

# Petition to Support Caspian Condo project

Undersigned, resident of Pomona fully support the Caspian Condo project located at:

1198 -1236 S San Antonio Ave. Pomona, Ca /This project drastically improves the area and safety of the neighborhood.

Please grant the approval to the above mentioned project.

Name Ana Aulaj Address [REDACTED] phone number (909) 375-9766  
Signature [Signature]

Name Maribel Gutierrez Address [REDACTED] phone number 909-753-2125  
Signature [Signature]

Name Carlos Hernandez Address [REDACTED] phone number (909) 242-9474  
Signature [Signature]

Name Karin Gutierrez Address [REDACTED] phone number 626 676-5425  
Signature [Signature]

Name Alex Figo Address [REDACTED] phone number 909 646-2525  
Signature [Signature]

Name Sean Pearson Address [REDACTED] phone number 541-990-5733  
Signature [Signature]

Name [Signature] Address [REDACTED] phone number 909-354-1475  
Signature [Signature]

Name [Signature] Address [REDACTED] phone number 626 467-5626  
Signature [Signature]

Name [Signature] Address [REDACTED] phone number 925-354-9155  
Signature [Signature]

Name [Signature] Address [REDACTED] phone number 714-547-4570  
Signature [Signature]

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ERIC TI  
Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ 408-204-1069

Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ 909-753-6861

Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ 909) 855-2940

Henry Caspian  
Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ 909) 517-9879

Emilio Martinez  
Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ 626) 262-1156

★ MAYRA LERON  
Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ 909 766 88-05

Solea Kelly Alejos  
Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ CA 91766/323-517-1565

Sarai Giron  
Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ Pomona CA 91766  
909-236 6377

Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ 760) 498-98-98  
Pomona ca 91766

Josefina Telles  
Name \_\_\_\_\_ Address \_\_\_\_\_ phone number \_\_\_\_\_  
Signature \_\_\_\_\_ (909) 634 75 63

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*A*  
Anthony Aguirre [redacted] (909) 693-1770  
Name Address phone number  
Signature Anthony Aguirre

Rena Aguirre [redacted] 909.693.2015  
Name Address phone number  
Signature Rena Aguirre

[redacted]  
Name Address phone number  
Signature Mary Munoz [redacted] 909 242-6511

[redacted]  
Name Address phone number  
Signature Tiffany Masqueda [redacted] 426511  
Tome SANCHEZ

[redacted]  
Name Address phone number  
Signature [redacted] 909/620-8017

Alexandro Rodriguez  
Name Address phone number  
Signature Alexandro Rodriguez

Yaritza Moran [redacted]  
Name Address phone number  
Signature Yaritza Moran

LAURA C DE ANDA  
Name Address phone number  
Signature Laura C De Anda (909) 629-0348

Rodolfo De Anda  
Name Address phone number  
Signature Rodolfo De Anda (909) 629-0348

Yancy Mui [redacted] (909) 397-0465  
Name Address phone number  
Signature Yancy Mui  
Jose De Anda [redacted] (909) 397-0465

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909  
Name Marcelina Toral Address [REDACTED] phone number 961 3788  
Signature Marcelina Toral

Name Elvia Gonzalez Address [REDACTED] phone number (909) 766 5144  
Signature [REDACTED]

Name Stefanny Diaz Address [REDACTED] phone number 909-417-5071  
Signature [REDACTED]

Name Kenia Perez Address [REDACTED] phone number 909-2241684  
Signature Kenia Perez

Name Danna Baez Address [REDACTED] phone number (909) 670-9449  
Signature [REDACTED]

Name Heather Gonzalez Address [REDACTED] phone number (909) 670-9449  
Signature [REDACTED]

Name Justyna Haulko Address [REDACTED] phone number (909) 670-9449  
Signature Justyna Haulko

Name Alicia Stata Address [REDACTED] phone number (909) 450-3461  
Signature Alicia Stata

Name Annamaria Rocha Address [REDACTED] phone number (909) 455-0160  
Signature Annamaria Rocha

Name Patsy Navarro Address [REDACTED] phone number (909) 455-0168  
Signature Patsy Navarro



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Name Monica Cano Address [REDACTED] phone number (909) 646-2870  
Signature [Signature]

Name Guadalupe Lara Address [REDACTED] phone number (909) 675-23-58  
Signature [Signature]

Name Raquelina Radko Address [REDACTED] phone number (909) 465-3394  
Signature Raquel Radko

Name Suhelen Amaya Address [REDACTED] phone number (626) 484-7837  
Signature [Signature]

Name Ana Gutierrez Address [REDACTED] phone number 909) 469-46-13  
Signature Ana Gutierrez

Name Maria G Diaz Address [REDACTED] phone number 909) 235-1244  
Signature [Signature]

Name [Signature] Address [REDACTED] phone number 590 62-63  
Signature [Signature]

Name Lora LLANAS Address [REDACTED] phone number (909) 618-7321  
Signature [Signature]

Name [Signature] Address [REDACTED] phone number 909) 618-7321  
Signature [Signature]

Name [Signature] Address [REDACTED] phone number 909-764-1854  
Signature [Signature]

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Name Karen Ramirez Address [REDACTED] phone number (909) 397-4675  
Signature [REDACTED]

Name Patricia Alba Address [REDACTED] phone number (909) 397-4675  
Signature [REDACTED]

Name Lidia C. Pineda Address [REDACTED] phone number (909) 397-4675  
Signature [REDACTED]

Name Diana Rivas Address [REDACTED] phone number [REDACTED]  
Signature DIANA RIVAS

Name Karla Ramirez Address [REDACTED] phone number (909) 242-1417  
Signature [REDACTED]

Name Tiffany Zelaya Address [REDACTED] phone number 626 444-3351  
Signature [REDACTED]

Name [REDACTED] Address [REDACTED] phone number (626) 638-2875  
Signature [REDACTED]

Name MARIA GARCIA Address [REDACTED] phone number 909 242 95 83  
Signature [REDACTED]

Name Francisco Robledo Address [REDACTED] phone number 909-242-4972  
Signature [REDACTED]

Name Claudia Alcalá Address [REDACTED] phone number 909-377-8010  
Signature [REDACTED]

Claudia Alcalá

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MARY MARTINEZ [REDACTED]  
Name Address phone number  
Signature MM POMONA CA (626) 909-6060

[REDACTED]  
Name Address phone number  
Signature Dominica de Leon

[Signature] [REDACTED]  
Name Address phone number  
Signature [REDACTED]

Alicia Ramirez [REDACTED]  
Name Address phone number  
Signature Alicia Ramirez

Angel Ramirez [REDACTED]  
Name Address phone number  
Signature A R [REDACTED]

Olivia Soria pomona ca 91766  
Name Address phone number  
Signature [Signature]

mario Bedolla [REDACTED]  
Name Address phone number  
Signature M.B pomona.ca 91766

Denise Soria [REDACTED] (626) 454-0393  
Name Address phone number  
Signature [Signature]

Ilda Hernandez [REDACTED] (909) 161-3769  
Name Address phone number  
Signature Ilda Hernandez

Maria Herrera [REDACTED]  
Name Address phone number  
Signature [Signature] (909) 210-5486

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Luis CALDERON 909-622-3785  
Name Address phone number  
Signature [Signature] [Redacted] POMONA

MARK DUDA 909 666 3385  
Name Address phone number  
Signature [Signature] [Redacted]

LORI BELTRAN 909 282 5562  
Name Address phone number  
Signature [Signature] [Redacted]

Antonio Buenrostro  
Name Address phone number  
Signature [Signature] [Redacted] 909-623-0123

Roberto  
Name Address phone number  
Signature [Signature] [Redacted] (909) 618-3425

RUBEN ALCALA  
Name Address phone number  
Signature [Signature] [Redacted] (909) 397-4800

GEORGE  
Name Address phone number  
Signature [Signature] [Redacted] 909 865 2724

Juana Morales  
Name Address phone number  
Signature [Signature] [Redacted] 951-446-4181

Yecmin Acuña  
Name Address phone number  
Signature [Signature] [Redacted] 6262 93 3229

TAMMY  
Name Address phone number  
Signature [Signature] [Redacted] 909-766 8356

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Name Rose Roberto Address [REDACTED] phone number 909-242-4972  
Signature Rose Roberto [REDACTED] Pomona Ca 91766  
(909) 242-4790

Name Margarita Murillo Address [REDACTED] phone number [REDACTED]  
Signature Margarita Murillo [REDACTED]

Name Maria Garibay Address [REDACTED] phone number (909) 682-3292  
Signature Garibay [REDACTED]

Name Jennifer Jerez Address [REDACTED] phone number (909) 244-1711  
Signature [REDACTED] [REDACTED]

Name William Gonzalez Address [REDACTED] phone number 909-241-4110  
Signature [REDACTED] [REDACTED]

Name Maria C Crena Address [REDACTED] phone number (909) 868 9910  
Signature [REDACTED] [REDACTED]

Name Louisa Lhu Address [REDACTED] phone number 909-2132 3042  
Signature [REDACTED] [REDACTED]

Name Javier Hernandez Address [REDACTED] phone number 909.525.3304  
Signature [REDACTED] [REDACTED]

Name Heather Miranda Address [REDACTED] phone number 909.525.3304  
Signature [REDACTED] [REDACTED]

Name Raquel Abundis Address [REDACTED] number 909/ 632-14-66  
Signature [REDACTED] [REDACTED]

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*Paula Oliva*  
Name Paula Oliva Address [REDACTED] phone number [REDACTED]  
Signature Paula

*Teresa*  
Name Teresa Address [REDACTED] phone number [REDACTED]  
Signature Teresa Castaneda 97 909-634-9161

*Bianca*  
Name Bianca Address [REDACTED] phone number [REDACTED]  
Signature Bianca Castaneda 909 634 9121

*Isidro*  
Name Isidro Address [REDACTED] phone number [REDACTED]  
Signature Isidro 951 218 2513

*Mena*  
Name Mena Address [REDACTED] phone number [REDACTED]  
Signature Mena B 1320 S. San Antonio 909-6003132  
909) 634-6167

*Cecilia*  
Name Cecilia Address [REDACTED] phone number [REDACTED]  
Signature Cecilia Tapra

*Joe*  
Name Joe Address [REDACTED] phone number [REDACTED]  
Signature Joe 909 236 62 69

*BSP*  
Name BSP Address [REDACTED] phone number [REDACTED]  
Signature BSP S. San Antonio Av. A

*Maria Armenta*  
Name Maria Armenta Address [REDACTED] phone number [REDACTED]  
Signature Maria Armenta 909 344 0079

*Ramon Rosales*  
Name Ramon Rosales Address [REDACTED] phone number [REDACTED]  
Signature Ramon Rosales 3 44 00 79

*Jessica Robledo*  
Name Jessica Robledo Address [REDACTED] phone number [REDACTED]  
Signature Jessica Robledo Pomona Ca 91766  
Pomona Ca 91766

Dear Honorable Commissioners,

From the comment I submitted at the last Public Hearing and from the multiple letters I have written regarding this development proposal, I believe I have made my opposition to this development quite clear. From all the other Public Comments being submitted tonight, the opposition from the community to this development is also quite clear.

I would like to take this time to now tell you a little about this garden that so many dozens of people tonight are here to protect, so you can more fully understand what is being put at risk by this development project.

This garden is much more than any simple community garden, it is a glowing example of committed individuals coming together to create a bountiful resource to uplift a community. In the past years, this garden has been visited by many hundreds of people, and has had an impact so wide it will be very trying for me to express it in 3 minutes. I will give you just a sampling.

Our garden is connected with Dr. Aaron Fox and Dr. Eileen Cullen at Cal Poly Pomona. Dr. Fox will be conducting a grant-funded study on urban pollinators at our garden. Both Dr. Fox and Dr. Cullen regularly bring their classes to our farm to learn about urban farming.

Earlier this year, our garden was visited by the majority of the Claremont City Council and several Claremont College professors, and we are now working with a large group in Claremont on a proposal to compost a portion of the cities organic waste within the city rather than offloading it onto other cities.

Our garden has been supported for the past two year by the Tri-City Mental Health Services Community Wellbeing Grant. Through these grants, Tri-City has committed \$20,000 to our project, and we expect an additional \$10,000 this year for further development of the garden. They have told us many times that we have been one of their most successful projects.

Earlier this year, we received these two awards, one from the California State Assembly and the other from the California State Senate, through the Los Angeles Regional Agency for the

outstanding work we have done at our garden with composting. The Los Angeles Regional Agency Board, which Pomona is a part of, will be visiting our garden later this month.

Last year, although we are a Pomona-based group, we were recognized by Sustainable Claremont as their Green Organization of the Year. Dr. Freeman Allen, past Vice President of the national Sierra Club, who is here tonight, recommended us for the award.

Just yesterday, I was invited to give a one and a half hour presentation on our garden's work to the annual statewide California Women, Infants, and Children (WIC) conference. I was asked to speak on how urban farms can be resources for Family and Community Health.

Earlier this year, I was invited to speak at the Society for Nutrition Education and Behavior annual conference, the national conference for Certified Nutritionists, on how urban farms can be centers of nutrition in low-income neighborhoods.

Last year, I was invited to give the keynote speech about our work at this garden for the 1st annual Los Angeles Urban Agriculture Summit.

I am recounting all of this to you all, not to boast, but instead to show to you the recognition and pride that our little garden has brought to Pomona. Our garden is being recognized across the board for its community centered work, and I ask that you too now recognize the work we are doing.

From talking to with the Planning Department and from comments I heard during the previous Public Hearing, I understand that the city is concerned about damaging the investment this developer has made in the city, but I ask you now, what of the investment that the community has made in this garden? What of the countless hours volunteered? The thousands of dollars granted? The past 3 years of my own, my mother's, Elinor's, Lynn's and Katie's work? What is the value of the beauty and the community we have created?

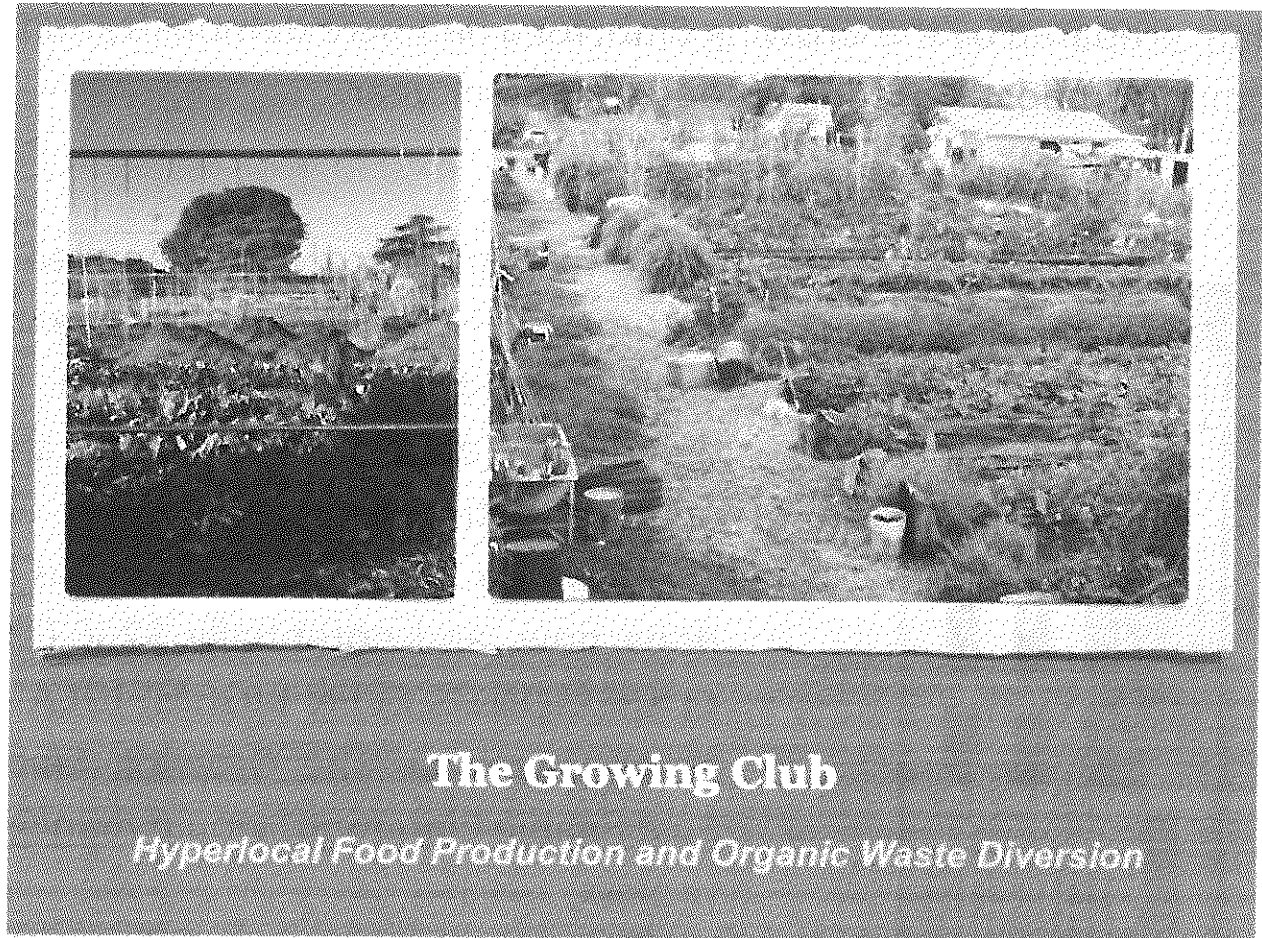
Myself, my roommates, my neighbors, and this community have spoken clearly. This project will be detrimental to the health, safety, peace, and general welfare of the people in this neighborhood, and to the use, valuation and enjoyment of the properties in the vicinity. It is your duty as upholders of the City's Laws and Values to reject this development.



## CLAREMONT'S EVEN BIGGER IDEA

### ORGANIC WASTE AS A RESOURCE

Claremont must keep its commercial food waste from going to landfills. It's the law, to protect the environment. We are paying to have food waste hauled and used elsewhere. But why not compost it here? It's a valuable resource! That is what the Growing Club is doing in Pomona.



### **The Growing Club**

*Hyperlocal Food Production and Organic Waste Diversion*

On the half-acre residential lot shown above, across from Washington Park, 15 tons of food waste is composted odor-free each year on 1/30 acre. Vegetables grown with compost as sole nutrient feed 25 families.

**We can do that in Claremont! (over)**

PLANNING DIVISION

2017 APR 12 AM 10: 21

Elinor Crescenzi  
1196 S. San Antonio Avenue  
Pomona, CA 91766

April 11, 2017

City of Pomona Planning Commission  
505 S. Garey Avenue  
Pomona, CA 91766

**Re: 1198-1236 S. San Antonio Avenue, Case Nos., CUP-4067-2016 and TTM 4947-2016.**

Honorable Commissioners,

I attended the public hearing regarding the proposed Caspian Condos development on January 11, 2017 and have been following closely the documentation produced with regards to this project. After reviewing the staff report for the upcoming public hearing on April 12, 2017, I am dismayed by the staff's report to the planning commission as I feel it fails to address the concerns raised by the community and the commission at the previous public hearing; in addition, it demonstrates a bias towards the interests of the developer which do not reflect the facts.

I am writing this note to you now *ahead of the public hearing for your consideration ahead of the public hearing*. I could not include this message with the information that went out in the staff report earlier this week, because the content of this note is a response to that report.

At the previous public hearing I made a public comment, and although I am glad that the minutes reflect both my opposition to the proposed development and my support of community well-being, I am also dismayed to see my public comment reduced to these few lines:

"...she felt the garden was fundamental to the well-being of the neighborhood and community. She did not feel the proposed development would contribute to the well-being of the City and would obstruct the sunlight required for the garden. She asked the Commission to support the garden and deny the project."

I am including the full text of my previous public comment for your consideration, since it was important to me to convey to the planning staff and commission your role (and duty) to in helping identify and develop spaces which support the goals of the 2012 Healthy Eating Active Lifestyles City Council Resolution.

*"Honorable Commissioners,*

*My name is Elinor Crescenzi, I am a doctoral student at Claremont Graduate University, incoming Chair of the Interfaith Sustainability Council of the Inland Valley, and a resident at 1196 S. San Antonio Avenue—the property that abuts the proposed development along its entire north border.*

*I moved myself and my family to this property specifically to support my friend, Rishi Kumar, in maintaining his beautiful garden and to assist in making healthy foods and lifestyles accessible to the local community. I did this because I believe these are fundamental to the physical and psychological well-being of myself, my neighbors, and my community.*

*I oppose the granting of a conditional use permit to Tork, Inc. because the proposed use will not contribute to the general well being of the neighborhood or community as required by Pomona Zoning Code sec. .580B1. This is the case because the project is not wanted in our neighborhood—the vast majority of residents have indicated this is the case based on the size and scope of the project.*

*In addition, the proposed project is actively detrimental to existing uses which do support the well-being of our neighborhood and community.*

*The routine examination of the planning division found this project compliant with municipal zoning codes granting a conditional use permit. It is not.*

*In this particular case, a very special garden exists in the neighboring lot to the north which the proposed project would shade out.*

*For this reason, the existing project must be given particular, and not routine consideration by the planning commission. Given the warranted consideration, the commission will find that the existing garden uniquely supports community well-being.*

*As other Pomona Organizations, such as Tri-City Mental Health have found and proactively supported through their community well-being grant, the commission should also find it necessary to protect and preserve the garden in conjunction with the 2012 Healthy Eating Active Lifestyles City Council Resolution. This resolution charges the City of Pomona planners, engineers, community service and community development personnel responsible for the development, design, and use of parks neighborhoods, streets, and business areas to support healthy living—especially through the development of mixed-use space, the creation of new healthy food access points, through increasing access to healthy foods, and identifying healthy food outlets.*

*The commission and all city personnel should recognize and support the value of this special preexisting garden; and, rather than granting a conditional use permit which destroys the very aims you are charged with protecting—I ask you to look carefully, reflect deeply, and envision the benefits that begin in a garden—a garden which grows*

*food and friendship—envision the benefits that begin with one garden—this garden—a garden you are responsible for protecting and preserving for me, my neighbors, our community, and our friends far and near.”*

My hope was that the planning commission and planning staff would take my reference to the 2012 Healthy Eating Active Lifestyles resolution seriously, as this resolution has great bearing on this particular case. The resolution makes the **planning staff** responsible for planning for healthy eating and active living in the ways I described above.

Since the planning staff is responsible for identifying healthy food access points, I question the integrity with which the staff is carrying out their duties with regards to this project. Many questions ring in my mind:

- Why does the staff repeatedly disregard the standing of the garden at 1196 S. San Antonio as a place where fresh, organic food is grown (over 10,000 pounds last year!)?
- How can the planning staff ignore the educational value of a functional neighborhood garden that is in practice opened to the public to help others learn how to grow their own food?
- Why is there no mention of the impact to the garden in the second planning report to the planning commission?
- Why was no third party evaluation of the shade analysis ordered by staff to compare those provided by the community and the developer?
- Why was the developer’s analysis taken as the correct one, when there is an obvious conflict of interest?
- Why are the impacts of a large scale construction project (and all the toxic dust that will blow over onto our vegetables) next door to an organic farm not considered as affecting the health, safety and well-being of the community?
- Why are the impacts of a large scale construction project next door to a place where citizens are growing their own food not considered as reducing the existing value and preventing the existing use of the neighbors where we live?
- Why were the numerous concerns raised in the letter submitted by Rishi Kumar, drafted jointly between he and I, and attested to by over 40 Pomona residents, not addressed by the planning staff or commission?

I personally would like to see a staff report which fairly addresses the concerns raised at the previous public hearing, of which the planning staff was apprised of a number of—in writing—by January 5, 2017 (more than 3 months ago).

For example, the staff should make a recommendation to the planning commission on the basis of their independent findings in relation to:

- An impartial shade analysis examining the effect of the proposed design on the existing agricultural use, along with estimates of loss of valuation to the existing use (on two properties) caused by shading of the proposed use

- An impartial environmental analysis of the risk of contamination from construction dusts, liquids, and solids to the 2 neighboring *organic* gardens, along with recommendations for legally binding conditions for the developer to control and minimize such damages
- An impartial environmental analysis of the risk to the historic tree near the property line between 1196 and 1198 S. San Antonio, recommendations for how to best protect the tree whether this be by proposing legally binding conditions for use of heavy machinery during construction, for building and wall setbacks from the root zone, which extends significantly into the proposed development, or recommendations not to allow anything other than the zoning's allowed density
- An environmental review of infill developments in relation to ground water infiltration
- The challenge to the validity of the CEQA exemption
- The proposed project's beneficial and detrimental impacts to community well-being
- The particular value of the specific site and the best use of the land in question—*for the city*, not for the developer.

The planning staff's notes remain brief, and essentially unchanged from January, in relation to criteria which the city must speak to in order to grant the proposed CUP or TTM—such as the well-being impact and CEQA exemption. This is true despite both written objections and numerous public comments indicating concern with the city's previous staff report to the planning commission on this matter. The city's disregard of the public's concerns is also reflected in the drafted resolutions to accept or deny the CUP and TTM, which contain only the reasoning for acceptance on both documents and not the reasoning for denial on the denial draft.

The city staff should look into the public's concerns and make statements in the new planning report with their findings (encountered through due diligence!) which speak clearly, specifically, and directly to the concerns raised.

Finally, the developer's new proposal does not take into account these specific requests made by the planning commissioners during the first public hearing, which are recorded in the minutes:

*"Chair Hemming requested a condition be included addressing protection of the tree."*

I see no clear provisions for the protection of the historic tree located in the front yard of 1196 S. San Antonio. I see a project design that remains largely unchanged especially in the region near the tree, including walls that come within a few feet of the trunk of the tree and large buildings which will be placed in the root zone of the tree.

*"Commissioner Juarez stated he felt there was a density issue. He felt he could support the proposed project if it was redesigned with lower density as green space and organic farming was important."*

I see no real changes with regard to density. The developer has "reduced density" by removing a closet from a bedroom in 9 units and calling this bedroom a "loft", then claiming that there are 9 3-bedroom units and 5 4-bedroom units, instead of 14 4-bedroom units "originally" proposed. However, the units have in truth remained unchanged in their square footage; in the way they would be viewed by prospective buyers and residents; and, in the number of people who would attempt to live in the homes. There was no meaningful or authentic revision of the proposal intended to reduce

the number of units, nor was there one intended to meaningfully reduce the number of cars that would be associated with each unit and therefore reduce impact on the neighborhood.

*"Commissioner Grajeda stated he felt the proposed project could be worked out as both parties seemed agreeable to compromise. He felt a redesigning to one story units would solve the problem."*

There was no revision of the units to make them shorter, or reduce the size, or number to accommodate one story units on the north or east sides of the lot.

I hope the planning commission can take these questions and concerns that I have raised into consideration alongside the report prepared by city staff, before heading in to the second public hearing regarding this matter. I also hope, in the future, the city staff can be more mindful of apprising the planning commission in their staff report of facts and details acquired through due diligence that speak to concerns raised by the public. Finally, I hope the planning commission will direct the staff to obtain impartial information with regards to the public's concerns as a general practice intended to improve the discourse around city planning and development and ensure that the planning commission is indeed equipped to make the best decisions for the city.

Respectfully submitted,



Elinor Crescenzi

Resident

1196 S. San Antonio Avenue  
Pomona, CA 91766

I am currently distributing copies of a comparison between the two shade analyses submitted prior to this Public Hearing.

These documents show at minimum, the inaccuracy of the shade analysis completed submitted by Tork Inc, and at maximum intentional deception by Tork Inc. of the Planning Commission, the Planning Department, and the public.

The shade analysis submitted by Tork Inc is shown on each page on top, and the analysis completed on behalf of Mr. Rishi Kumar on bottom.

Each page of this comparison shows that the shade analysis submitted by Tork Inc. is inaccurate according to their own software. On each page, you will notice a diagram showing the sun's position in the sky during the date and time provided. For example, on Jan. 1 at 9am, Tork Inc's analysis shows that the Sun's position should be nearly directly Southeast. According to basic physics and common understanding, the shadow of the buildings should therefore fall nearly directly Northwest, as shown in the analysis submitted by Mr. Kumar. Instead, the analysis submitted by Tork Inc. shows the shadow of the buildings falling slightly Northeast.

Subsequent comparisons on the document provided will make obvious that EVERY diagram submitted by Tork Inc. is incorrect. Since the diagrams on Tork Inc's submitted analysis show the correct position of the sun at each date and time, but show INCORRECT direction of shadow, we must make either one of two conclusions:

- 1) Either Tork Inc. incorrectly calibrated their software and provided a completely inaccurate shade analysis
- 2) Or Tork Inc. INTENTIONALLY falsified the shade analysis to show that no shadow would fall on the properties of Mr. Rishi Kumar to the North and Mr. and Mrs. Barkman to the East.

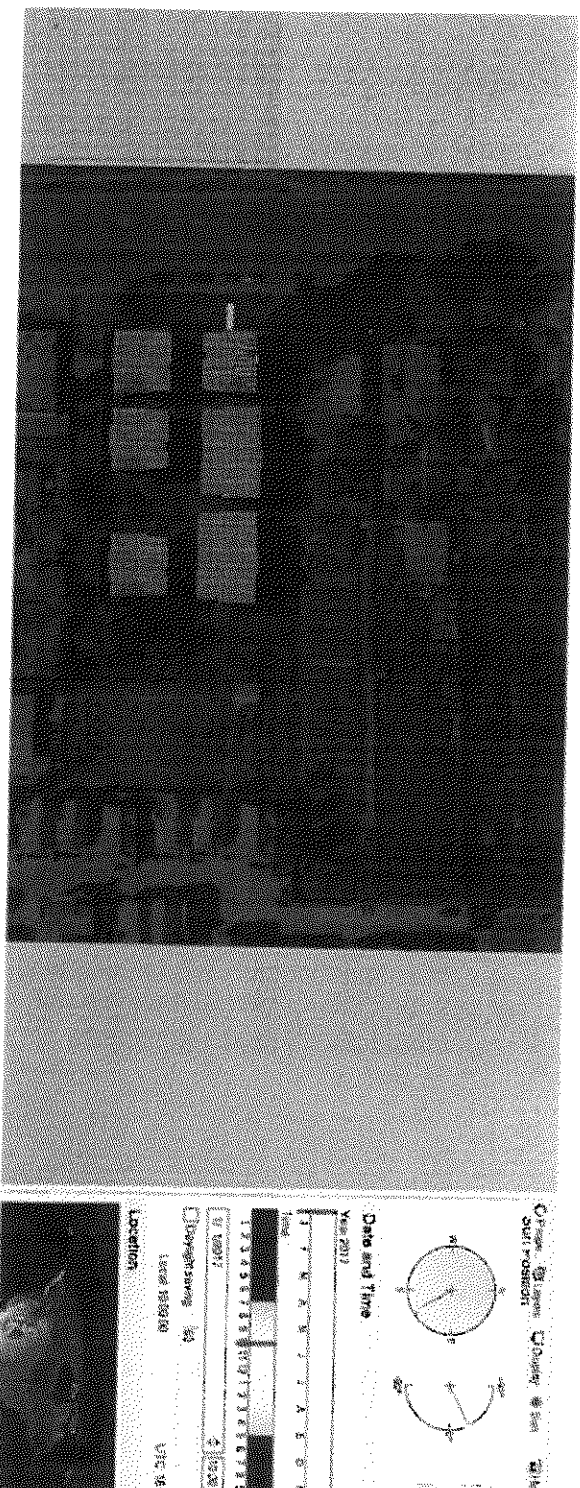
Since the sun angle diagrams shown on the analysis by Tork Inc. DO correlate to the shadow directions shown on the analysis provided by Mr. Kumar, we should assume that the shade analysis provided by Mr. Kumar is correct and accurate.

This shade analysis shows that shadows WILL fall on the properties of Mr. Kumar and Mr. and Mrs. Barkman, causing a detriment to their use, valuation, and enjoyment of their respective properties.

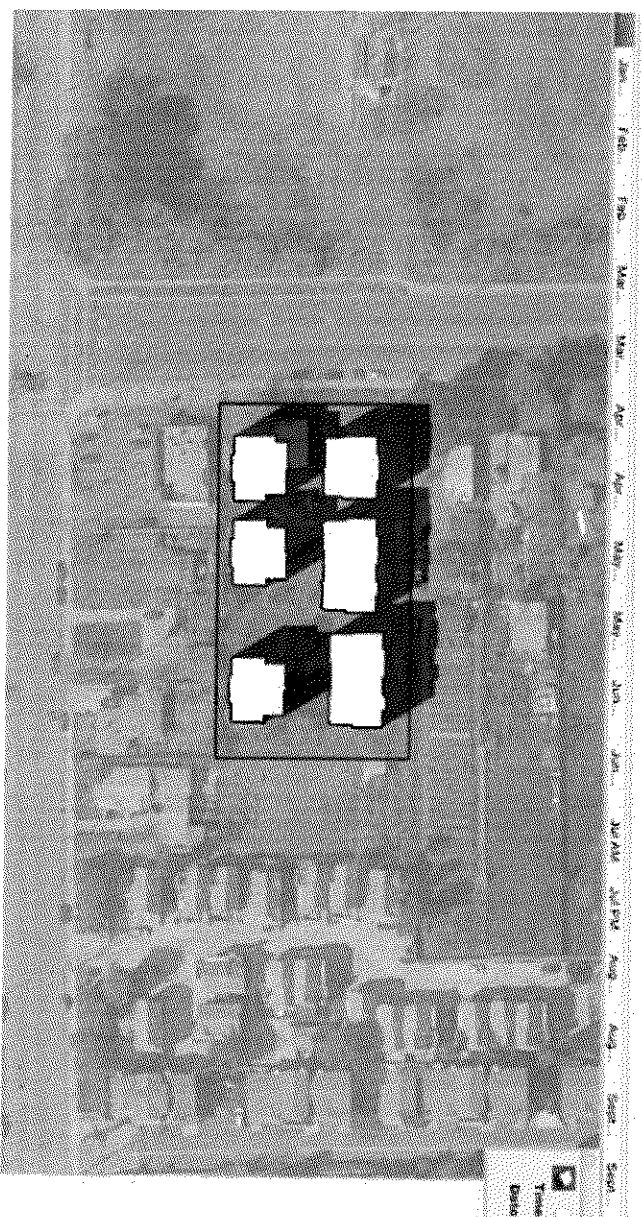
Mr. Kumar will be happy to answer any questions about the shade analysis he provided.

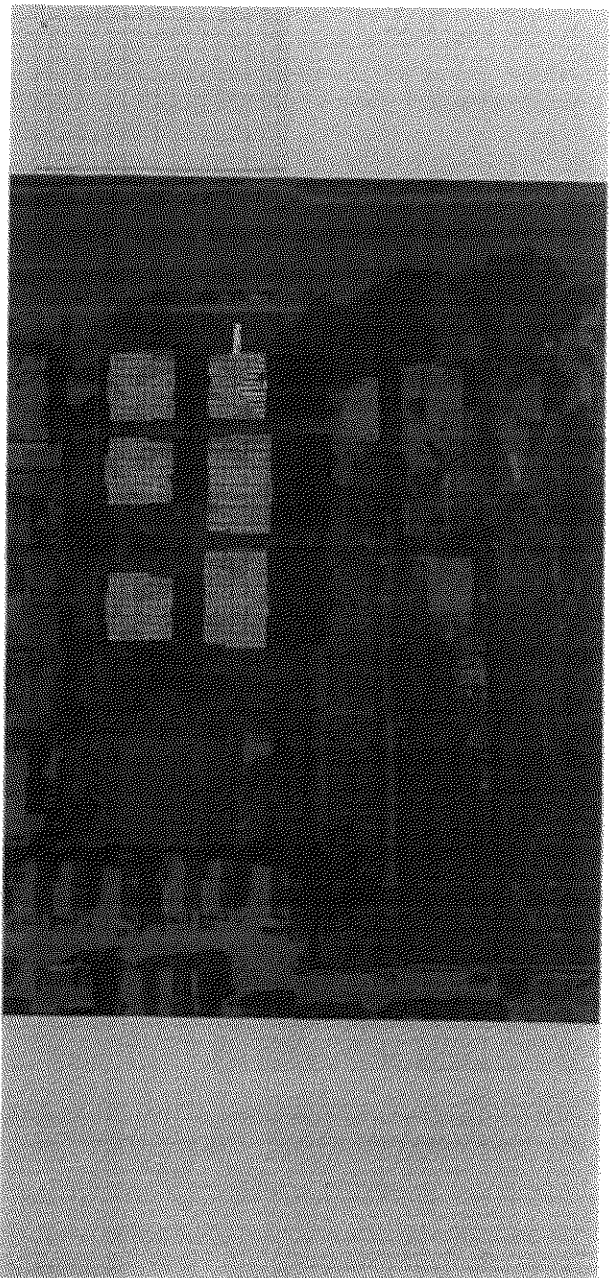






# Jan. 1 10am





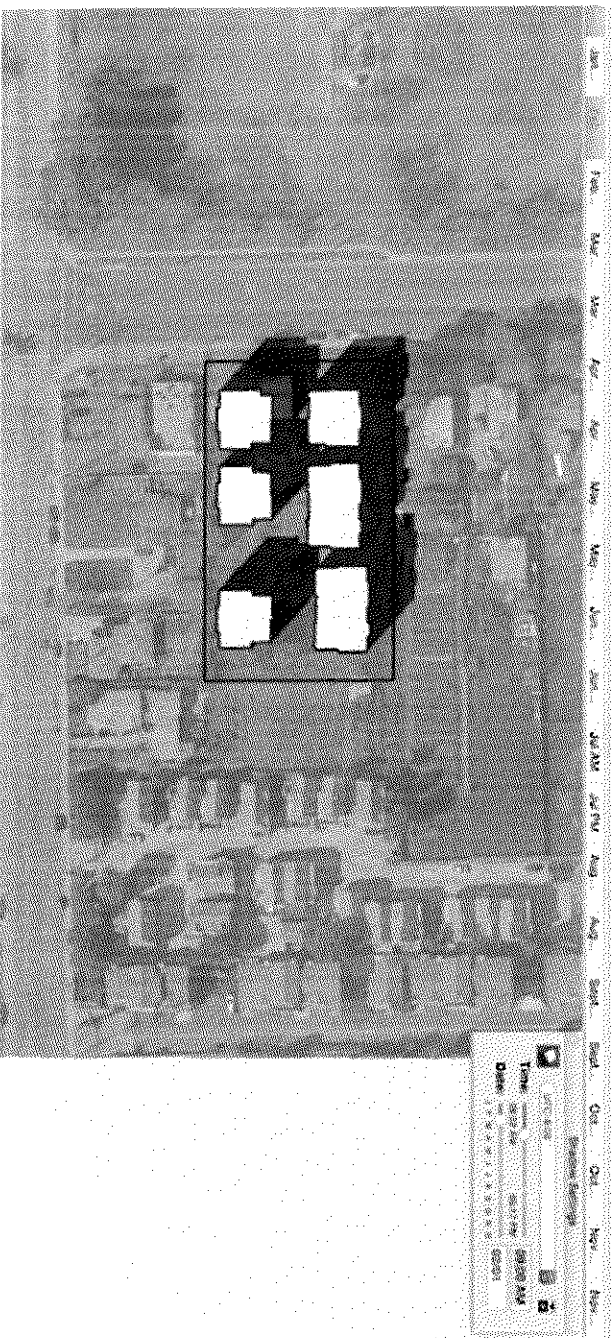
☐ High ☒ Low ☐ Day ☒ Night ☐ Map ☐ Home  
 Sun: 1/1/2017

Altitude: 11.5  
 Azimuth: 227

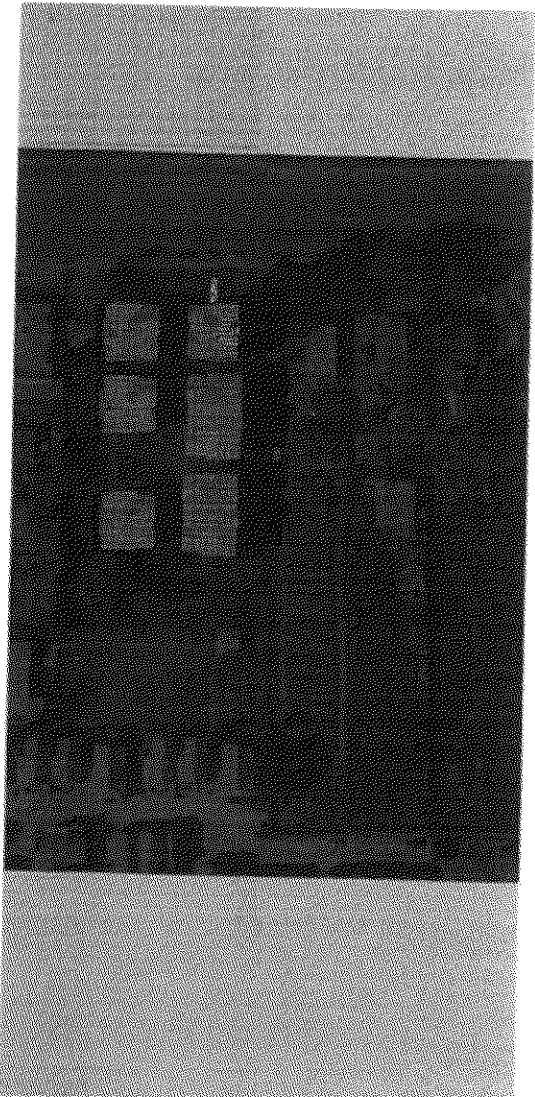
Date and Time  
 Jan 2017  
 1 2 3 4 5 6 7 8 9 10 11 12 1 2 3 4 5 6 7 8 9 10 11  
 Time: 1/1/2017 11:50 AM  
☐ Daylight saving: 60 UTC: 11:50:00

Location:

# Feb. 1 9am



# March 1 8:30 am



☐ Image ☐ Audio ☐ Display ☐ Sun ☐ Map ☐ View

☐ Sun Position

**Date and Time**

Mar 2017

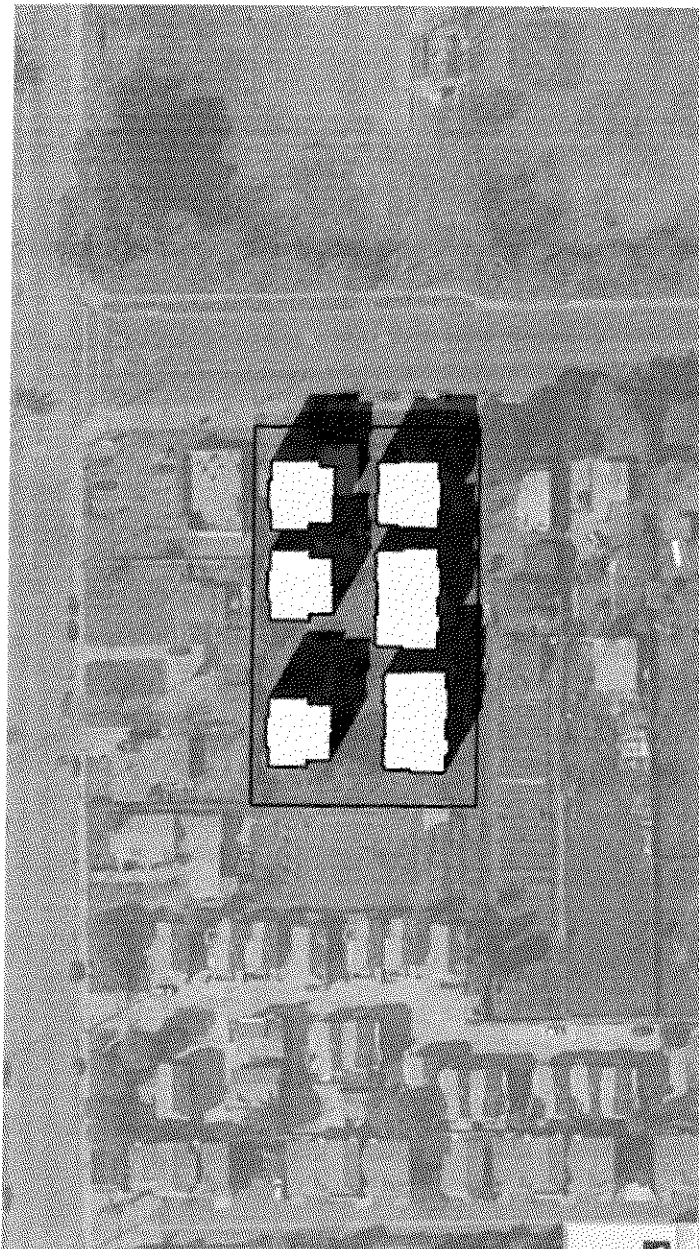
Time: 1 2 3 4 5 6 7 8 9 10 11 12 1 2 3 4 5 6 7 8 9 10 11 12

Daylight Saving: 10

Location: 10° 00' N 10° 00' W

UTC 10:00:00

UTC 10:00:00



☐ Image ☐ Audio ☐ Display ☐ Sun ☐ Map ☐ View

☐ Sun Position

**Date and Time**

Mar 2017

Time: 1 2 3 4 5 6 7 8 9 10 11 12 1 2 3 4 5 6 7 8 9 10 11 12

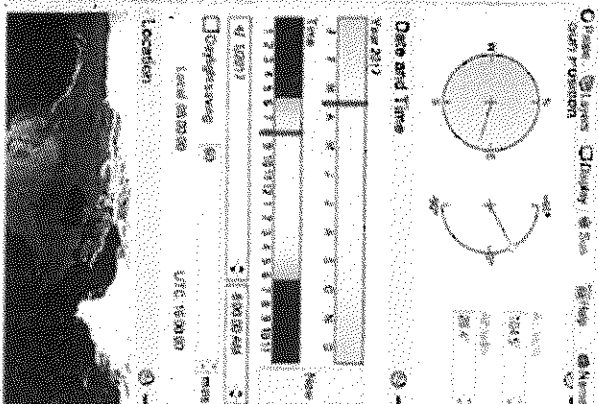
Daylight Saving: 10

Location: 10° 00' N 10° 00' W

UTC 10:00:00

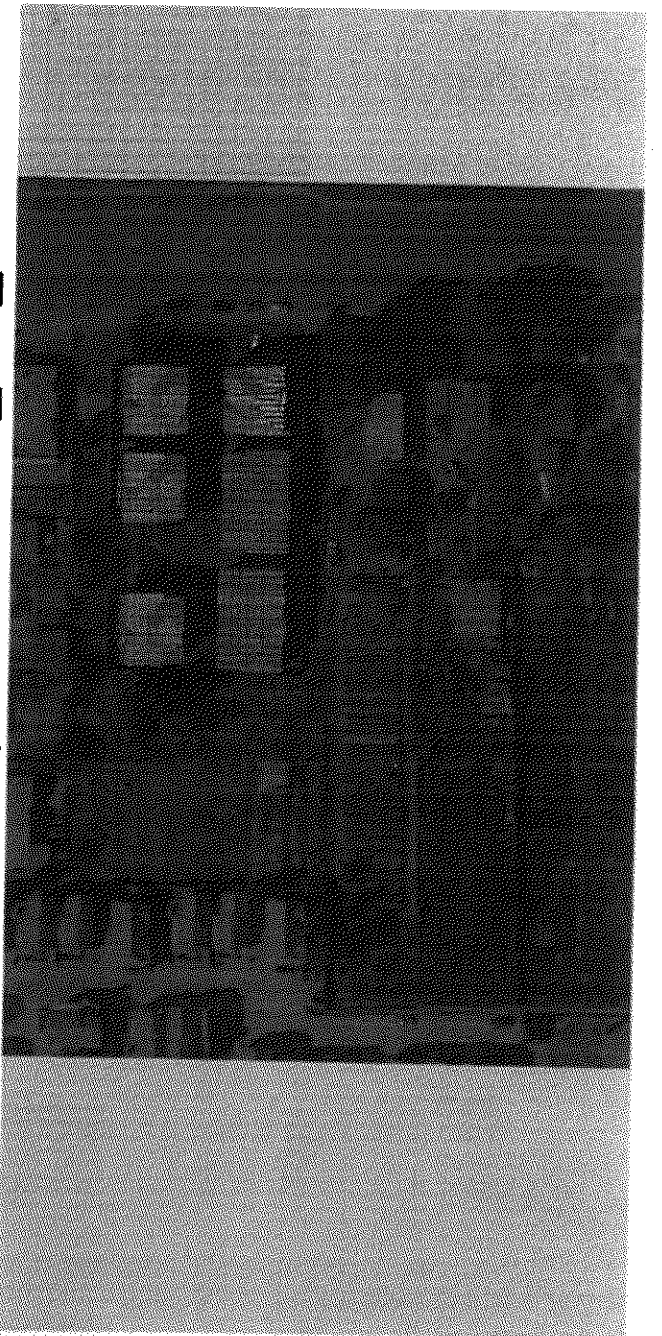
UTC 10:00:00





# April 18 am





☐ Profile ☒ LUTs ☐ Display ☐ SRA ☐ Help ☐ Home  
 SUN POSITION

Date and Time  
 Year 2017

Time	1	2	3	4	5	6	7	8	9	10	11	12	1	2	3	4	5	6	7	8	9	10	11	12
5/1/2017																								

☐ Daylight saving 00 UTC 15:00:00

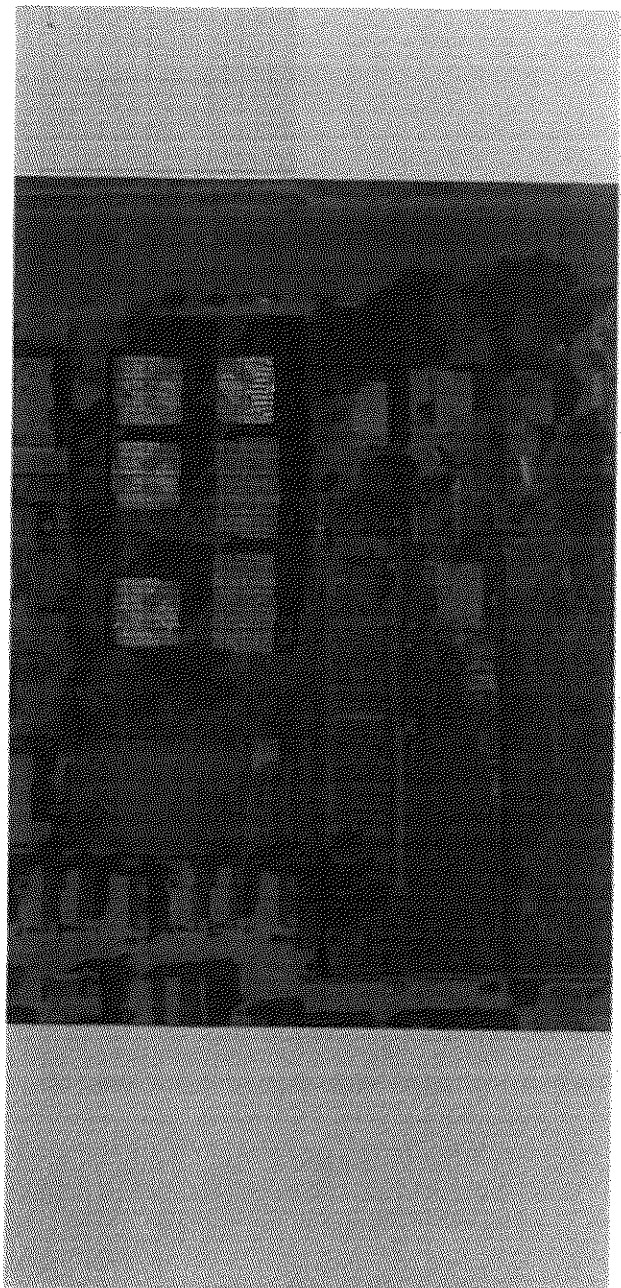
Location

# May 17:30am

Jan. Feb. Mar. Apr. May Jun. Jul. Aug. Sep. Oct. Nov. Dec.

UTC-7:00  
 Time 06:56 AM 07:35 AM  
 Date 5/1/2017 05:01





☐ Open ☒ Open ☐ Display ☐ Size ☐ Name

sun position

Year 2017

Time

Alt (2017)

☐ Daylight saving 00

Location

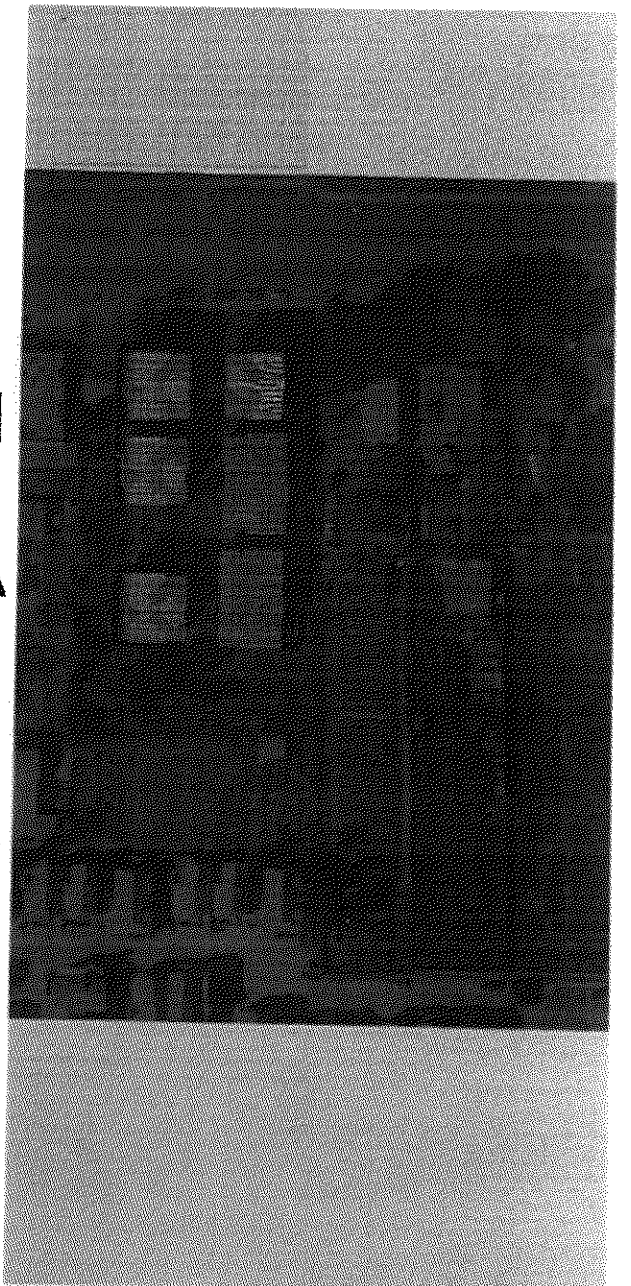
Local 07:00:00

UTC 15:00:00

June 1 7 am

Time: 07:00:00

Date: 06/01/2017



Page: 1 Layer: Display @ Sun Map: 1 Name: Sun Position

**Date and Time**

Year 2017

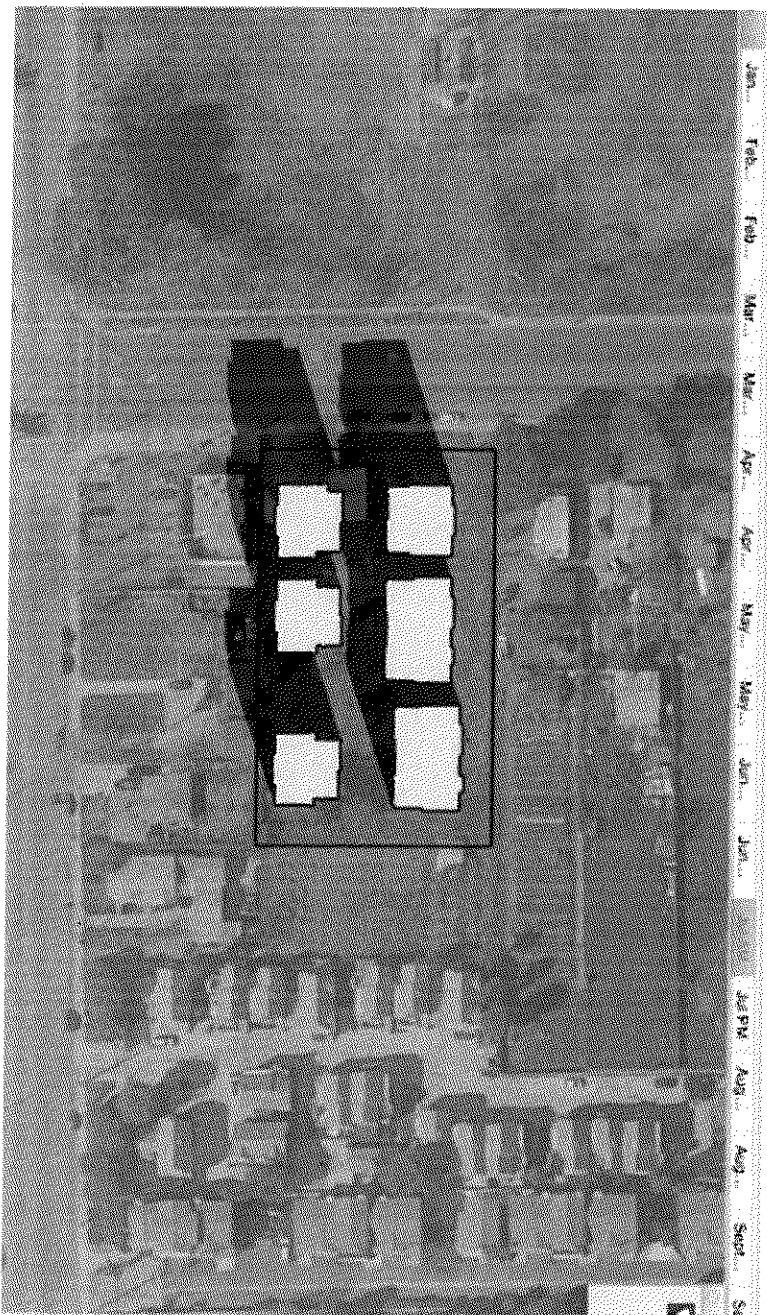
Time: 1 2 3 4 5 6 7 8 9 10 11 12 1 2 3 4 5 6 7 8 9 10 11 12

7/1/2017 7:00:00 AM

☐ Daylight saving: 00 UTC: 07:00:00

Location:

# July 1 7 am

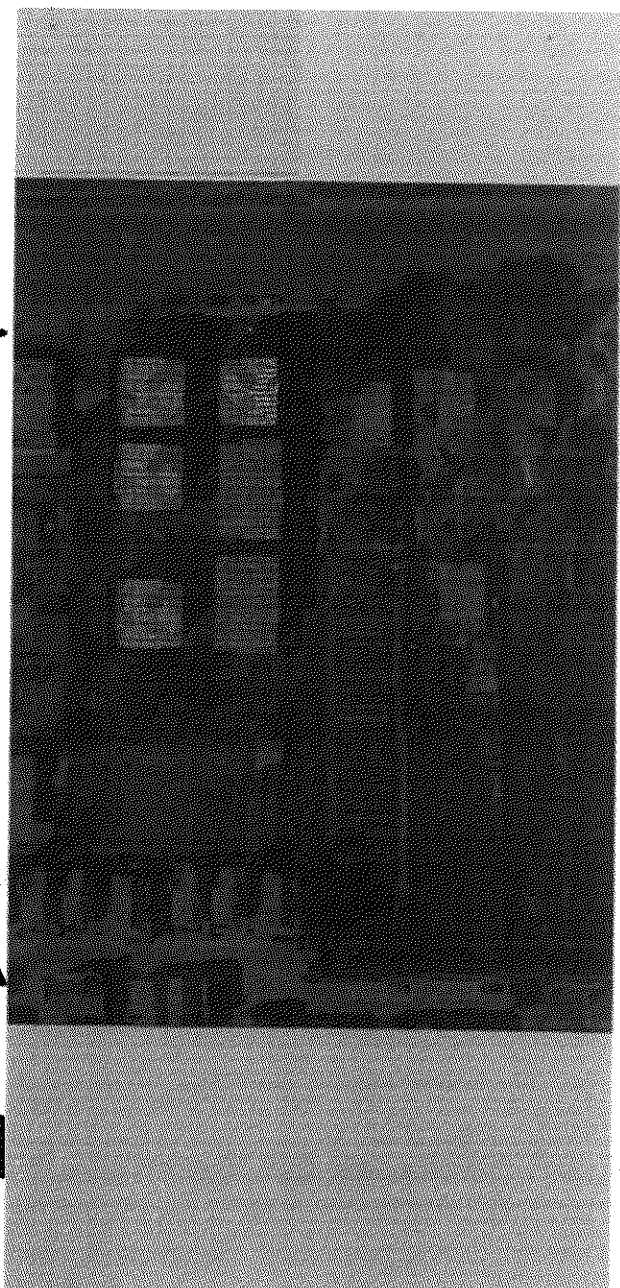


**Shadow Settings**

Time: 07:00 AM

Date: 07/01





☐ P. map ☒ Layers ☐ Display @ 5m ☐ Help ☐ Home

☐ Own Position

Date and Time  
 Year 2012

Time: 1 2 3 4 5 6 7 8 9 10 11 12 1 2 3 4 5 6 7 8 9 10 11 12

☐ Daylight saving: 00 UTC 18:00:00

Location:

# August 17 am

Jan... Feb... Feb... Mar... Mar... Apr... Apr... May... May... Jun... Jun... Jul AM Jul PM Aug... Sept... Sept... Oct... Oct... Nov... Nov...

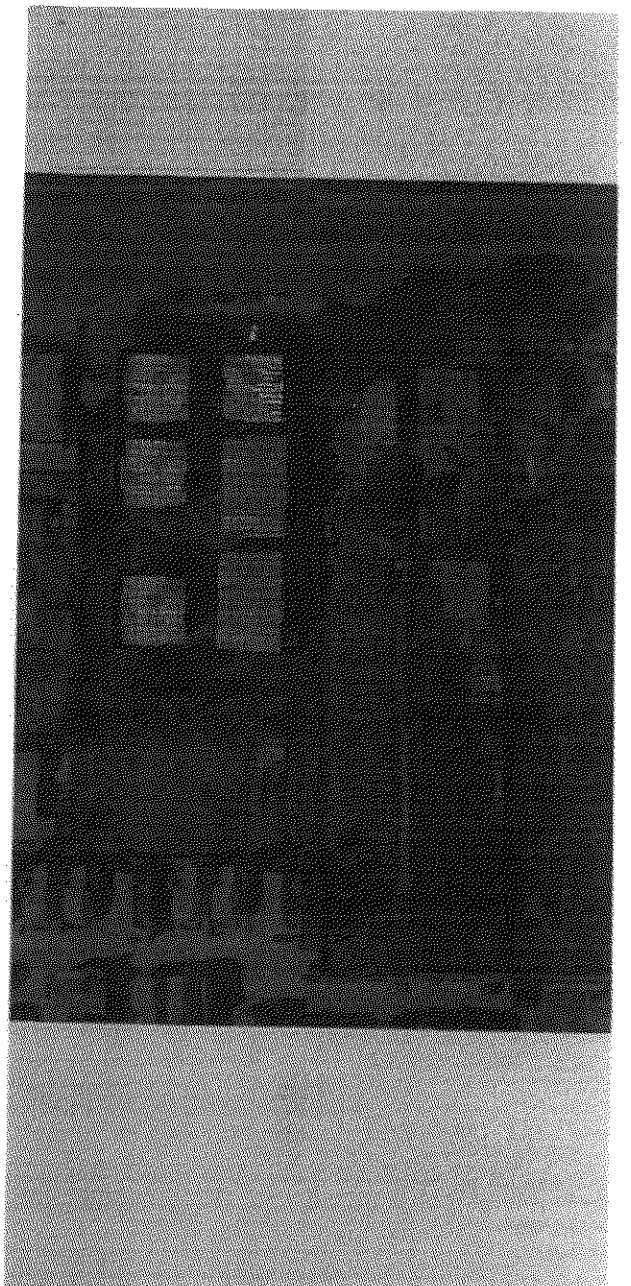
Open Lands Project 6

Time: 08:00 AM 07:00 AM 06:01

Date: 1 2 3 4 5 6 7 8 9 10 11 12

Station Settings





☒ Direct ☐ Layer ☐ Display @ Sun ☒ Map ☐ View

Start Position

327.4  
1.000  
25.0°

**Date and Time**

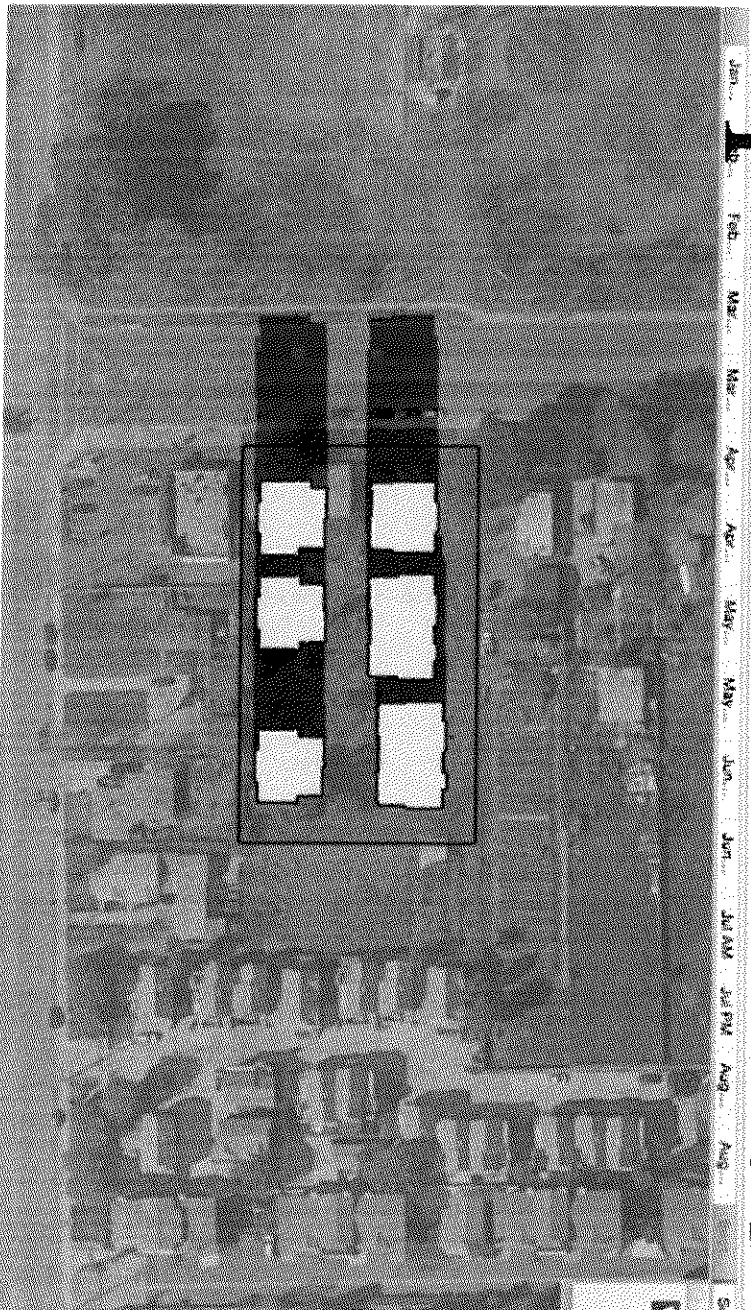
Year 2017

Time: J F M A M J J A S O N D

Daylight saving: (0) 7:20:00 AM 7:20:00 AM

Location: UTC 07:20:00 UTC 15:20:00

# September 1 7:30am



☒ Direct ☐ Layer ☐ Display @ Sun ☒ Map ☐ View

Start Position

327.4  
1.000  
25.0°

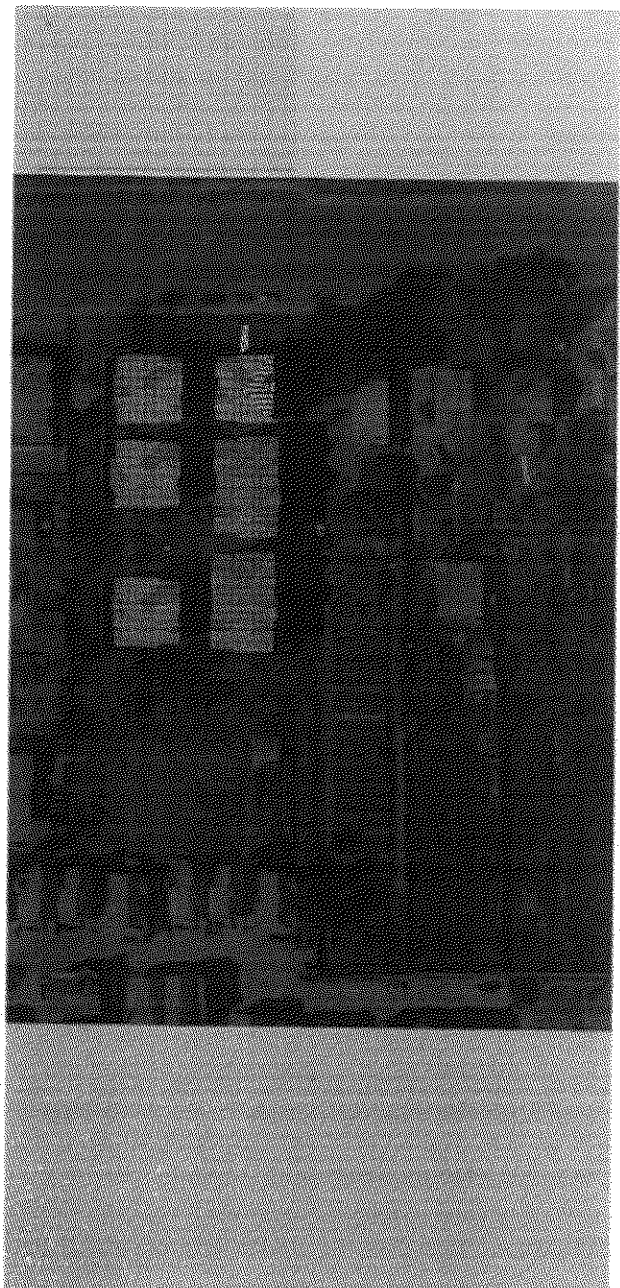
**Date and Time**

Year 2017

Time: J F M A M J J A S O N D

Daylight saving: (0) 7:20:00 AM 7:20:00 AM

Location: UTC 07:20:00 UTC 15:20:00



☐ Photo ☒ Layers ☐ Display ☒ Sun ☐ View ☒ Name  
 Sun position

Date and Time  
 View 2017

Time: J F M A M J J A S O N D  
 1 2 3 4 5 6 7 8 9 10 11 12 1 2 3 4 5 6 7 8 9 10 11 12

10/1/2017 5:00 AM  
☐ Daylight saving 60 min

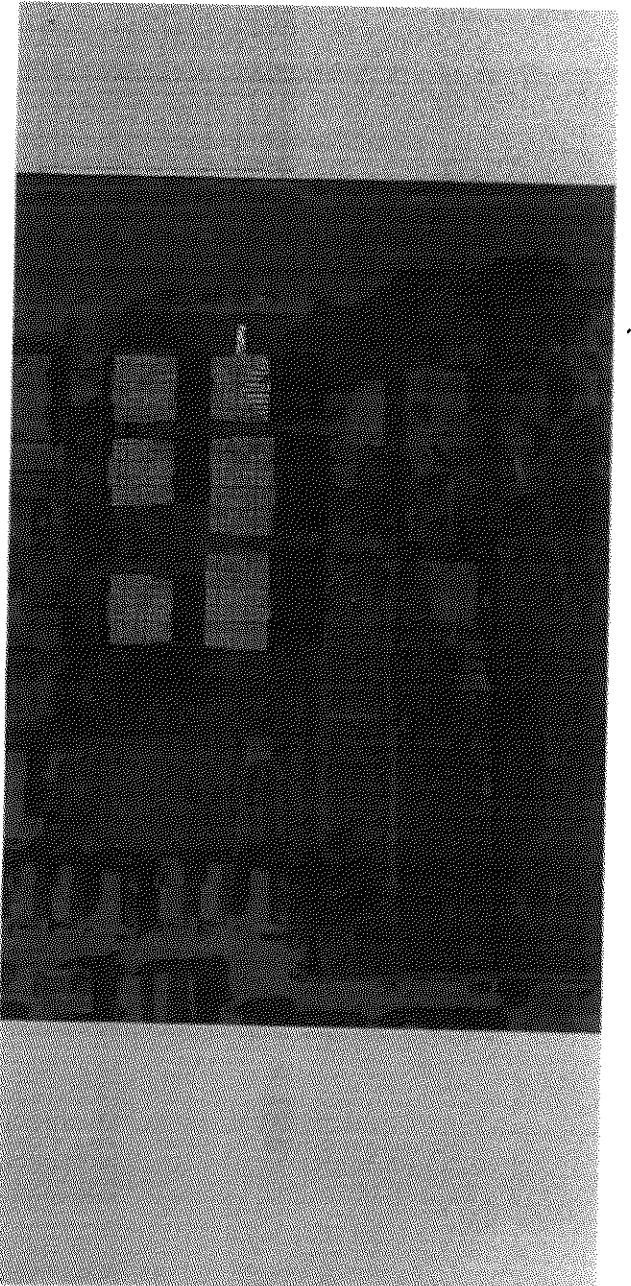
Location  
 Lat: 58 00.00 UTC: 16:00:00

# October 1 8am

Jan. Feb. Mar. Apr. May Jun. Jul. Aug. Sept. Oct. Nov.

UTC: 7:30  
 Time: 08:00 AM  
 Date: 10/01  
 Sunrise: 06:00 AM  
 Sunset: 10:01





☐ Open ☒ Maps ☐ Display ☒ Sun ☐ Map ☒ Night ☐ Sun Position

**Date and Time**


Year: 2017

Time: J F M A M J J A S O N D

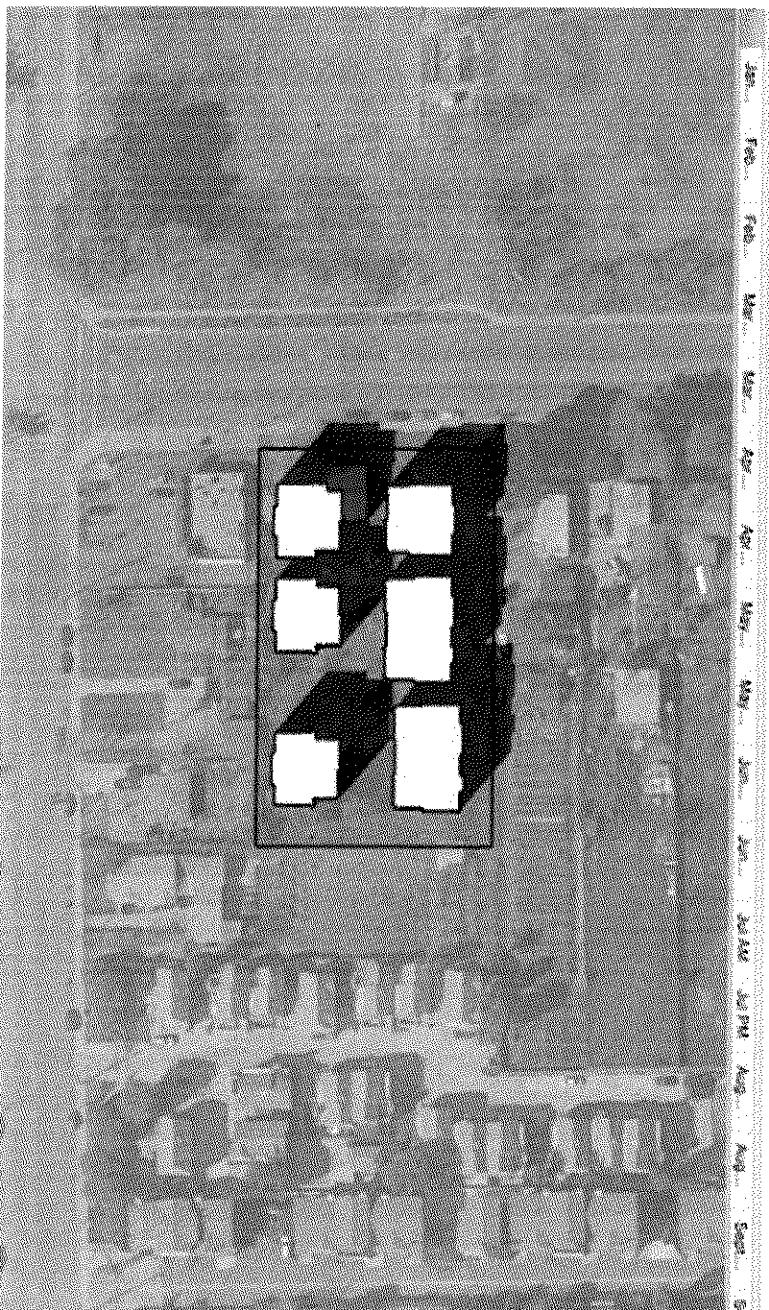
1 2 3 4 5 6 7 8 9 10 11 12 1 2 3 4 5 6 7 8 9 10 11

11/1/2017 8:30:00 AM

☐ Daylight saving: 00 UTC: 15:30:00

Location: 

# November 1 8:30 am



☒ Streets Map

Time: 08:30:00

Date: 11/01/2017

Light: 100

Dark: 41

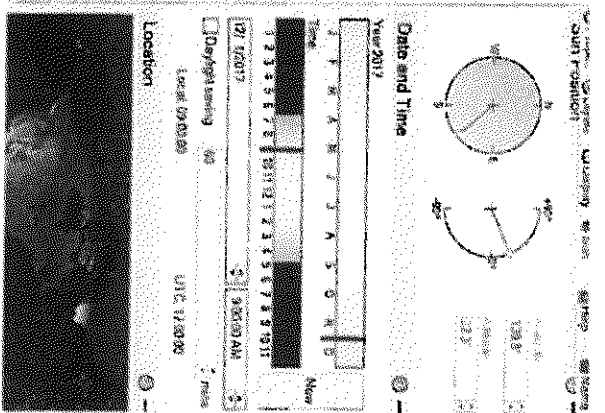
☐ Use sun for shading

**Display:**

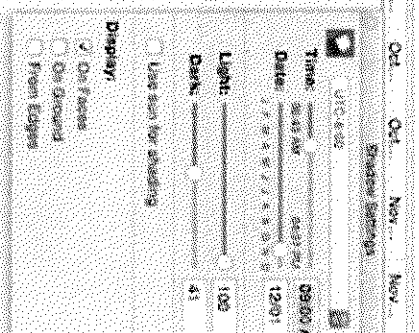
☒ On Face

☐ On Ground

☐ From Edges



# December 19am





La Loma Development Company  
556 S. Fair Oaks Ave.  
Pasadena CA 91104

April 10, 2017

Planning Commission of the City of Pomona  
505 S. Garey Ave  
Pomona, CA 91766

To Whom It May Concern:

The document that follows is a shade analysis, completed by my firm, La Loma Development on behalf of my client Mr. Rishi Kumar regarding a proposed development by Tork Inc. on the properties at 1198 and 1236 South San Antonio Ave. This shade analysis was completed using dimensions provided by Tork Inc.'s development proposal, and depicts an accurate analysis of how shade would be cast by the proposed development on neighboring properties throughout the year. We have chosen to display the shadow cast by the proposed development 2 hours before sunset during each month of the year, and also at the times and dates provided by the shade analysis submitted by Tork Inc.

Based on our calculations, shade from the proposed development would affect the property owned by Mr. Kumar mostly dramatically during the morning and evening hours of the winter months (November, December, and January). During these months, a significant portion of Mr. Kumar's property would be covered in shadow for up to 3 hours in the morning and up to 3 hours in the evening.

Our shade analysis also shows how the proposed development would affect the property at 1059 East Grand Avenue. The proposed development would cast shadows onto 1059 East Grand Avenue during afternoon hours every month of the year, and most significantly from April to September.

Our analysis also shows the complete inaccuracy of the shade analysis provided by Tork Inc. The analysis by Tork Inc. is inaccurate in the following ways:

1 - The placement of the buildings in Tork Inc.'s shade analysis do not show buildings placed on the property as depicted by their own plans. Buildings in Tork Inc.'s shade analysis have been set significantly East of where they should have been placed. The building in the Northeast corner is also placed incorrectly. According to Tork Inc.'s proposal, this building should be set slightly North of the other buildings, while their shade analysis shows this building in line with the other buildings.

2 - The shadows cast by the proposed buildings in Tork Inc.'s shade analysis are not accurate in any of the images provided. Shadows are too short for the time of day shown, and in the wrong direction in many of the images provided.

The shade analysis provided by Tork Inc. does not provide an honest representation of how shadows would be cast by the proposed development, and should be discounted by any decision-making body trying to ascertain the effects of this development on its surrounding community.

Respectfully,

Marco Barrantes, M.C.P., M.L.A.,  
President, La Loma Development Company



# JANUARY

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



AM

*North: 24'*



PM

*North: 33'*

*East: 33'*

## FEBRUARY

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



**AM**

*North: 14'*



**PM**

*North: 19'*

*East: 18'*

**MARCH**

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



**AM**

*North: 7'*



**PM**

*North: 9'*

*East: 39'*



## APRIL

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



AM



PM

*East: 26'*

MAY

Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.



AM



PM

East: 33'

## JUNE

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



## AM

*South: 19'*



## PM

*East: 39'*

*South: 5'*



## JULY

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



## AM

*South: 24'*



## PM

*East: 33'*

## AUGUST

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



**AM**

*South: 24'*

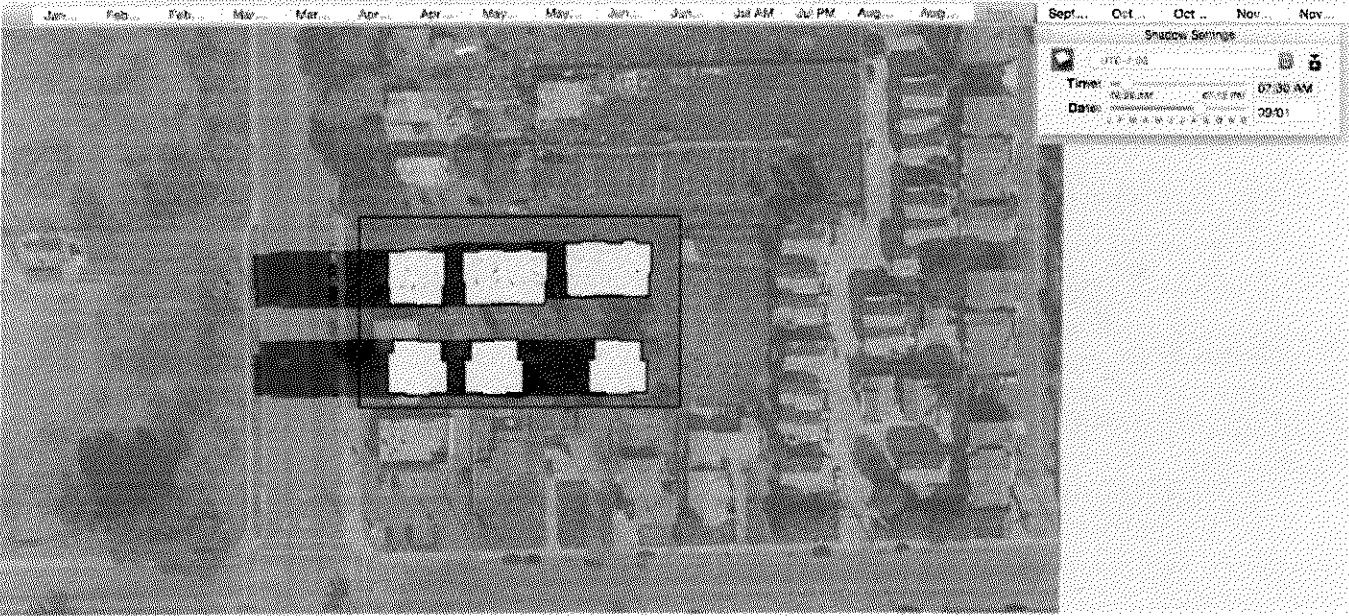


**PM**

*East: 40'*

SEPTEMBER

Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.



AM



PM

East: 33'



## OCTOBER

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



**AM**

*North: 6'*



**PM**

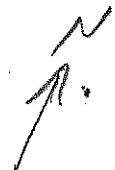
*North: 6'*

# NOVEMBER

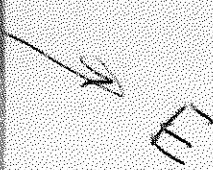
Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.



AM  
North: 16'



PM  
North: 39'  
East: 105'





## DECEMBER

*Shadows casted into neighboring properties by the proposed 26'-5" high Caspian Condos.*



**AM**

North: 27'



**PM**

North: 36'

East: 40'

