

NOTICE OF APPEAL TO BOARD OF ADJUSTMENT  
Town of Portola Valley, California

For Official Use Only:

Acceptance for filing: B. of A. Sec'y \_\_\_\_\_, Date \_\_\_\_\_  
Fee \_\_\_\_\_  
B. of A. Hearing Date \_\_\_\_\_

The undersigned hereby appeals the following described action of \_\_\_\_\_ (Administrative official) to the Board of Adjustment in accordance with the provisions of the Zoning Ordinance (Ord. 1967-80) and any amendments thereto, and submits the following information for consideration

Stephen Kahng

1. APPLICANT: Name (Print or type) c/o Stephen Pahl, Esq.

Street Address 225 W. Santa Clara Street, Suite 1500; City San Jose

Business Telephone (408) 918-2826; Home Telephone \_\_\_\_\_

Applicant is Owner \_\_\_\_\_; Authorized Agent of Owner XX; Other \_\_\_\_\_  
(If authorized agent, complete item 2 below)

2. OWNER: Name (Print or type) Stephen and Choongja Kahn

Street Address 148 Goya Road; City Portola Valley

Business Telephone (408) 918-2826; Home Telephone (415) 867-8366

3. DESCRIPTION OF PROPERTY: Street Address 138 Goya Road

Subdivision Name Westridge; Lot No. 58; Block No. \_\_\_\_\_

Assessor's Parcel Number 077070140; Zoning District R-E/2.5/SD-2.5

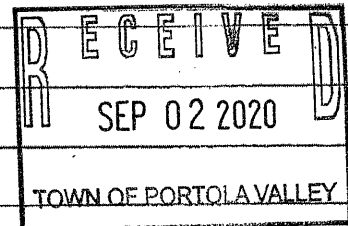
(Please check above description carefully with the Secretary of the Board of Adjustment in case of any doubt to insure accuracy.)

4. SPECIFIC ACTION BEING APPEALED: Appeal of the 08/24/20 Staff recommendation that the ASCC approve

the Architectural Review and Site Development permits to construct a new residence located at 138 Goya Road  
in Portola Valley, CA. [File # PLN-ARCH04-2020]

5. SPECIFIC GROUNDS FOR APPEAL: The plan fails to 1) comply with the Zoning Code; and 2) follow the Design.

Guidelines. Additionally, the Property Plan is not exempt from CEQA.

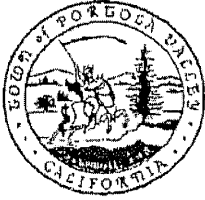


I, the undersigned, do hereby certify that the facts and information contained in this application are accurate and complete to the best of my knowledge. I declare under penalty of perjury that the foregoing is true and correct. Executed at San Jose California on 09/01/2020 (date)

Note: This application cannot be accepted for filing unless it is accompanied by the required filing fee.

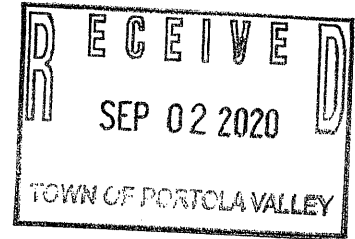
A handwritten signature in black ink, appearing to be "Stephen Kahng", written over a horizontal line.

(Signature of agent or owner)



TOWN OF PORTOLA VALLEY  
PLANNING DEPARTMENT

Statement of Understanding



PLEASE COMPLETE, SIGN AND RETURN WITH YOUR APPLICATION  
The person responsible for payment of application charges must sign.

In signing this Statement of Understanding in conjunction with the attached application of the  
Town of Portola Valley for 138 Goya Road  
(location of property)

I understand that charges for Town professional staff and consultant time spent processing this application will be based on an hourly rate and that costs necessary to process the application will be billed to me. Consultant charges are based on actual costs. Further, I understand that, in addition to an application fee, there is an initial deposit that these charges will be billed against. If my deposit is reduced to less than 30 percent of the original deposit, I understand I will be asked to increase the deposit to its initial amount. If the final costs are less than the deposit, the unused portion will be returned to me at the conclusion of the process.

I understand that if my deposit remains at or below 30 percent of the original deposit more than 10 calendar days after receipt of notice from the Town to increase the deposit, the Town will stop all processing of the application and will withhold any permits, except as necessary to meet statutory deadlines for action on the project.

If on-going costs ever exceed the deposit, I understand I will be billed for the additional charges at actual cost. I understand that payment is due upon receipt of billing.

I understand that money remaining in the deposit account will be returned to me, upon approval of the warrant list, following completion of the project. The account will remain open until all payment of invoices have been received from applicants; and:

- a. *Subdivisions* – when final maintenance bond is released by the Town or when all conditions of approval are fulfilled, whichever is later (the deposit may be reduced for subdivisions when a maintenance surety is placed with the Town).
- b. *All other applications* – when the Town issues final building inspection clearance, or when work for which the permit was issued is satisfactorily completed.
- c. *If application is denied* – after the appeal period has ended or processing of the appeal is completed.
- d. *If application is withdrawn* – following completion of any remaining staff work on the application.

I assume full responsibility for all costs incurred by the Town in processing this application including, but not limited to charges by the Town Engineer and outside consultants including, but not limited to, the Town Geologist, the Town Planner, and the Town Attorney. I understand that I am responsible for payment of the costs involved with this application even though the property or project may be sold or assigned to other parties. It is my responsibility to have this agreement replaced by a new agreement if payment responsibility is to be transferred to another party.


The following are **examples** of billable tasks performed by various staff or consultant personnel. This list is not intended to be complete.

- |    |                    |    |   |
|----|--------------------|----|---|
| -- | informal meetings  | -- | scheduling                                |
| -- | formal meetings    | -- | action letters                            |
| -- | posting            | -- | counter or telephone explanations         |
| -- | neighbor inquiries | -- | consultant review of issues and documents |
| -- | report preparation | -- | consultant preparation of documents       |
| -- | noticing           | -- | condition enforcement                     |
| -- | permit issuance    | -- | site visits                               |
| -- | referral inquiries | -- | actions related to violations             |
| -- | plan check         | -- | building inspections                      |

**NAME AND CURRENT MAILING ADDRESS OF PERSON TO BE BILLED:**

DATE: 09/01/2020

PRINT NAME: Stephen Kahng e/o Stephen Pahl, Esq.

SIGNATURE: 

ADDRESS: 225 W. Santa Clara Street, Suite 1500

San Jose, CA 95113

PHONE: (408) 918-2826

<b>Planning Department Fee Calculation Worksheet</b>			
Project:	Appeal of ASCC Decisiion		
Address:	138 Goya Road		
Date:	8/25/2020		
Staff:	Dparker		
<b><u>Planning Permits</u></b>	Fee	Deposit	Total
Appeal	\$ 6,296	\$ 3,500	\$ 9,796
<b><u>Other Deposits</u></b>			
Town Attorney		\$ 5,000	\$ 5,000
		<b>TOTAL DUE</b>	<b>\$ 14,796</b>

Make check payable to "Town of Portola Valley"

Include this worksheet with the fee payment for timely processing

Fees may be mailed to:  
 Town of Portola Valley, Planning Department  
 765 Portola Road  
 Portola Vally, CA 94028