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**Subject:** Public input for next Carlsbad Tomorrow Growth Management Committee meeting - Lawsuit over Carlsbad's growth management plan will proceed - The San Diego Union-Tribune  
**Date:** Monday, December 5, 2022 10:48:51 AM

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Dear Carlsbad Tomorrow Growth Management Committee & City Council:

In advance of the next Carlsbad Tomorrow Growth Management Committee (CTGMC) meeting please read the San Diego Union-Tribune article (see link below) regarding another citizens' group that has identified problems with the how the City has implemented voter approved Growth Management in Carlsbad.

People for Ponto Carlsbad citizens (P4P) in conducting multiple official Public Records Requests found the City falsely chose not to require Ponto developers to comply with the Growth Management Open Space Standard like adjacent Aviara and Poinsettia developers (LFMP Zones 19 & 22) were required to provide. P4P has provided the CTGMC the City's own maps and data that clearly show the City falsely 'exempted' Ponto developers from providing the minimum 15% Unconstrained or Useable Open Space as required by Growth Management. The false exemption was/is a clear violation of the Carlsbad Growth Management Ordinance and Growth Management Open Space Standard. If Ponto developers were required – like the adjacent developers of Aviara and Poinsettia – to provide the required 15% Unconstrained or Useable Open Space the significant Ponto Park and South Carlsbad Coastal Park needs and issues would be substantially moderated. 'Unconstrained or Useable' Growth Management Open Space land use would also provide land that likely would meet the CA Coastal Act and Carlsbad's Local Coastal Program land use needs at Ponto for "Coastal Recreation (i.e. Public Park)" and maybe "Low-cost Visitor Accommodations (i.e. Campground)" relocation/expansion.

<https://www.sandiegouniontribune.com/communities/north-county/carlsbad/story/2022-01-02/lawsuit-over-carlsbads-growth-management-plan-will-proceed>

Although the story above is old, and not a P4P effort or Ponto specific effort, it shows that other groups have found similar "problems" like at Ponto with how the City did not and still does not provide Growth Management required Park and Useable Open Space. Hopefully the Citizens Carlsbad Tomorrow Growth management Committee will correct these errors and make recommendations to acquire Ponto Park and for the City to provide the missing 30-acres of Useable GM Open Space at Ponto.

P4P Carlsbad Citizens are not aware that the CTGMC has ever discussed the past (settled) or current (active) citizens lawsuits regarding City implementation compliance with voter approved Growth Management. But it seems like the facts/issues of both Growth

Management lawsuits are important to for the CTGMC to be aware of, discuss, and provide data to support Growth Management recommendations to the Council. The CTGMC has a duty, as noted in its mission (on CTGMC website), to understand and honestly consider these issues as it makes its recommendations.

Thank you. You are responsible for Carlsbad Tomorrow!

Ponto vacant land is the best, and last viable and cost-effective opportunity we all get to address the clearly documented South Carlsbad and Ponto Coastal Park needs and Ponto's false exemption of Growth Management required Unconstrained/Useable Coastal Open Space. Your fellow citizens ask you to care about Carlsbad's future and responsibly address the Coastal Park and Open Space shortfalls at Ponto/South Carlsbad.

Thank you and Aloha Aina,

Lance

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