

On Sep 8, 2019, at 9:26 PM, Morrison, David <[David.Morrison@countyofnapa.org](mailto:David.Morrison@countyofnapa.org)> wrote:

Mike,

My responses to your questions are provided in **blue text**, below.

1. Isn't the County and Bremer in litigation still over his rule breaking before?

**No. The County and the Bremers entered a settlement agreement that was approved by the Superior Court. Requiring the Bremers to obtain all necessary County approvals is part of the settlement agreement. The proposed Conservation Regulations Exception request is one of the approvals required by the settlement.**

2. I assume the water board is still demanding he fix up the creek he destroyed?

**Yes, the Regional Water Quality Control Board's demand remains outstanding. For clarification, the demand refers to the vineyard property. The proposed Conservation Regulation Exception relates to the winery property, specifically to existing buildings, driveways, landscaping, short rock walls, and three pedestrian bridges. The enforcement actions for the winery and for the vineyard are entirely separate matters.**

3. He did not follow the con regs before; why reward this guy?

**The goal of the County is for all land owners to be in compliance. Requiring the Bremers to go through the permitting process, like any other constituent, is a critical part of compliance. Permits run with the land, not the landowner. As such, the applicant is not material. Permits must be judged on their individual and unique circumstances, in a neutral and impartial manner. Permits are not used to either punish or reward; they exist solely to carry out the law.**

4. I am at this juncture in shock; therefore I must be missing something obvious.

**I would be happy to discuss with you further, at your convenience, if you'd like.**

Let me know if you have any further questions or additional comments. Respectfully,  
David

-----Original Message-----

From: Mike Hackett <[mhackett54@gmail.com](mailto:mhackett54@gmail.com)> Sent: Sunday, September 08, 2019 2:30 PM  
To: Morrison, David <[David.Morrison@countyofnapa.org](mailto:David.Morrison@countyofnapa.org)>; Bordona, Brian<[Brian.Bordona@countyofnapa.org](mailto:Brian.Bordona@countyofnapa.org)>; GEllsworth<[GEllsworth@cityofsthelena.org](mailto:GEllsworth@cityofsthelena.org)>; Diane Dillon <[diane@dianedillon.net](mailto:diane@dianedillon.net)>; Pedroza, Alfredo<[Alfredo.Pedroza@countyofnapa.org](mailto:Alfredo.Pedroza@countyofnapa.org)>; Wagenknecht, Brad<[BRAD.WAGENKNECHT@countyofnapa.org](mailto:BRAD.WAGENKNECHT@countyofnapa.org)>; Joelle Gallagher<[joellegpc@gmail.com](mailto:joellegpc@gmail.com)>; Gregory, Ryan<[Ryan.Gregory@countyofnapa.org](mailto:Ryan.Gregory@countyofnapa.org)>; Kellie Anderson<[kelliegato@gmail.com](mailto:kelliegato@gmail.com)>; Ramos, Belia<[Belia.Ramos@countyofnapa.org](mailto:Belia.Ramos@countyofnapa.org)>; Tran, Minh<[Minh.Tran@countyofnapa.org](mailto:Minh.Tran@countyofnapa.org)>; [RMiddlemiss@biologicaldiversity.org](mailto:RMiddlemiss@biologicaldiversity.org); [pbroderick@biologicaldiversity.org](mailto:pbroderick@biologicaldiversity.org)  
Subject: Bremer

I see the PC will consider a Cat X on the biggest cheater in the County.

1. Isn't the County and Bremer in litigation still over his rule breaking before?
2. I assume the water board is still demanding he fix up the creek he destroyed?
3. He did not follow the con regs before; why reward this guy?
4. I am at this juncture in shock; therefore I must be missing something obvious.

Thank you for some feedback, Mike

Sent from my iPhone

**From:** ruralangwin [kelliegato@gmail.com](mailto:kelliegato@gmail.com)>  
**Date:** Tuesday, Sep 10, 2019, 9:06 AM  
**To:** Morrison, David <[David.Morrison@countyofnapa.org](mailto:David.Morrison@countyofnapa.org)>  
**Cc:** Diane Dillon <[diane@dianedillon.net](mailto:diane@dianedillon.net)>, Gregory, Ryan <[Ryan.Gregory@countyofnapa.org](mailto:Ryan.Gregory@countyofnapa.org)>, Pedroza, Alfredo <[Alfredo.Pedroza@countyofnapa.org](mailto:Alfredo.Pedroza@countyofnapa.org)>, Wagenknecht, Brad <[BRAD.WAGENKNECHT@countyofnapa.org](mailto:BRAD.WAGENKNECHT@countyofnapa.org)>, Ramos, Belia <[Belia.Ramos@countyofnapa.org](mailto:Belia.Ramos@countyofnapa.org)>, Mike Hackett <[mhackett54@gmail.com](mailto:mhackett54@gmail.com)>  
**Subject:** Bremen planning Commission Cat Ex

Good morning David,

Mike Hackett and I would like to meet with you to discuss the Bremers' Creek encroachment and proposed Categorical Exemption. <https://www.countyofnapa.org/2593/Bremer-Famiy-Winery-Con-Regs-Exception> We are concerned, along with neighbors that no public notice was provided to residents or interested agencies as these structures and encroachments were built with out permits and now after the violations have been discovered staff is seeking to approve multiple buildings, bridges , pavement, catwalks, restrooms etc. all within required stream set backs. These encroachments impact the Napa River Watershed.

We are justifiably troubled with the lack of qualified biological assessment of the impacts to the stream habitat and biological resources, which are compounded by Mr. Bremers' other stream set back violations which are the subject of a Water Resources Clean Up and Abatement Order.

Please suggest times you are available to meet.

Thank you,

[https://napavalleyregister.com/news/local/napa-county-s-case-against-bremer-family-winery-heads-to/article\\_384cf4fd-eec5-59c8-969c-02f8d0865a50.html](https://napavalleyregister.com/news/local/napa-county-s-case-against-bremer-family-winery-heads-to/article_384cf4fd-eec5-59c8-969c-02f8d0865a50.html)<https://www.winebusiness.com/news/?go=getArticle&dataId=188729>

[https://mail-attachment.googleusercontent.com/attachment/u/0/s/?view=att&th=16d12c1ab0bfa718&attid=0.1&disp=attd&safe=1&zw&saddbat=ANGjdJ9e6sY9GY4uoGtA1SBulLUT\\_34K9LJYZjBoJPhn7xn65UarHErWofsEICXh\\_S3rKYawTpKgNt3Nhbp\\_1IG5\\_3rL623bwGIT6GbrcybuqhxgrFMNa4c2mHWL9bOXoQhKZCERfpN1mKUJRD3L9ImsnaUwto8gFBVlkYJjO0xqydtSSGycBMgY2GLT0Zprlb2dnJLL9uBPedV5YKSfs4Xn\\_bNIPzz96OIMHlpWZqzOQ\\_ANbfjEA5HrfOjrBajwI5Bek9HVT7m5dwKfgvODzDEN\\_NpxlDrgTo89tfsL4bZRxsXfk1yk\\_x5Rk21v3gNaAlt0WyK-ELFFViihLShPbfhl95Woeo2HQxiqa07xSViFikrQ37fJVEvyWIUQ3bk-HwkZAMNxWpxZ1H8mcXlaorKasxQ5kH30x7TdktwVWvagPxoCTYb2fyYGxVr5Of8PmEahoBy7pmseRn8Fvgj64EyJNZ-s2-lJcC\\_I\\_l8J69wblUJVz6DjmGqd-uyT2Vi\\_0LWZuQ07aheqbl3pxNfKD3pnIunSIURg-rwAJ-4mq7fO-00xgJiZHNXd8Hkfa4bKDze0iEazFy1IeFqVONcB7\\_PquEdleLKbovaymBw2jQsROAyF81SK60mXPzDFh3EW\\_9p1s59n0u4VN\\_yOQm4OrpNzHh8zvWMT08365eq67Fh-cyokBuSdLuCRfBMSGwM](https://mail-attachment.googleusercontent.com/attachment/u/0/s/?view=att&th=16d12c1ab0bfa718&attid=0.1&disp=attd&safe=1&zw&saddbat=ANGjdJ9e6sY9GY4uoGtA1SBulLUT_34K9LJYZjBoJPhn7xn65UarHErWofsEICXh_S3rKYawTpKgNt3Nhbp_1IG5_3rL623bwGIT6GbrcybuqhxgrFMNa4c2mHWL9bOXoQhKZCERfpN1mKUJRD3L9ImsnaUwto8gFBVlkYJjO0xqydtSSGycBMgY2GLT0Zprlb2dnJLL9uBPedV5YKSfs4Xn_bNIPzz96OIMHlpWZqzOQ_ANbfjEA5HrfOjrBajwI5Bek9HVT7m5dwKfgvODzDEN_NpxlDrgTo89tfsL4bZRxsXfk1yk_x5Rk21v3gNaAlt0WyK-ELFFViihLShPbfhl95Woeo2HQxiqa07xSViFikrQ37fJVEvyWIUQ3bk-HwkZAMNxWpxZ1H8mcXlaorKasxQ5kH30x7TdktwVWvagPxoCTYb2fyYGxVr5Of8PmEahoBy7pmseRn8Fvgj64EyJNZ-s2-lJcC_I_l8J69wblUJVz6DjmGqd-uyT2Vi_0LWZuQ07aheqbl3pxNfKD3pnIunSIURg-rwAJ-4mq7fO-00xgJiZHNXd8Hkfa4bKDze0iEazFy1IeFqVONcB7_PquEdleLKbovaymBw2jQsROAyF81SK60mXPzDFh3EW_9p1s59n0u4VN_yOQm4OrpNzHh8zvWMT08365eq67Fh-cyokBuSdLuCRfBMSGwM)

-----Original Message-----

From: Mike Hackett <mhackett54@gmail.com>

Sent: Thursday, September 12, 2019 11:54 AM

To: Tran, Minh <Minh.Tran@countyofnapa.org>; Joelle Gallagher <joelleGPC@gmail.com>

Subject: Bremer's/ PC hearing delay request

I have consulted two law firms experienced in land use issues. Both have come back with extensive comments that will be useful for a much better outcome. The Dept. of Fish and Wildlife, preliminarily, see a lack of required Stream Alteration Plan. Another example is the findings from both firms that the Public Trust is being violated.

The Biological Resource document is lacking credibility and is unfortunately used to determine outcomes. I could go on, but after my meeting with Mr Morrison and Bordona, I am more convinced than ever; this needs much more stakeholder input.

For example, I was attempting to get a transcript of the settlement proceedings which are necessary for outside legal review. That will take at least a week.

I mean this sincerely, it will be beneficial to the County and our residents, to have a continuance on the Bremer resolution. The County made repeated mistakes during the development of Bremer Winery and Vineyard. We will not allow this to move forward without proper citizen feedback.

I appreciate, very much, you granting a delay.

Mike Hackett

Sent from my iPhone

**From:** Debby Fortune <debbyfortune@gmail.com>

**Sent:** Saturday, September 14, 2019 5:06:33 PM

**To:** joellegPC@gmail.com <joellegPC@gmail.com>; Whitmer, David<Dave.Whitmer@countyofnapa.org>; anne.cottrell@lucene.com <anne.cottrell@lucene.com>; andrewmazotti@gmail.com <andrewmazotti@gmail.com>; JeriGillPC@outlook.com<JeriGillPC@outlook.com>

**Cc:** Tran, Minh <Minh.Tran@countyofnapa.org>; Dooley, Jason <Jason.Dooley@countyofnapa.org>

**Subject:** Removal from agenda request from PC meeting of 9/18/19

I am writing to request that the Bremer application now on the planning commission agenda of September 18, 2019 be removed and rescheduled for a later date.

I have been following the Bremer winery history, their violations of county codes, the state water board, the subsequent lawsuit with Napa County, and extensive media coverage.

With many concerning issues to our community, we must not rush to any conclusions that are not in the best interest of the environment or the public good.

Delaying will not adversely affect the project. On the contrary, delaying for citizen review, comment, and study is critical and beneficial to all.

This must be examined under a bright light. Please allow time for citizen involvement.

Thank you,

Deborah Fortune  
Walton 26 Jacks Lane  
Napa, CA 94558  
mobile 510-697-6991