OFFICE OF THE COUNTY COUNSEL

SEAL OF THE COUNTY OF THE COUN

COUNTY OF SANTA CRUZ

701 OCEAN STREET, ROOM 505, SANTA CRUZ, CALIFORNIA 95060-4068

GOVERNMENT CENTER (408)454-2040 FAX(408)454-2115

> DWIGHT L. HERR COUNTY COUNSEL

DEBORAH STEEN
SAMUEL TORRES. JR.
CHIEF ASSISTANTS

GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

HARRY A. OBERHELMAN III

MARIE COSTA

JANE M. SCOTT

RAHN GARCIA

TAMYRA CODE

PAMELA FYFE

ELLEN LEWIS

KIM BASKETT

LEE GULLIVER

DANA McRAE

ASSISTANTS

Agenda January 12, 1999

To: The Board of Supervisors	
Re: Claim ofLetitica & Owen Miller,	No. 899-070G
Original Document and associated materials are	on file at the Clerk to the Board of Supervisors.
In regard to the above-referenced claim, this is to action:	o recommend that the Board take the following
1. Deny the claim of Letitica & Owen Counsel.	Miller, No. 899-070Gand refer to County
Oeny 2he application to file a late claim o and refer to County Counsel.	on behalf of
3. Grant the application to file a late clain and refer to County Counsel.	n on behalf of
4. Approve the claim ofa a County Counsel.	in the and reject it as to the balance, if any, and refer to
5. Reject the claim of insufficiently filed and refer to County (
cc: John Fantham, Director Department of Public Works Alvin James, Planning Director	RISK MANAGEMENT By laret Miley COUNTY COUNSEL
LTR9.WPT	By Elevens

PER 5107 Rev. 4/97

899-070 6

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TO: BOARD OF SUPERVISORS COUNTY OF SANTA CRUZ ATTN: Clerk of the Board Governmental Center 701 Ocean Street, Santa Cruz, CA 95060

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267	DEC 1998	
7)	RECEIVED CLERK OF THE BOARD BOARD OF SUPERVISORS COUNTY OF SAFE	
/ <-	COUNTY OF SANTA CRUZ	٠,

Claimant's Nametitica and Owen Miller	
Address: 279 Meadowlark Lane	
Aptos CA 95003	
Phone No: (831.) 688-8737	
P.O. Box to which notices are to be sent:	
Occurrence: Grading and paving in contravention of Tonantive Yap app	rove
Date: July 1998 Place: Rio Highlands Subdivision, Antos CA	5. S
Circumstances ofoccurrence or transaction giving rise to claim: Santa Cruz County Public V	
a n d Planning Departments wrongfully approved the Final Map for	the F
Highlands Subdivision that did not substantially comply with the	Rio_
Highlands Sudivision Tenantive Map	
General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:	
Loss of Privacy: unreasonable interference with enjoyment of home	<u>. </u>
Nuisance; diminuation in property value: flooding; diverting of r	un o
•	
Nuisance; diminuation in property value: flooding; diverting of r	
Nuisance; diminuation in property value: flooding; diverting of r water onto claimaint's real property; deprivation of due process. Name(s) of public employee(s) causing injury, damage or loss, if known:	
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Nuisance; diminuation in property value: flooding; diverting of r water onto claimaint's real property; deprivation of due process Name(s) of public employee(s) causing injury, damage or loss, if known: Amount claimed now Sto,000 Estimated amount of future loss, if known. TOTAL \$ Basis for above computations: please see No 4 above	ned_
Nuisance: diminuation in property value: flooding; diverting of r water onto claimaint's real property: deprivation of due process. Name(s) of public employee(s) causing injury, damage or loss, if known: Amount claimed now Sto,000 Estimated amount of future loss, if known. Sto be ascertain total. TOTAL \$ Basis for above computations: please see No 4 above If the amount claimed is over \$ 10,000, indicate the court of jurisdiction: Municipal Court Santa Cruz County Superior Municipal Court Santa Cruz County Superior A Cruz County	ned_
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