear on the roadways and greater pollution distribution

The above are a short list of items missing from the Initial Studies Report to satisfy the CEQA requirements

DISCRIMINATORY APPEAL PROCESS

- * Notices are only required to be sent to neighboring property owners within 1320 feet. This discriminates against the Rural community where property lots are larger. The distance is roughly equivalent to driving four telephone poles.
- * I have written two checks to the County of Fresno for a total of \$1016.00 to be granted an Appeal in order to battle for what is right for our community and the future generations. A person working minimum wage would have to work 63.5 hours, just to pay this amount! What are the chances that they can afford to let their voices be heard?
- * What are the chances that a Farmer whose commodity price has been cut in half, can afford to let their voices be heard?
- * Thousands of **Quality Soiled Farmland Acres** have been annexed in recent years for development in Fresno County. Society and government in general are oblivious to the fact of how blessed Fresno County is with the fertile soil and weather, which creates an environment allowing for SO MANY crops - that can ONLY grow here. Those oblivious, are the ones choosing to pour gravel and concrete over the soil.