



CITY OF COSTA MESA

CALIFORNIA 92626-1200

P.O. BOX 1200

ATTACHMENT 4

PUBLIC SERVICES DEPARTMENT

February 10, 2005

SENT
CERTIFIED

Mr. John Morehart
126 Properties, LLC
126 E. 16th Street
Costa Mesa, CA 92627

SUBJECT: Encroachment Permit Application for Proposed Brick Wall at 548 Bernard Street - Private Encroachment in Public Right-of-Way.

Dear Mr. Morehart:

The City of Costa Mesa is in receipt of your "Application for Encroachment Permit" for construction of private improvements onto the City right-of-way in front of your property at 548 Bernard Street. These private improvements consist of a three-foot high brick wall, footpath, and landscaping with a pond. The parkway is eight feet wide with an existing four-foot, ten-inch wide sidewalk.

After review, and in accordance with Title 15, Section 15-13 of the City of Costa Mesa Municipal Code, this application is denied. This is based on Section 15-13.6.a "the encroachment will be consistent with the public convenience and welfare," a condition that cannot be justified for the subject improvements.

Pursuant to City of Costa Mesa Municipal Code Section 2-309, you have the right to appeal the final decision of the Public Services Director. You must submit an appeal request (form available in the Office of the City Clerk at City Hall) along with the applicable fee within seven days of the date of this letter.

Without an approved encroachment permit, the partially constructed improvements within the public right-of-way must be removed within 30 days from the date of this letter. Please note, lawn and sprinkler systems are improvements that do not require a permit. If you have any questions, or need further information, please contact Gary Wong at (714) 754-5671.

Sincerely,

William J. Morris
Director of Public Services

Attachment

/CH (Eng2005/Morehart 548 Bernard Permit Denial)

c: Ernesto Munoz, City Engineer
Gary Wong, Engineering Technician ✓

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