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Of Counsel

*Not admitted in California.
Licensed in Colorado.

April 15, 2021

VIA EMAIL & U.S. MAIL

William He, Associate Planner
Brent Cooper, AICP,
Community Development Director
City of American Canyon
4381 Broadway, Ste. 201
American Canyon, CA 94503
Email: wh@cityofamericancanyon.org;
bcooper@cityofamericancanyon.org

Cherri Walton
City Clerk
City of American Canyon
4381 Broadway, Ste. 201
American Canyon, CA 94503
Email: cwalton@cityofamericancanyon.org

Re: Request for Immediate Access to Documents Referenced in the MND for SDG Commerce 217 Distribution Center Project (Application PL20-0008)

Dear Mr. He, Mr. Cooper, and Ms. Walton:

We are writing on behalf of the International Brotherhood of Electrical Workers Local 180, Plumbers & Steamfitters Union Local 343, Sprinkler Fitters Local 483, International Association of Sheet Metal, Air, Rail and Transportation Workers Local Union 104, and the District Council of Ironworkers to request **immediate access** to any and all documents referenced, incorporated by reference, and relied upon in the Initial Study Checklist and Mitigated Negative Declaration ("MND") prepared for the SDG Commerce 217 Distribution Center Project (Application PL20-0008) ("Project") by SDG Commerce 330 LLC ("Applicant"). This request excludes any documents that are otherwise available on the City of American Canyon website.

The Applicant proposes to develop a 217,294 sq. ft. wine distribution center on the 10.39-acre parcel, which represents a 48% building coverage (0.48 FAR), at 1075 Commerce Court, in the Recreation zoning district. The Project also includes parking spaces, trucking docks, landscaping, and a 21,000 square-foot bio retention

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pond. The assumed 4,350 square feet of office space is an estimate as exact office build-outs would be determined in the future and reviewed by the City during the tenant-improvement phase of the project.

Our request for immediate access to all documents referenced in the MND is made pursuant to the California Environmental Quality Act ("CEQA"), which requires that all documents referenced, incorporated by reference, and relied upon in an environmental review document be made available to the public for the entire comment period.¹

We request ***immediate access*** to review the above documents pursuant to CEQA. If the requested documents are in electronic format and are 10 MB or less (or can be easily broken into sections of 10 MB or less), please email them to me as attachments. We will pay for any direct costs of duplication associated with filling this request up to \$200. However, please contact me at (650) 589-1660 with a cost estimate before copying/scanning the materials.

Please send the above requested items to our South San Francisco Office as follows:

U.S. Mail

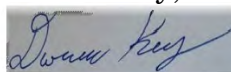
Darien Key
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080-7037

Email

dkey@adamsbroadwell.com

Please call me at (650) 589-1660 or (661) 203-1582 if you have any questions. Thank you for your assistance with this matter.

Sincerely,



Darien Key
Attorney

DKK:acp

¹ See Pub. Resources Code, § 21092, subd. (b)(1); 14 Cal. Code Regs. § 15072(g)(4).
5038-006acp

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Via Email and U.S. Mail

William He, Associate Planner
Brent Cooper, AICP,
Community Development Director
City of American Canyon
4381 Broadway, Ste. 201
American Canyon, CA 94503

Email:
wh@cityofamericancanyon.org;
bcooper@cityofamericancanyon.org

Cherri Walton
City Clerk
City of American Canyon
4381 Broadway, Ste. 201
American Canyon, CA 94503

Email: cwalton@cityofamericancanyon.org

Re: Request for Immediate Access to Public Records – SDG Commerce 217 Distribution Center Project (SCH Number 2020120302; Application PL20-0008)

Dear Mr. He, Mr. Cooper, and Ms. Walton:

We are writing on behalf of the International Brotherhood of Electrical Workers Local 180, Plumbers & Steamfitters Union Local 343, Sprinkler Fitters Local 483, International Association of Sheet Metal, Air, Rail and Transportation Workers Local Union 104, and the District Council of Ironworkers to request ***immediate access*** to any and all public records referring or related to the SDG Commerce 217 Distribution Center Project (Application PL20-0008) (“Project”), proposed by SDG Commerce 330 LLC (“Applicant”). This request includes, but is not limited to, any and all materials, applications, correspondence, resolutions, memos, notes, analyses, electronic mail messages, files, maps, charts, and/or any other documents related to the Project. This request *does not include* the MND or documents referenced or relied upon in the MND, which we have requested in a separate letter pursuant to the California Environmental Quality Act.

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The Applicant proposes to develop a 217,294 sq. ft. wine distribution center on the 10.39-acre parcel, which represents a 48% building coverage (0.48 FAR), at 1075 Commerce Court, in the Recreation zoning district. The Project also includes parking spaces, trucking docks, landscaping, and a 21,000 square-foot bio retention pond. The assumed 4,350 square feet of office space is an estimate as exact office build-outs would be determined in the future and reviewed by the City during the tenant-improvement phase of the project.

This request is made pursuant to the California Public Records Act, Government Code §§ 6250, et seq. This request is also made pursuant to Article I, section 3(b) of the California Constitution, which provides a constitutional right of access to information concerning the conduct of government. Article I, section 3(b) provides that any statutory right to information shall be broadly construed to provide the greatest access to government information and further requires that any statute that limits the right of access to information shall be narrowly construed.

We request ***immediate access*** to review the above documents pursuant to section 6253(a) of the Public Records Act, which requires public records to be “open to inspection at all times during the office hours of the state or local agency” and provides that “every person has a right to inspect any public record.” Gov. Code § 6253(a). Therefore, the 10-day response period applicable to a “request for a copy of records” under Section 6253(c) does not apply to this request.

My contact information is:

U.S. Mail

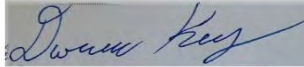
Darien Key
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080-7037

Email dkey@adamsbroadwell.com

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I will be contacting you to arrange for duplication/transmission of the documents. If you have any questions, please call our South San Francisco office at (650) 589-1660 or by cell phone at (661) 203-1582. Thank you for your assistance with this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Darien Key", is displayed within a grey rectangular box.

Darien Key
Attorney

DKK:acp

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