

That occasional convenient flight will equal a lot, lot more noise along with tons and tons more pollution - 24/7.

How to complain about aircraft noise • by phone call (760) 431-4646 • via the web, full instructions can be found by clicking on the following link:

http://www.sandiegocounty.gov/content/dam/sdc/dpw/AIRPORTS/palomar/documents/Part150/FilingNoiseComplaints_10_2016.pdf

Additionally, if you submit a complaint to the airport, it also would be beneficial to take the time to call Carlsbad City Council (760) 434-2830 or email council@carlsbadca.gov and call 760-434-2821 Carlsbad City Mgr. or email manager@carlsbadca.gov

Our May 2017 Newsletter concluded with *"More Detail Information to Follow in Next Month's Newsletter."*

Before we begin, we believe America is all about individual rights as described by Thomas Jefferson's words that we know so well from the Preamble to the Constitution. It is NOT the America our politicians have allowed it to become.



We hold these Truths to be self-evident, that all Men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the Pursuit of Happiness—That to secure these Rights, Governments are instituted among Men, deriving their just Powers from the Consent of the Governed.

Key phrase here is, *"Governments are instituted among Men, deriving their just Powers from the Consent of the Governed."* The Governed, we the citizens who are governed.

When it comes to McClellan-Palomar Airport (CRQ), Carlsbad's government approved that the County of San Diego (County) could relocate CRQ to Carlsbad and the airport officially opened in 1959.

In 1979 and 1980 Carlsbad and the County agreed on terms and conditions of the County's rights and Carlsbad's rights over the airport. That agreement came in the form of Conditional Use Permit (CUP) 172 and Ordinance 21.53.015 (Ordinance). Furthermore that Ordinance states:

CITY OF CARLSBAD
ORDINANCE 21.53.015

The site plan, land uses, and conditions of approval for the McClellan-Palomar Airport are set forth in the conditional use permit (CUP 172) approved by the Carlsbad Planning Commission. Certain structures and facilities require approval by the Carlsbad Planning Commission prior to construction. These facilities include airport administration buildings, airport passenger facilities, and eating and drinking establishments. In addition, Carlsbad Municipal Code regulates the expansion of McClellan-Palomar Airport by way of the following ordinance:

"21.53.015 Voter authorization required for airport expansion.

a) The city council shall not approve any zone change, general plan amendment or any other legislative enactment necessary to authorize expansion of any airport in the city nor shall the city commence any action or spend any funds preparatory to or in anticipation of such approvals without having been first authorized to do so by a majority vote of the qualified electors of the city voting at an election for such proposes.

b) This section was proposed by initiative petition and adopted by the vote of the city council without submission to the voters and it shall not be repealed or amended except by a vote of the people."

According to Carlsbad's documentation supplied to this date, both CUP 172 and the Ordinance have remained unchanged since 1980.

This brings us back to "*Governments are instituted among Men, deriving their just Powers from the Consent of the Governed.*" and Ordinance 21.53.015 which states "*9b)...and it shall not be amended except by a vote of the people.*"

However, CUP 172 Terms and Conditions HAVE BEEN CHANGED!

But Carlsbad City Council seems to have IGNORED THAT FACT and NEVER allowed its citizens a vote as required by the Ordinance.

However in:

- 2000 to Today — The Palomar Airport Advisory Committee (PAAC) operates under a Charter from San Diego County. As of today, the PAAC refuses to openly discuss any proposal presented by the airport's surrounding communities as required by its charter.
- 2002 — The County informed Carlsbad it wanted to and did change the classification of CRQ.
- 2009 — The County modified CRQ's runway, built a new terminal and built a parking lot outside of airport original boundaries.
- 2010 — Kelly Elementary cancer scare happened, but the airport's aircraft engine exhaust pollution was never considered as a possible cause.
- 2011 — CRQ failed a yearlong EPA study for lead air contamination. CRQ was one of only two airports in CA that failed the EPA testing. CRQ refused to correct the situation and hired its own consultants to prove the EPA yearlong study was wrong. The consultant's 10-day study identified and validated the same conditions which the EPA identified, but CRQ still refused to correct the situation.
- 2014 — After working for two years to try to solve community noise issues with the airport, the South Vista Communities held a meeting with the FAA, CRQ Management and 100 or more citizens. At the conclusion of the meeting, the public's consensus was — "*Why did they bother to show up, no answers were given by the FAA or CRQ. The only answer that was consistently given was — we have no control over that.*" In attendance in the audience (other than Vista officials) were Carlsbad Council Member Keith Blackburn, a representative from Congressman Issa's office and members of the PAAC.
- 2015 — Vista residents complained to their Council Member about the increasing aircraft noise and pollution over and on their homes. In December the Vista City Council unanimously voted to send the County and FAA a letter requesting the flight paths be reverted back to pre 2012 flight paths. In 2016, the County and the FAA rejected the request of Vista City Council and Vista citizens.
- 2015 to Today — Harvard, Michigan State and London City Medical Schools all have concluded that airports cause health issues such as increased levels of Alzheimer's, cancer, heart disease and attention deficit disorders in children.
- 2016 — CRQ recorded 3,200 noise complaints, 20% more than 2015. The County was surprised CRQ had 6,000 C/D Jet operations in 2015.

The above are only some of the highlights of what Carlsbad City Council is ignoring.

One must asked who is not protecting the public's health and safety and WHY NOT?

As was pointed out in our May and other newsletters, citizens and communities all over the country are suing the FAA over increased NexGEN created aircraft noise. Yet Carlsbad, who has the authority over what the County of San Diego can or cannot do with CRQ, remains silent on the subject. Even when Carlsbad citizens ask at City Council meetings why Carlsbad is not commenting on the County's next 20 Year Master Plan for CRQ, the Mayor and the Council remain absolutely silent on the subject. That said, the Mayor never seems to miss a photo opportunity to support the County's airport expansion. We believe that fact speaks volumes regarding the Council's position on the future of CRQ.

Is Carlsbad City Council abdicating its fiduciary responsibility to protect its citizens' health, quality of life and property values?

This and more will be answered in Next Month's Newsletter

As always, we are open to discuss the County's CRQ Master Plan with Carlsbad City Council, City Manger and Planning Commission in an open roundtable meeting.

Finally, below is an invitation from CRQ for the public to attend the upcoming Palomar Airport Advisory Meeting. In that meeting the FAA will make a presentation on air traffic control and hopefully answer community questions:

Hello,

An upcoming presentation from the FAA regarding Air Traffic Control may be of interest to you. Please see below for the meeting details.

It should be noted that this presentation will be general in nature and not specific to procedures of the Southern California Metroplex.

If you have any questions, please call me or send a reply to this email.

Regards,

Jessica Turner
Community Relations/Noise Office
County of San Diego – McClellan-Palomar Airport
2192 Palomar Airport Road, Carlsbad, CA 92011
760-966-3273



The June Palomar Airport Advisory Committee meeting will include an informative presentation by FAA staff.

Air Traffic Control - 101: Air Traffic Operations in the Airspace Over San Diego County

When: Thursday, June 15, 2017 at 7:00 pm

Where: City of Carlsbad Council Chambers

1200 Carlsbad Village Drive

Carlsbad 92008