

ATTACHMENT 3

Applications to Appeal Decision of the Hearing Officer

***Staff Report: Yellowstone – Appeal of Hearing Officer’s Denial
of Use Permits and Reasonable Accommodation***

1621 Indus

CITY OF NEWPORT BEACH

APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER

Project No. PA: 2008-106

Application No.: Use Permit No. 2008-035

**Name of Appellant: Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames**

Phone: (949) 678-9000

Site Address: 1621 Indus, Newport Beach, California 92707

Date of Hearing Officer's decision: April 14, 2009

Name of Applicant: Yellowstone Women's First Step House, Inc.

(Description of application filed with Hearing Officer)

Application for a Conditional Use Permit pursuant to Ordinance No. 2008-05 requesting approval of Use Permit No. 2008-035 to allow 1621 Indus to continue operating as an 18 bed adult sober living facility.

Reasons for Appeal

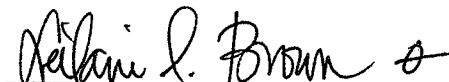
The home operates such that the required findings to grant a Conditional Use Permit can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.


Signature of Appellant

April 27, 2009

Date

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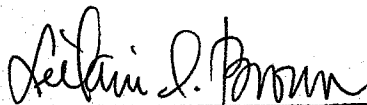
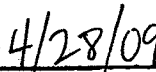
4/28/09
Date

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-106****Application No.: Reas. Accom. 2009-05****Name of Appellant:** Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames**Phone:** (949) 678-9000**Site Address:** 1621 Indus, Newport Beach, California 92707**Date of Hearing Officer's decision:** April 14, 2009 (on application for Conditional Use Permit)**Name of Applicant:** Yellowstone Women's First Step House, Inc.**(Description of application filed with Hearing Officer)**

Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 1621 Indus be permitted an exemption from the occupancy restrictions of Section 20.91A.050 of the Newport Beach Municipal Code which restricts occupancy to two residents per bedroom plus one additional resident.

Reasons for Appeal

The City of Newport Beach denied the applicant's Conditional Use Permit application, therefore, the City's decision regarding the occupancy exemption was rendered moot. Although the City never specifically ruled on this particular reasonable accommodation request, Yellowstone hereby appeals because the 1621 Indus home operates such that the required findings to grant the requested reasonable accommodation can be made.

**Signature of Appellant****April 27, 2009****Date****FOR OFFICE USE ONLY:****Received by****Fee received****Date**

CITY OF NEWPORT BEACH

APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER

Project No. PA: 2008-106

Application No.: Reas. Accom. 2009-05

Name of Appellant: Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames

Phone: (949) 678-9000

Site Address: 1621 Indus, Newport Beach, California 92707

Date of Hearing Officer's decision: April 14, 2009

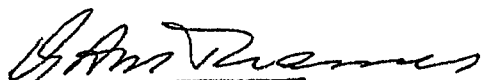
Name of Applicant: Yellowstone Women's First Step House, Inc.

(Description of application filed with Hearing Officer)

Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 1621 Indus be treated as a Single Housekeeping Unit as defined in Section 20.03.030 of the Newport Beach Municipal Code.

Reasons for Appeal

The home operates such that the required findings to grant the requested reasonable accommodation can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.

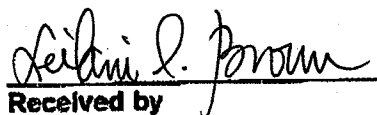


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April 27, 2009

Date

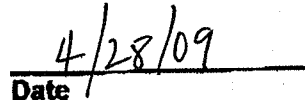
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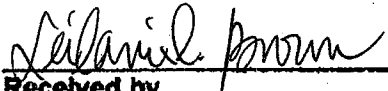
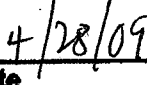
1561 Indus

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-105****Application No.: Use Permit No. 2008-034****Name of Appellant:** Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames**Phone:** (949) 678-9000**Site Address:** 1561 Indus, Newport Beach, California 92707**Date of Hearing Officer's decision:** April 14, 2009**Name of Applicant:** Yellowstone Women's First Step House, Inc.**(Description of application filed with Hearing Officer)**

Application for a Conditional Use Permit pursuant to Ordinance No. 2008-05 requesting approval of Use Permit No. 2008-034 to allow 1561 Indus to continue operating as a 12 bed adult sober living facility.

Reasons for Appeal

The home operates such that the required findings to grant a Conditional Use Permit can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.

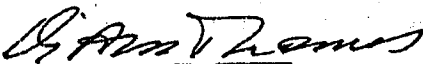

Signature of Appellant**April 27, 2009****Date****FOR OFFICE USE ONLY:**
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Fee received
Date

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-105****Application No.: Reas. Accom. 2009-04****Name of Appellant:** Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames**Phone:** (949) 678-9000**Site Address:** 1561 Indus, Newport Beach, California 92707**Date of Hearing Officer's decision:** April 14, 2009 (on application for Conditional Use Permit)**Name of Applicant:** Yellowstone Women's First Step House, Inc.**(Description of application filed with Hearing Officer)**

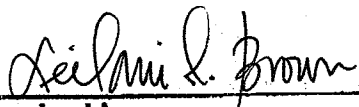
Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 1561 Indus be permitted an exemption from the occupancy restrictions of Section 20.91A.050 of the Newport Beach Municipal Code which restricts occupancy to two residents per bedroom plus one additional resident.

Reasons for Appeal

The City of Newport Beach denied the applicant's Conditional Use Permit application, therefore, the City's decision regarding the occupancy exemption was rendered moot. Although the City never specifically ruled on this particular reasonable accommodation request, Yellowstone hereby appeals because the 1561 Indus home operates such that the required findings to grant the requested reasonable accommodation can be made.


Signature of Appellant

April 27, 2009

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CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-105****Application No.: Reas. Accom. 2009-04****Name of Appellant: Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames****Phone: (949) 678-9000****Site Address: 1561 Indus, Newport Beach, California 92707****Date of Hearing Officer's decision: April 14, 2009****Name of Applicant: Yellowstone Women's First Step House, Inc.****(Description of application filed with Hearing Officer)**

Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 1561 Indus be treated as a Single Housekeeping Unit as defined in Section 20.03.030 of the Newport Beach Municipal Code.

Reasons for Appeal

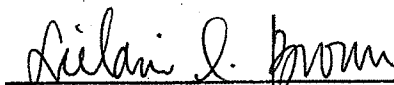
The home operates such that the required findings to grant the requested reasonable accommodation can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.

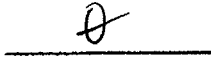

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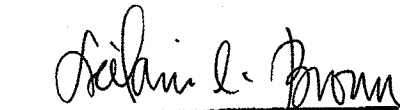
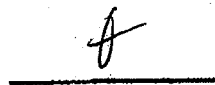
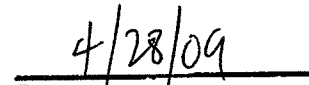
1571 Pegasus

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-107****Application No.: Use Permit No. 2008-036****Name of Appellant:** Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames**Phone:** (949) 678-9000**Site Address:** 1571 Pegasus, Newport Beach, California 92707**Date of Hearing Officer's decision:** April 14, 2009**Name of Applicant:** Yellowstone Women's First Step House, Inc.**(Description of application filed with Hearing Officer)**

Application for a Conditional Use Permit pursuant to Ordinance No. 2008-05 requesting approval of Use Permit No. 2008-036 to allow 1571 Pegasus to continue operating as an 18 bed adult sober living facility.

Reasons for Appeal

The home operates such that the required findings to grant a Conditional Use Permit can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.


Signature of Appellant**April 27, 2009****Date****FOR OFFICE USE ONLY:**
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Date

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-107****Application No.: Reas. Accom. 2009-06****Name of Appellant: Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames****Phone: (949) 678-9000****Site Address: 1571 Pegasus, Newport Beach, California 92707****Date of Hearing Officer's decision: April 14, 2009 (on application for Conditional Use Permit)****Name of Applicant: Yellowstone Women's First Step House, Inc.****(Description of application filed with Hearing Officer)**

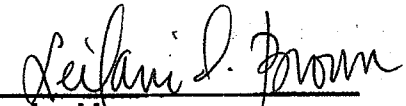
Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 1571 Pegasus be permitted an exemption from the occupancy restrictions of Section 20.91A.050 of the Newport Beach Municipal Code which restricts occupancy to two residents per bedroom plus one additional resident.

Reasons for Appeal

The City of Newport Beach denied the applicant's Conditional Use Permit application, therefore, the City's decision regarding the occupancy exemption was rendered moot. Although the City never specifically ruled on this particular reasonable accommodation request, Yellowstone hereby appeals because the 1571 Pegasus home operates such that the required findings to grant the requested reasonable accommodation can be made.


Signature of Appellant

April 27, 2009**Date****FOR OFFICE USE ONLY:**


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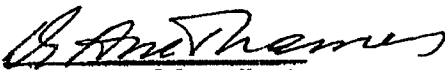

Date

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-107****Application No.: Reas. Accom. 2009-06****Name of Appellant: Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames****Phone: (949) 678-9000****Site Address: 1571 Pegasus, Newport Beach, California 92707****Date of Hearing Officer's decision: April 14, 2009****Name of Applicant: Yellowstone Women's First Step House, Inc.****(Description of application filed with Hearing Officer)**

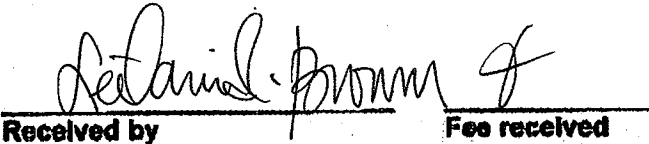
Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 1571 Pegasus be treated as a Single Housekeeping Unit as defined in Section 20.03.030 of the Newport Beach Municipal Code.

Reasons for Appeal

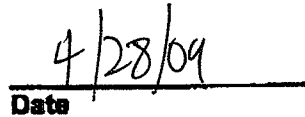
The home operates such that the required findings to grant the requested reasonable accommodation can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.


Signature of Appellant

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20172 Redlands

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER**

Project No. PA: 2008-108

Application No.: Use Permit No. 2008-037

Name of Appellant: Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames

Phone: (949) 678-9000

Site Address: 20172 Redlands Drive, Newport Beach, California 92707

Date of Hearing Officer's decision: April 14, 2009

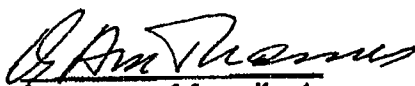
Name of Applicant: Yellowstone Women's First Step House, Inc.

(Description of application filed with Hearing Officer)

Application for a Conditional Use Permit pursuant to Ordinance No. 2008-05 requesting approval of Use Permit No. 2008-037 to allow 20172 Redlands to continue operating as a 17 bed adult sober living facility.

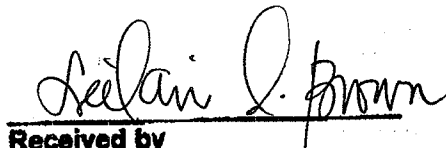
Reasons for Appeal

The home operates such that the required findings to grant a Conditional Use Permit can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.


Signature of Appellant

April 27, 2009

Date

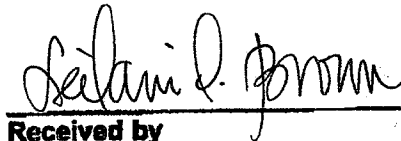
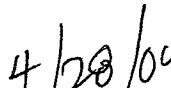
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Fee received4/28/09
Date

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-108****Application No.: Reas. Accom. 2009-07****Name of Appellant:** Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames**Phone:** (949) 678-9000**Site Address:** 20172 Redlands Drive, Newport Beach, California 92707**Date of Hearing Officer's decision:** April 14, 2009 (on application for Conditional Use Permit)**Name of Applicant:** Yellowstone Women's First Step House, Inc.**(Description of application filed with Hearing Officer)**

Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 20172 Redlands be permitted an exemption from the occupancy restrictions of Section 20.91A.050 of the Newport Beach Municipal Code which restricts occupancy to two residents per bedroom plus one additional resident.

Reasons for Appeal

The City of Newport Beach denied the applicant's Conditional Use Permit application, therefore, the City's decision regarding the occupancy exemption was rendered moot. Although the City never specifically ruled on this particular reasonable accommodation request, Yellowstone hereby appeals because the 20172 Redlands home operates such that the required findings to grant the requested reasonable accommodation can be made.

**Signature of Appellant****April 27, 2009****Date****FOR OFFICE USE ONLY:****Received by****Fee received****Date**

CITY OF NEWPORT BEACH**APPLICATION TO APPEAL DECISION OF THE HEARING OFFICER****Project No. PA: 2008-108****Application No.: Reas. Accom. 2009-07****Name of Appellant:** Yellowstone Women's First Step House, Inc.
Dr. Anna Marie Thames**Phone:** (949) 678-9000**Site Address:** 20172 Redlands Drive, Newport Beach, California 92707**Date of Hearing Officer's decision:** April 14, 2009**Name of Applicant:** Yellowstone Women's First Step House, Inc.**(Description of application filed with Hearing Officer)**

Application for a Reasonable Accommodation pursuant to Ordinance No. 2008-05 requesting that 20172 Redlands be treated as a Single Housekeeping Unit as defined in Section 20.03.030 of the Newport Beach Municipal Code.

Reasons for Appeal

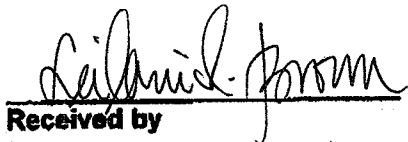
The home operates such that the required findings to grant the requested reasonable accommodation can be made. Therefore, the City of Newport Beach improperly denied the request, with prejudice.


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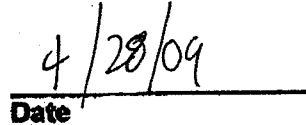
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