

# CITY OF CALISTOGA

Planning & Building Department  
1232 Washington Street • Calistoga, CA • 94515



## **NOTICE OF VIOLATION** **AND ORDER TO REPAIR OR ABATE** **UNLAWFUL CONDITIONS**

July 29, 2021

**SENT VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED, PERSONALLY  
DELIVERED & POSTED TO PROPERTY**

SYED W. ALI  
339 HARBOR WAY  
SOUTH SAN FRANCISCO, CA 94080

**Subject: Unlawful Building Conditions at 345 Silverado Trail, Calistoga, CA  
APN# 011-050-032**

Dear Property Owner:

Inspection of the above-referenced premises from our adjacent City property, Mount Washington, by the City of Calistoga staff on Friday, July 23, 2021, has revealed the existence of unlawful conditions not in accordance with the City of Calistoga's Municipal Code. Furthermore, on Tuesday, July 20, 2021, while on a site visit at the adjacent property named Solage, it was observed concrete being poured for a large foundation/slab ("Subject Structure"). A red tag was posted on the front gate and the individuals on site were notified to stop all work. Based on this and the inspection by City staff, the Building Official for the City of Calistoga ("City") has determined that the parcel of real property located at the address and Assessor's Parcel Number "APN" identified above ("Property") contains unlawful conditions. This Notice is issued to all Responsible Persons as that term is defined in CMC 1.08.010 (B) (1-7) as each Responsible Person shall be held jointly and severally liable for a code violation pursuant to CMC 1.08.010(C).

The conditions identified herein constitute a public nuisance and are in violation of multiple provisions of the law, including, 2019 California Building Code ("CBC") (as adopted by Calistoga Municipal Code Chapter 15.08), 2019 California Fire Code ("CFC") (as adopted by Calistoga Municipal Code Chapter 15.36) and provisions of the Calistoga Municipal Code ("CMC") including § 1.12.010, and are so extensive and of such a nature that the health and safety of the residents and the community are substantially endangered.

**Pursuant to HSC §17980.6, the Building Official hereby orders that the violations listed below be abated as directed.**

Pursuant to the CBC Section 115, a “Stop Work” notice (“red tag”) was posted on the property’s front gate on July 20, 2021. No occupancy of the “Subject Structure” is allowed until the violations cited herein have been abated.

**All Required Action identified herein must be completed by August 30, 2021.** Repair or abatement of some of the unlawful conditions identified herein may require you to obtain certain permits or approvals. Any Required Action that involves obtaining certain specified permits or licenses must have an application filed with the City for that permit or license by **August 15, 2021.**

In the event that all violations are not abated by **August 30, 2021**, appropriate proceedings will be instituted by the Building Official to cause the repair or removal of the violations. The violations cited herein may not be exhaustive and the City reserves the right to identify further violations.

The following information was gathered as of Friday, July 23, 2021. Upon our site visit scheduled for Thursday, July 29, 2021, we will inform you of any further violations discovered.

#### **UNLAWFUL CONDITIONS AND REQUIRED ACTIONS**

**1. VIOLATION: CMC §17.24.130(A)(2)(3) Uses allowed in the PD 2002-2 [zoning] district and without a Use Permit.**

Uses allowed in the PD 2002-2 district are as follows:

(A) Uses Allowed without a Use Permit.

(2) In APN 011-050-031, light agricultural uses including, but not limited to, horticulture, floriculture, viticulture, apiaries, and related uses, not to include stockyards or commercial feeding of animals.

(3) Uses determined by the Planning Commission to be similar in nature, as provided in the procedures in Chapter 17.03 CMC.

Observations from the adjacent City property indicated that the existing bird netting being utilized for an aviary on the Property to house peacocks, ducks, and possibly other bird species on-site has not received approval of a Use Permit pursuant to CMC § 17.24.130 for this use.

**REQUIRED ACTION:** Please abate this violation, effective immediately, to avoid further enforcement action by obtaining any necessary Use Permits. The existing aviary shall cease until a Use Permit is obtained from the City. Please contact the Planning and Building Department for information about the Use Permit application process. Additional permits from the California Department of Fish and Wildlife (CDFW) may be required.

**2. VIOLATION: CMC §19.01. Trees.**

The Director of Public Works shall enforce the provisions of this chapter and respond to all reports of violations. Should any protected trees be disturbed, damaged, destroyed, or removed without authorization, the Director of Public Works may have a stop work order issued. That order shall remain in effect until satisfactory mitigations have been completed.

If any protected tree is disturbed, damaged, destroyed, or removed without authorization, as a result of on-site work, the Department of Public Works shall be notified promptly. If such a tree cannot be preserved in a healthy state, its loss shall be mitigated.

Observations from the adjacent City property indicated that trees were removed without a tree permit along the slope that leads to the City's access road to Mount Washington.

**REQUIRED ACTION:** Per CMC § 19.01.050 (C) any unauthorized disturbance, damage or destruction, or removal of protected trees shall be mitigated. Satisfactory mitigation shall consist of, but not be limited to, any or all of the following: replacement/restoration, monetary reimbursement equal to the cost of repair or replacement, suspension or revocation of permits, and/or criminal penalties. Said mitigation may include the requirements of security or performance bond. Please contact the Department of Public Works for information about the activity's mitigation requirements.

### 3. VIOLATION: Conditional Use Permit No. U 2003-12

(7) Prior to occupancy of any structures on the parcel, the applicant shall obtain approval of a Knox Box or similar approved alternative for access to the site in the event of an emergency, as approved by the City of Calistoga Fire Chief.

(9) Any future exterior alterations, expansion or other new construction shall be subject to Design Review approval. The property owner agrees to submit an application for Building Permit for all construction of buildings or structures located on the site, not otherwise exempt by the Uniform Building Code or any State or local amendment adopted thereto. Prior to issuance of all building permits, the property owner agrees to pay all fees associated with plan check and building inspections, and associated development fees rightfully established by City Ordinance or Resolution.

(22) Site work including, but not limited to, proposed berms shall not impact existing protected trees, and views for adjacent property owners.

Observations from the adjacent City property indicated that these conditions have not been met. The City recognizes that the property may be developed with a single-family residence. Should the use be expanded, an amendment to this permit may be required by the City according to existing provisions contained in the City's Zoning Ordinance.

**REQUIRED ACTION:** Please contact the Planning and Building Department for information on how to remediate these actions in order to meet the property's conditions. line, boundary lines, and all existing easements over the property.

**4. VIOLATION: CFC §308.2 Open Flames – Permits Required.**

Permits shall be obtained from the fire code official in accordance with section 105.6 prior to engaging in the following activities involving open flame:

1. Use or operation of torches and other devices, machines or processes liable to start or cause fire in or on wildfire risk areas.

Observations from the adjacent City property indicated that the decorative metal fence toppers on either side of the entry gate to the property (i.e. metal circular open fire pits with outlines of phoenix's) may be ignited and display open flames utilizing the propane tank adjacent to Mount Washington.

**REQUIRED ACTION:** Please contact the City's Fire Department for information on the permit process for activities involving open flames.

**5. VIOLATION: CFC § 5706.2.4.5 Establishment of Limits of Districts in which Storage of Liquefied Petroleum Gases is prohibited.**

The limits referred to in Chapter 57 of the California Fire Code, in which storage of liquefied petroleum gas is prohibited, are hereby established as follows: Storage is prohibited in all areas of the city unless a permit is issued by the fire code official.

The City has received calls from neighboring properties that a helicopter is coming and going from the property.

**REQUIRED ACTION:** If storage of liquified petroleum gas is occurring to fuel said helicopter, please cease this activity immediately.

**6. VIOLATION: CBC § 105.1 Required Permits**

Any owner or owner's authorized agent who intends to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical, or plumbing systems the installation of which is regulated by this code, or to cause any such work to be performed, shall first make application to the building official and obtain the required permit. The subject structure is in violation of CBC 105.1 for non-permitted work.

**REQUIRED ACTION:** Please abate this violation, effective immediately, to avoid further enforcement action by obtaining any necessary building permits. Any erection, construction, alteration, extension, repair, move, removal, demolition or change of occupancy must be approved by the Building Official through a permit. You may contact the Calistoga Planning and Building Department for approval and permitting information.

**7. VIOLATION: CMC § 8.20.010 Persistent noise - Declared nuisance - Abatement**

Multiple complaints have been received regarding the harborage of wildlife specifically, a "Peacock". The persistent maintenance and emission of any noise or sound produced by

human, animal, electrical, radio or mechanical means between the hours of 10:00 p.m., and 7:00 a.m., next ensuing, which by reason of its raucous or nerve-racking nature, disturbs the peace, quiet or comfort, or is injurious to the health of any person, constitutes a public nuisance.

**REQUIRED ACTION:** Please abate this violation, effective immediately, to avoid further enforcement action by removing the Peacock or mitigating the noise in some fashion.

#### **8. VIOLATION: CMC § 17.16.020 (D)(1) Prohibited Uses.**

Transient commercial occupancies of dwelling units.

Multiple complaints have been received regarding large parties on the property almost every weekend, displaying loud music emanating from the property, past 10 PM in some instances.

**REQUIRED ACTION:** Please abate this violation, effective immediately, to avoid further enforcement action.

#### **9. ADDITIONAL STUDIES REQUESTED**

Observations from the adjacent City property on July 23, 2021, indicated that the large foundation/slab that were poured prior may be located within a mapped wetland. In addition, it appears that new vines were planted along the slope of the City's access road to Mount Washington.

**REQUIRED ACTION:** In regard to wetland impacts, please hire a biologist to determine what if any impact had occurred to existing mapped wetlands on-site. If impacts have occurred, please contact the Region 2 Water Quality Control Board to a) report the impact to the wetlands, and b) seek guidance from the Board as to what steps to take to mitigate the impact.

As for potential impacts to the City's access road, the Public Works Department is requesting the topographic survey to include the entire property. The map shall include the new vineyard and extent of grading along the northerly property line, boundary lines, and all existing easements over the property. Please provide an Erosion Control Plan for all disturbed areas, including the disturbed embankment along the northerly property line.

#### **Enforcement:**

The foregoing violations constitute a public nuisance pursuant to CMC section 1.08.040. Furthermore, pursuant to CMC sections 1.08.010 and 15.52.030, it is a violation for any person to violate any provision or to fail to comply with any requirement of the City Municipal Code or any City ordinance. Each and every day after the deadline for compliance identified in the Notice of Violation that the Property remains in violation, is a separate violation and a citation may be issued and fines may be assessed per CMC sections 1.08.020(C).

In the event that the Notice of Violation does not result in voluntary compliance by the deadline for compliance identified, the City has the power to abate the nuisance should the responsible person fail to do so in the time provided in the Notice and may remove the violations at the expense of the responsible person, pursuant to CMC Chapter 1.08 and 1.12. Additionally, failure to bring the Property into conformance with the CMC and other State laws may result in institution of proceedings to appoint a receiver in order to prevent, restrain, correct, or abate the violation with costs of abatement, and attorney's fees payable by you and additional penalties as ordered by the court. It is the City's intent to seek recovery of all enforcement costs pursuant to CMC section 1.08.060 and all applicable, all attorneys' fees relating to these violations.

**Appeal:**

Any person having any record title or legal interest in the Property may appeal this Notice of Violation to the Planning Commission with regards to Violation Nos. 1, 2, 3, 7, 8, and 9 above as provided by CMC section 1.12.070(B) within 15 days, and Violation Nos. 4, 5, and 6 above to the Calistoga Building Standards Advisory and Appeals Board as provided by CMC Chapter 15.50 and section 1.12.070(B) within 15 days.

Failure to appeal within the time and manner provided will constitute (i) a waiver of all rights to an administrative hearing for determination of the matter, and (ii) a failure to exhaust administrative remedies.

For further information regarding this Notice of Violation, please contact the following person.

Samantha Thomas, Associate Planner - (707) 942-2763, [stthomas@ci.calistoga.ca.us](mailto:stthomas@ci.calistoga.ca.us)

Sincerely,



Brad Cannon, CBO  
Building Official

CC: Mitch Celaya, Calistoga Chief of Police  
Derek Rayner, Public Works Director/City Engineer  
Zach Tusinger, Planning & Building Director

Attached: Photo Exhibit  
Conditional Use Permit No. U 2003-12

# CITY OF CALISTOGA

Planning & Building Department

1232 Washington Street • Calistoga, CA • 94515



## **ADDENDUM NOTICE OF VIOLATION** **AND ORDER TO REPAIR OR ABATE** **UNLAWFUL CONDITIONS**

August 3, 2021

**SENT VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED, & ELECTRONIC PDF VIA EMAIL**

SYED W. ALI  
339 HARBOR WAY  
SOUTH SAN FRANCISCO, CA 94080

**Subject: Unlawful Building Conditions at 345 Silverado Trail, Calistoga, CA  
APN# 011-050-032**

Dear Property Owner:

Inspection of the above-referenced premises by City of Calistoga staff on Thursday, July 29, 2021, has revealed the existence of unlawful conditions not in accordance with the City of Calistoga's Municipal Code in addition to unlawful conditions listed in the Notice of Violation (NOV) letter dated July 29, 2021. Based on this, the Building Official for the City of Calistoga ("City") has determined that the parcel of real property located at the address and Assessor's Parcel Number "APN" identified above ("Property") contains unlawful conditions. This Notice is issued to all Responsible Persons as that term is defined in CMC 1.08.010 (B) (1-7) as each Responsible Person shall be held jointly and severally liable for a code violation pursuant to CMC 1.08.010(C).

The conditions identified herein constitute a public nuisance and are in violation of multiple provisions of the law, including, 2019 California Building Code ("CBC") (as adopted by Calistoga Municipal Code Chapter 15.08), 2019 California Fire Code ("CFC") (as adopted by Calistoga Municipal Code Chapter 15.36) and provisions of the Calistoga Municipal Code ("CMC") including § 1.12.010, and are so extensive and of such a nature that the health and safety of the residents and the community are substantially endangered.

**Pursuant to HSC §17980.6, the Building Official hereby orders that the violations listed below be abated as directed.**

**All Required Action identified herein must be completed by August 30, 2021.** Repair or abatement of some of the unlawful conditions identified herein may require you to obtain certain permits or approvals. Any Required Action that involves obtaining certain specified permits or licenses must have an application filed with the City for that permit or license or be in conversations to remediate said violations with City staff by **August 15, 2021.**

In the event that all violations are not in the process of being abated by **August 30, 2021**, appropriate proceedings will be instituted by the Building Official to cause the repair or removal of the violations. The violations cited herein may not be exhaustive and the City reserves the right to identify further violations.

## **UNLAWFUL CONDITIONS AND REQUIRED ACTIONS**

The following is in reference to the entrance gate; storage building on the existing concrete pad near the entrance gate; propane tank located near the entrance gate; lighting along the access road; and the metal structure on the other side of the pond along the western property that was indicated as constructed in April of 2021.

### **1. VIOLATION: CBC § 105.1 Required Permits**

Any owner or owner's authorized agent who intends to construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical, or plumbing systems the installation of which is regulated by this code, or to cause any such work to be performed, shall first make application to the building official and obtain the required permit. The subject structure is in violation of CBC 105.1 for non-permitted work.

**REQUIRED ACTION:** Please abate this violation, effective immediately, to avoid further enforcement action by obtaining any necessary building permits. Any erection, construction, alteration, extension, repair, move, removal, demolition or change of occupancy must be approved by the Building Official through a permit. You may contact the Calistoga Planning and Building Department for approval and permitting information.

### **2. VIOLATION: Conditional Use Permit No. U 2003-12**

(9) Any future exterior alterations, expansion or other new construction shall be subject to Design Review approval. The property owner agrees to submit an application for Building Permit for all construction of buildings or structures located on the site, not otherwise exempt by the Uniform Building Code or any State or local amendment adopted thereto. Prior to issuance of all building permits, the property owner agrees to pay all fees associated with plan check and building inspections, and associated development fees rightfully established by City Ordinance or Resolution.

(17) Exterior lighting shall be directed towards the ground to avoid light and glare upon adjacent parcels and containing the lowest illumination necessary for safety.



(19) The driveway connecting the subject property to Silverado Trail shall be coordinated with future development on the adjacent vacant parcel to the east. By accepting this permit, the property owner agrees to a shared driveway that will also allow access to future development of the Mount Washington parcel, and will provide an easement for such access to minimize safety considerations resulting from multiple driveways on Silverado Trail, an important gateway to the community and an arterial that is restricted from view by Mount Washington. Any entry driveway gate approved by the City in this permit shall be set back from the property line a minimum of 23 feet to provide shared access to the Mount Washington parcel and to provide safe queuing on the property for emergency vehicles and other vehicles to park while the gate is opening inward toward the property. The design of this gate shall be approved by the City prior to issuance of the Building Permit.

**REQUIRED ACTION:** Please contact the Planning and Building Department for information on how to remediate these actions in order to meet the property's conditions.

**3. VIOLATION: CFC § 5706.2.4.5 Establishment of Limits of Districts in which Storage of Liquefied Petroleum Gases is prohibited.**

The limits referred to in Chapter 57 of the California Fire Code, in which storage of liquefied petroleum gas is prohibited, are hereby established as follows: Storage is prohibited in all areas of the city unless a permit is issued by the fire code official.

**REQUIRED ACTION:** Please contact the City's Fire Department for information on the permit process for activities involving storage of petroleum gas.

**Enforcement:**

The foregoing violations constitute a public nuisance pursuant to CMC section 1.08.040. Furthermore, pursuant to CMC sections 1.08.010 and 15.52.030, it is a violation for any person to violate any provision or to fail to comply with any requirement of the City Municipal Code or any City ordinance. Each and every day after the deadline for compliance identified in the Notice of Violation that the Property remains in violation, is a separate violation and a citation may be issued and fines may be assessed per CMC sections 1.08.020(C).

In the event that the Notice of Violation does not result in voluntary compliance by the deadline for compliance identified, the City has the power to abate the nuisance should the responsible person fail to do so in the time provided in the Notice and may remove the violations at the expense of the responsible person, pursuant to CMC Chapter 1.08 and 1.12. Additionally, failure to bring the Property into conformance with the CMC and other State laws may result in institution of proceedings to appoint a receiver in order to prevent, restrain, correct, or abate the violation with costs of abatement, and attorney's fees payable by you and additional penalties as ordered by the court. It is the City's intent to seek recovery of all enforcement costs pursuant to CMC section 1.08.060 and all applicable, all attorneys' fees relating to these violations.

**Appeal:**

Any person having any record title or legal interest in the Property may appeal this Notice of Violation to the Planning Commission with regards to Violation No. 2 above as provided by CMC section 1.12.070(B) within 15 days, and Violation Nos. 1 and 3 above to the Calistoga Building Standards Advisory and Appeals Board as provided by CMC Chapter 15.50 and section 1.12.070(B) within 15 days.

Failure to appeal within the time and manner provided will constitute (i) a waiver of all rights to an administrative hearing for determination of the matter, and (ii) a failure to exhaust administrative remedies.

For further information regarding this Notice of Violation, please contact the following person.

Samantha Thomas, Associate Planner - (707) 942-2763, [stthomas@ci.calistoga.ca.us](mailto:stthomas@ci.calistoga.ca.us)

Sincerely,



Brad Cannon, CBO  
Building Official

CC: Mitch Celaya, Calistoga Chief of Police  
Derek Rayner, Public Works Director/City Engineer  
Zach Tusinger, Planning & Building Director  
Steve Campbell, Calistoga Fire Chief

Attached: Addendum Photo Exhibit

**Benjamin Hertz Architect**  
**645 Oleander Road Palm Springs CA 92264 760.333.9977**

**Notice of Violation Response Letter and Abatement Schedule**

City of Calistoga, Unlawful Building Conditions at 345 Silverado Trail  
APN#011-050-032  
Syed Ali Residence

September 22, 2021

The following letter addresses the Violations outlined by the city on July 23rd and July 29<sup>th</sup> of this year. Mr. Ali is in the process of rectifying these conditions and this response letter is meant to be used with the drawings to convey locations where the abatements, studies, or resolutions occur.

The Owner contracted with Albion Surveys, of Calistoga, CA, to perform a complete survey of the entire parcel. That work is the basis for all drawings and recordings of the current conditions on the property.

On the drawings, a circle with a number, i.e. "5" or "1a" corresponds with the violation number.

1. See Sheet A2.6 for clarity. CDFW approval is not required- the species kept in the aviary's are non-native, such as white ducks, pheasants, peacocks, etc. It is not an inherent city violation to have animals in this nature, but the bird enclosures have introduced potential noise nuisance violations, which will be addressed in violation 7. Once the city and Mr. Ali come to an agreement on how these birds can be managed on site, then a formal Use permit will be submitted for approval.
2. See Sheets A2.2 and A2.3 for clarity. No protected trees were removed during the landscaping of this portion of the property. Almost all growth was brush, similar to the completely overgrown and extremely dangerous conditions existing on the adjacent Mount Washington property. Almost exactly a year ago, the entire city of Calistoga was under dire threat from fire- this condition persists today. Defensible space is perhaps the most meaningful measure that a homeowner can take. An Erosion Control Plan has been initiated and mitigating designs will be provided for approval by the city. The engineer's work will also address other issues in this violation below.
3. See Sheet A2.1 for clarity. The owner has met with the Fire department and installed an approved Knox Box.
4. See Sheet A2.1 for clarity. The torches on either side of the entry gate have been temporarily shut off to address this violation. The Owner installed spark arrestor screen mesh inside the area of flame and awaits inspection from the Fire Department for approval.

5. See Sheet A2.8 for clarity. There is no liquified petroleum on site for serving the helicopter. The owner purchased a helicopter to be used solely as a “sculpture” that sits in the center of his property. The helicopter was delivered to the site on a flatbed truck and is neither certified to fly or capable of flying (The engine has missing parts and does not function, and there is no gas tank). Complaints from the neighbors are demonstrably false. Mr. Ali has video evidence and tail numbers from helicopters that have flown directly over his property at heights lower than 100 feet, and that will be forwarded to the FAA if the city of Calistoga deems that he should do so. None of those flights are associated with Mr. Ali.
6. See Sheet A2.3 and A2.5 for clarity. The survey and topo clearly locate the violations. Mr. Ali has hired a biologist to re-map the wetlands areas (the Corp of engineers would not consider the previous study valid due to the heavy development of adjacent properties and impacts on those wetlands, as well as being outdated) If the long garage pad on sheet A2.3 has too great an impact on the wetlands, and mitigation actions are too costly or time consuming, then an alternate location on sheet A3.3 has been provided. Drawings will be produced to gain approval from all City agencies, including planning commission, Building and safety, Public Works, fire, etc, if the A3.3 site is deemed viable. The owner will provide an overlay of wetlands and protected areas that are deemed protected for water and watershed conservation, and this will be used to show areas of permissible work. The Barn that is built inside the setbacks on sheet A2.5 can be moved and placed in an area outside of the 10’ side setback and 20’ rear setback (See sheet A3.1). If this is deemed viable by the planning commission than a formal submittal will begin.
7. This issue is not immediately resolvable without reference to Violation “1”. Peacocks are not by nature loud in the evening. The owner requested a list of all noise violations from the Calistoga Police Department, and only received them on September 22<sup>nd</sup>. Mr. Ali has an advanced security system installed on the property, with both video and audio recordings. He is putting together a disk or jump drive that can compare the times of the complaint phone calls compared to the actual conditions of the property. In many instances, the complaints are not within the 10p-7a period, or if an officer was sent to investigate, no nuisance noise was discovered by the PD. These recordings will be provided to the city ASAP.
8. See sheet A2.8. There was exactly one “party” noise disturbance listed in the PD noise report, and Mr. Ali apologizes for throwing a party for his wife’s 40<sup>th</sup> birthday on their property. Mr. Ali will follow noise abatement guidelines and will make the city aware of the constant noise disturbances that emanate from adjacent properties.
9. This violation is the generator of all the above and studies have been produced or are underway.

Addendum Notice of Violation issues, dated August 3,2021:

1. This refers to the barn structure and the concrete pour as per violation "6". After this planning commission meeting, we hope to have a decision allowing for moving the barn (and then providing all necessary drawings going through the normal process) as well as an approval for potentially location the long garage behind the carriage houses along the 20' wide setback and easement if wetland mitigation measures are not feasible.
2. (17) Mr. Ali has ordered shade covers that direct light to the ground (they are currently on back order and not available in the United States due to the worldwide material shortage affecting all of us). The fixtures are only 6w per lamp as is, and the site is very dark. (19). This condition remains in place, and Mr. Ali has made no alterations to the apron at the entrance / exit technique at Silverado Trail. The gate was modified to be covered in stone and new doors were installed, but it was on the exact location of the previously approved gate. Drawings provided by the survey will confirm this, and drawings will be provided to the city (if necessary) to show conformance with gate features.
3. This tank was permitted in the initial U 2003-12 and is on all approved documents and drawings related to the initial construction of the property in the previous decade. It has been in place and not moved or altered since 2005.

Mr. Ali is committed to addressing, mitigating, or abating all the issues above in a timely manner. Mr. Ali has a good faith adherence to the "stop work" and will abide by all requirements set forth by the planning department, planning commission, building departments, and all other governing agencies. His design professionals will be in constant contact with agencies at the city so that preparation of drawings or other instruments of service are made available for review prior to any formal processes to ensure that Mr. Ali and the city are in lock step.

Mr. Ali and his family are committed to the City of Calistoga and will never hesitate to remind anyone of what a blessing and privilege it is to live on such a wonderful piece of earth. He hopes to improve it with a pool house guest room expansion and also a new living area and entertainment space expanding from the main house. He'll just do it the right way, from now on!

Benjamin Hertz Architect  
License No. CA C28860  
Agent to Mr. Ali for the purposes of all code violation coordination

Benjamin Hertz Architect  
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Palm Springs, CA 92264  
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[benjamin.hertz@gmail.com](mailto:benjamin.hertz@gmail.com)  
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