

Interoffice Memo

DATE: September 9, 2021 **PHONE**: (909) 387-4110

FROM: MAGDA GONZALEZ, SENIOR PLANNER

Land Use Services Department

TO: HONORABLE PLANNING COMMISSION $\mathcal{M}\mathcal{G}$

SUBJECT: PROJECT NUMBER: PMISC-2020-00005; LIGHT TRESPASS ORDINANCE (AGENDA

ITEM #3)

Since the distribution of the staff report, Staff has received additional comments regarding the above-referenced project.

The correspondence is attached for your consideration.

From: <u>Matthew Barnes</u>

To: <u>Planning Commission Comments</u>
Subject: Light Trespass Comments

Date: Sunday, September 5, 2021 6:23:27 PM

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

Hi,

My name is Matt Barnes and I own a property in the Copper Mountain Mesa area of Joshua Tree. I see that there is updated guidelines for string lights. I would like to propose adding additional regulations around these lights. Many homes in the area have this style of light, lighting up large areas and remaining on all night. Even though they are small, they are a source of surplus light and I believe slowly adding to light pollution. I would like to propose that all string lights, not under a covered area, must have attached individual covers to each bulb. I've attached a photo, this style of light is easily purchased on Amazon. This will atleast keep these bulbs from shining light upwards. Keeping Joshua Tree an official dark sky area is very important to me and I hope you will seriously consider this recommendation.

Thank You

Matt Barnes



From: <u>Laurie McDaniel</u>

To: Planning Commission Comments
Cc: Biggs, Lupe; Watkins, Karen
Subject: PMISC-2020-00005

Date:Monday, September 6, 2021 7:08:32 PMAttachments:Planning Commission sept 9 2021.docx

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

I am submitting this comment in support of the Planning Commission's recommendation to the Board of Supervisors to approve the proposed Development Code Amendment. My comments are limited to 249 words.

Including my identification and picture title, total word count is 287.

Thank you for your attention. Laurel McDaniel

I am submitting this comment in support of the Planning Commission's recommendation to the Board of Supervisors to approve the proposed Development Code Amendment to Title 8.

As a longtime resident of the SB Mountains, I have been dismayed with the increase in light pollution. On Aug 3, 2021, I made a post on Facebook to "get a feel" for how the mountain community would react to an initiative for dark skies. I posted on 4 mountain pages (including Big Bear) in addition to my personal page. The response was **overwhelmingly** in support of reducing light pollution! Between Aug 3 and Aug 6, I received well over 120 comments in support of dark skies and hundreds of "likes/loves". Less than 5 negative comments.

Many people made comments in support of dark skies and voiced **frustration with bright lighting** even sending pictures of overly lit property.

I have traveled through other towns which have taken action and made great progress in diminishing light pollution. Julian in San Diego County has received designation as an International Dark Sky Community. In 2018, Tucson AZ was able to save \$2.2million/year in energy costs and reduced light pollution by 7%.

Protecting the natural sky helps us experience the wonders of the universe, reduce energy consumption, saves money and protects wildlife from harmful effects of light pollution. Having a majestic star filled sky is also good for tourism.

Cities and towns all around the country are taking action, I request this board also take action.

Laurel McDaniel Lake Arrowhead, CA mtndarkskies@yahoo.com



A house as I turn the corner off a dark road,



Lake Arrowhead marina,



a town in Utah



of light pollution

the same house "before and after" during blackout showing effects

From: m h

To: Planning Commission Comments

Subject: Lighting Ordinance

Date: Tuesday, September 7, 2021 4:33:12 AM

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

Honorable Council Members,

I am a property owner in Joshua Tree and am writing to express my support for the lighting ordinance under consideration. I watched the workshop online and was heartened to see that you are were asking thoughtful and intelligent questions. I am a former council member myself and many of the things we act on are pretty mundane. This ordinance though, will be part of your legacy. A way for you to make a difference for generations to come. I'd like to add that at some point I'd like to see all of the many lighted business signs in YV, JT, and 29 Palms turned off at night when the business closes. It makes no sense to me that the large Hertz rental car sign for instance, stays on all night.

Thank you all for the work you're doing for our community.

Best regards,

Mike Horan Joshua Tree

Sent from my iPhone

From: mynzqtr

To: <u>Planning Commission Comments</u>; <u>desertmosaicdesign@gmail.com</u>

Subject: Agenda item 3 light trespass

Date: Tuesday, September 7, 2021 9:38:12 AM

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

Planning commission members,

I hope you are taking the light trespass ordinance seriously as it affects the quality of life in our desert. The night sky is one of our natural resources that should be enjoyed by all. As our neighborhoods are being taken over by STRS light trespass is increasing and we are losing the dark night sky. String lights are visible from miles away as well as unshielded light bombs. And if you don't know Joshua Tree National Park may be losing its Dark Sky Park status as a result, a real shame. I live in Joshua Tree and don't want to lose the night sky to greedy out of town investors or county officials who could care less about the night sky. Please help!!!





String lights at a vacation rental, ridiculous!

Thank you for listening, Valeree Woodard Home owner, tax payer, registered voter

Sent from the all new AOL app for iOS

From: Kooki Ambrosia

To: Planning Commission Comments

Subject: Light Pollution

Date: Tuesday, September 7, 2021 8:20:28 PM

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

I would like to express my support for a stronger light pollution ordinance. Light pollution is becoming a big issue since new lighting technologies have been discovered. Bright light are invading all our living spaced and threatening our health, wildlife, the dark sky. Even inside our homes LEDS are everywhere and you cant turn them off. Light at night is dangerous and disturbing. I live in 29 Palms where there are clear light pollution violations. I have called the city code enforcement but they seem to just ignore me. I hope this will change. It is a safety issue because these lights blind people, especially when they are driving. In addition, all lights should be fully shielded including lights from businesses. Excessive lights should be removed, the color of the lights need to be controlled and be a amber color and there needs to be adequate and swift enforcement, at this time, the city of 29 is not enforcing the existing code.

Thank You Jean Perry

Get Outlook for Android

From: Gonzalez, Magda
To: Biggs, Lupe

Subject: FW: [EXTERNAL] Draft Light Trespass ordinance staff report for 9-9-21 PC hearing

Date: Wednesday, September 8, 2021 7:42:14 AM

Sincerely,

Magda Gonzalez, MPA Senior Planner Land Use Services Department



Our job is to create a county in which those who reside and invest can prosper and achieve well-being. www.SBCounty.gov

County of San Bernardino Confidentiality Notice: This communication contains confidential information sent solely for the use of the intended recipient. If you are not the intended recipient of this communication, you are not authorized to use it in any manner, except to immediately destroy it and notify the sender.

From: Steve Bardwell <steve@infinityranch.net> Sent: Tuesday, September 07, 2021 5:22 PM

To: Gonzalez, Magda < Magda. Gonzalez@lus.sbcounty.gov>

Cc: Duron, Heidi - LUS <Heidi.Duron@lus.sbcounty.gov>; Rahhal, Terri

<Terri.Rahhal@lus.sbcounty.gov>

Subject: Fwd: [EXTERNAL] Draft Light Trespass ordinance staff report for 9-9-21 PC hearing

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

Hello Magda, Heidi and Terri,

Thanks for your continued efforts to get this ordinance to where it is today! Closer, closer...

Please see below for two suggested very minor, but I feel important, revisions to the draft ordinance. I intend on making a comment at the Joshua Tree venue on to suggest these revisions.

Looking forward to 'seeing you'.

Steve

Steve Bardwell president, MBCA steve@infinityranch.net

Begin forwarded message:

From: Steve Bardwell < steve@infinityranch.net>

Subject: Re: [EXTERNAL] Re: Draft Light Trespass ordinance staff report for 9-

9-21 PC hearing

Date: September 7, 2021 at 5:15:01 PM PDT **To:** Jane Rodgers < <u>Jane Rodgers@nps.gov</u>>

Cc: Luke Sabala < lukes_cat@hotmail.com>, Susy Boyd < susy@mdlt.org>, Laraine Turk < laraineinjt@icloud.com>, Pat Flanagan < patflanagan29@gmail.com>, Ann Congdon < archifacts@mac.com>, Tom O'Key < scdvainfo@gmail.com>, Paul Smith < paulfsmith29@gmail.com>, Mark Lundquist < mark.lundquist@bos.sbcounty.gov>, Chris Clarke < cclarke@npca.org>, Donna Munoz < dawnartyv@aol.com>, Chrissy Stuart < chrissystuart@gmail.com>, Sara Lee < jawalee@gmail.com>, Erin Adams < erin.afams@usmc.mil>, Kristina Brown < kristina.brown@usmc.mil>, Anna R Tegarden < anna_tegarden@nps.gov>, "Dr.dagarwalreception@gmail.com" < Dr.dagarwalreception@gmail.com>

Hello Dark Sky advocates,

Thanks for the offer Luke - I too am looking forward to a celebration - but let's not get ahead of ourselves!

First the Planning Commission and then it goes before the Board of Supervisors where 3 of the 5 sups represent the Urban areas.

I suggest a change in the ordinance that the correlated color temperature be revised from 3000 to no more than **2700** degrees Kelvin. In shopping for LEDs recently, I see 2700 degree Kelvin is now much more readily available. It used to be that 3000 was the typically available warmest color. 2700 corresponds to incandescent lighting.

In reading the section on String Lighting, I suggest changing the word SUCH to **ALL**. I would like to be certain that it is understood the total lumens of **all** string lighting on a property cannot exceed 4000 lumens.

The emission of no individual lamp in the string exceeds forty initial lumens, and the aggregate total of lumen output of **such** all string lights used as outdoor light fixtures does not exceed four thousand (4,000) lumens.

So my suggested revisions would consist of changing the number 3000, which occurs 3 times to **2700**, and the word such to **all**.

I am interested to hear your thoughts.

I am cautiously optimistic.

Steve

On Sep 7, 2021, at 1:58 PM, Rodgers, Jane JER < <u>Jane_Rodgers@nps.gov</u>> wrote:

Would love to join the celebration! When do we think that might happen? Apologies I'm not familiar with the next step in the process. Thanks to the decade of efforts. This weekend Night Sky Festival – sold out— is continued evidence of community and public support for our endangered night skies. Thank you one and all.

Jane Rodgers
Superintendent (Acting)
Joshua Tree National Park
(760) 401-5117 (text/call)

From: Luke Sabala < lukes_cat@hotmail.com>
Sent: Tuesday, September 7, 2021 1:50 PM
To: Susy Boyd < susy@mdlt.org>; Steve Bardwell
< steve@infinityranch.net>; Laraine Turk < laraineinjt@icloud.com>;
patflanagan29 < patflanagan29@gmail.com>; Ann Congdon
< archifacts@mac.com>; Tom O'Key < scdvainfo@gmail.com>; Paul Smith
< paulfsmith29@gmail.com>; Mark Lundquist
< mark.lundquist@bos.sbcounty.gov>; Chris Clarke < cclarke@npca.org>;
Rodgers, Jane JER < lane_Rodgers@nps.gov>; Donna Munoz
< dawnartyv@aol.com>; Chrissy Stuart < chrissystuart@gmail.com>; Sara
Lee < jawalee@gmail.com>; Erin Adams < erin.afams@usmc.mil>; Kristina
Brown < kristina.brown@usmc.mil>; Tegarden, Anna R
< anna_tegarden@nps.gov>; Dr.dagarwalreception@gmail.com
Subject: [EXTERNAL] Re: Draft Light Trespass ordinance staff report for 9-9-21 PC hearing

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

I too am not surprised about the string lighting... Steve and I spent nearly 10 minutes -of our allotted 30 minutes- just discussing the use of string lighting for landscape purposes. The PC clearly were in favor of using string for landscape purposes. I cheerfully acquiesce, if the 'string lighting' complies with section 83.07.060 (d) "Dark Sky Curfew."

It is nice to see over a *decade* of my life come to fruition. When this is codified, I would like to propose a celebration at my home in Joshua Tree.

Luke Sabala

From: Susy Boyd <<u>Susy@mdlt.org</u>>

Sent: Tuesday, September 7, 2021 10:41 AM

To: Steve Bardwell < steve@infinityranch.net >; Laraine Turk

<laraineinjt@icloud.com>; patflanagan29 <patflanagan29@gmail.com>;

Ann Congdon <archifacts@mac.com>; Tom O'Key

<scdvainfo@gmail.com>; Paul Smith <paulfsmith29@gmail.com>; Mark

Lundquist < mark.lundquist@bos.sbcounty.gov >; Chris Clarke

<<u>cclarke@npca.org</u>>; Luke Sabala <<u>lukes_cat@hotmail.com</u>>; Jane

Rodgers < <u>iane_rodgers@nps.gov</u>>; Donna Munoz < <u>dawnartyv@aol.com</u>>;

Chrissy Stuart < chrissystuart@gmail.com>; Sara Lee

<<u>iawalee@gmail.com</u>>; Erin Adams <<u>erin.afams@usmc.mil</u>>; Kristina

Brown < kristina.brown@usmc.mil>; Anna R Tegarden

<anna_tegarden@nps.gov>;Dr.dagarwalreception@gmail.com <Dr.dagarwalreception@gmail.com>

Subject: RE: Draft Light Trespass ordinance staff report for 9-9-21 PC hearing

Hi Steve and All,

Not overly surprised. The string lights seemed to be a point of concern during our presentation.

Best,

Susy

Public Policy Coordinator

Cell: 650.720.0384 | Office: 760.366.5440 X241

Email: susy@mdlt.org

P.O. Box 1544 | 60124 29 Palms Hwy | Joshua Tree, CA

92252

Follow us! Facebook | Twitter | Instagram | LinkedIn

Celebrating 15 years of desert conservation. Become a member today!

From: Steve Bardwell < steve@infinityranch.net>

Sent: Friday, September 3, 2021 10:04 PM

To: Steve Bardwell <<u>steve@infinityranch.net</u>>; Laraine Turk

<laraineinjt@icloud.com>; patflanagan29 <patflanagan29@gmail.com>;

Ann Congdon <archifacts@mac.com>; Tom O'Key

<<u>scdvainfo@gmail.com</u>>; Paul Smith <<u>paulfsmith29@gmail.com</u>>; Mark

Lundquist < mark.lundquist@bos.sbcounty.gov >; Chris Clarke

<<u>cclarke@npca.org</u>>; Luke Sabala <<u>lukes_cat@hotmail.com</u>>; Jane

Rodgers < <u>iane_rodgers@nps.gov</u>>; Donna Munoz < <u>dawnartyv@aol.com</u>>;

Susy Boyd <<u>Susy@mdlt.org</u>>; Chrissy Stuart <<u>chrissystuart@gmail.com</u>>;

Sara Lee <<u>iawalee@gmail.com</u>>; Erin Adams <<u>erin.afams@usmc.mil</u>>;

Kristina Brown < kristina.brown@usmc.mil>; Anna R Tegarden

<anna_tegarden@nps.gov>; Dr.dagarwalreception@gmail.com

Subject: Draft Light Trespass ordinance staff report for 9-9-21 PC hearing

Hello Dark Sky advocates,

Attached is a highlighted staff report and draft of the light trespass ordinance. In comparing the differences from the February draft, it appears to be focused on String Lighting that will be allowed for landscape lighting; Short term lighting for recreational facilities is exempted from the ordinance; Additionally, seasonal lighting can be in place 30 days on each side of the holiday or 'tradition'. String lights would have to be extinguished by 11:00.

Here is a link to the staff report without my highlights:

http://www.sbcounty.gov/uploads/lus/pc/PMISC-2020-00005 Staff Report FINAL.pdf

Here is the February 2021 Staff Report for comparison:

Looking forward to hearing your thoughts and 'seeing' you at the hearing.
Best,
Steve
Steve Bardwell president, MBCA steve@infinityranch.net

From: Kerrie Aley

To: Planning Commission Comments

Subject: 83.70 "Glare and Light Trespass Sept 9 Item 3 **Date:** Wednesday, September 8, 2021 1:36:19 PM

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

I am in full support of the proposed Glare and Light Trespass ordinance.

I live in the Pipes Canyon area of Pioneertown.

Our properties border on resource conservation, open space, desert buffer areas and rural living land.

This environment has also attracted many visitors who also value our unique southwestern landscapes.

Our dark skies, starry nights, (natural) wildlife, open space and silence are a precious resource that should be protected.

After this ordinance has been in effect for a period of years...I hope that you take another look at the impact of unshielded string lights.

Lateralso please consider new standards for large floor to ceiling windows with intense indoor lighting as they act like large lanterns in a dark sky. Large windows or mirrored houses also create a situation where many birds die from striking the panes.

Thank You for all the work done on this issue! Kerrie Aley From: <u>Cindy Beck</u>

To: Planning Commission Comments
Subject: September 9 meeting comments

Date: Wednesday, September 8, 2021 3:24:23 PM

Attachments: image.png

image.png

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

Dear Commissioners,

I am writing to you to comment on multiple issues you will be addressing at your meeting on Thursday, September 9, 2021.

In regard to the housing element:

I am the owner of a vacation home in Joshua Tree that our family has loved and enjoyed monthly for 10 years. We also rent it out as a short-term rental when our family is not using it to help defray costs and to supplement our fixed retirement income. So, I have concerns on both sides of the housing issues in Joshua Tree. Our family prides ourselves on being good stewards of the land, flora and fauna, and preserving the delicate habitat here. We love our neighbors and neighborhood and care about protecting the desert quietude that we treasure and appreciate. And we rely on the income that our beloved JT home provides us. I have witnessed the dramatic changes that have happened both in our neighborhood and in the general Joshua Tree area with the explosion of short-term rental INVESTORS. Many-to-most of these investors are persons or entities that spend little-to-no time in the area and have little-to-no interest in the community except as it relates to the profits they earn from their investment. I have seen the majority of home sales in my neighborhood in the last 5 or so years convert from long-term occupants who care about our neighborhood to short-term/temporary occupants who do not. This alteration has now reached 30% of the properties here. This increase in STR density has caused a deterioration of the character of our neighborhood and quality of life for the remaining long-term owners/occupants. Some of the negative consequences, besides the loss of long-term housing stock for persons who need/want to live here, are increased noise, trespassing, trash/littering, unsafe backyard campfires, intense/excessive outdoor lighting, illegal campgrounds and other alternate "dwellings", reckless and inconsiderate behaviors, and destruction of our private dirt roads (which only a few STR owners contribute maintenance costs to and we have no means to require them to contribute.) Many of these problems can be controlled with enforcement of the STR ordinance, but several cannot. Enforcement of problems in real time is unrealistic in many cases. Some areas of JT are quickly becoming mini-hotel zones and are no longer predominantly family-occupied neighborhoods. No neighborhood should have more than 20% or 1/5 of the properties be short-term rentals. Protection of long-term housing stock is imperative to ensure healthy and balanced neighborhoods with persons/families rooted in the community. Ownership/investment in STRs should be limited to one STR per person/entity (no corporate or individual ownership of multiple STRs.) And now the current census for Joshua Tree shows an actual decline in the number of residents of Joshua Tree since the last census 10 years ago. This, I believe, is predominantly due to the conversion of long-term housing to short-term housing and should be concerning! Bottom line as I see it is a need for a cap on the total number of short-term rental permits granted in unincorporated SB County as well as adoption of a means to control density or "clustering together" of too many rentals in one neighborhood or on one street. This would go a long way in protecting long-term housing

stock and preserving the character and quality of life of residential neighborhoods. Please prioritize the interests of the residents who live here over outside investors who don't. Don't give in to capitalistic pressure at the expense of the residential communities, of which I consider myself to be part of, even though I am also a STR owner. Please take a long-term approach to all your decisions regarding the housing element and ensure continued affordable housing for all economic demographics. Increased visitation to the National Park and lack of a variety of short-term accommodations in the Morongo Basin is a reality that necessitates the existence and value in providing STRs to meet this need. But an overabundance of them is detrimental to all who are concerned about the future and well-being of the Morongo Basin.

Along these lines and in regard to the light trespass ordinance:

Increasing outdoor lighting has been one of the most obvious and dramatic negative changes to the Joshua Tree area. The proliferation of intense security/motion detector lighting along with café or string lighting and solar landscape lighting are the most concerning. While there is a lot of emphasis on protecting the dark skies (very important) by shielding up-lights, I hear little to no conversation about how all this increased lighting affects the desert flora and fauna (=downlighting.) These desert life forms have evolved to thrive with nighttime darkness. Their habitats are being negatively affected by ALL nighttime lighting. I am particularly concerned about string lighting being allowed as landscape lighting in residential neighborhoods. I understand the practicality of having lighting of this type in commercial outdoor dining areas but giving any and all residents permission to install 100 or more string lights anywhere on property without any kind of shielding is distressing to me as well as to any and all the desert wildlife. The draft ordinance says string lighting cannot exceed 4000 lumens. Is that in any one area? For the entire property? Is this additive, meaning string lighting plus rope or other types of wire connected lighting? This is not stated. What about solar lighting that stays illuminated all night long? When all these types of lights are combined, there can definitely be an excessive amount of unnecessary lighting on one property. I have attached a photo of what could become common in this area if the draft ordinance is adopted as proposed. This photo is taken of a neighbor's property and shows both daytime and nighttime views of ~100 string lights forming a "tent" plus rope lighting near the ground and several solar lights that are illuminating a seating area that is separate from the main house in an otherwise open/completely darkened desert.



There is no beneficial aspect in allowing further proliferation of this type of lighting! We have breeding endangered tortoises nearby (we monitor their burrows), plus multiple other species that are dependent on us to protect their habitats. Threatened Joshua Trees depend on moths, nocturnal pollinators, for survival of their species! Not to mention all the other nighttime critters who also need darkness for their survival. Please consider the negative effects of unshielded string lights. There are so many other lighting options that don't produce the amount of light pollution that string lights do.

From the Xerces Society for Invertebrate Conservation:

"Both day- and night-active pollinators face many threats, including habitat loss, pesticide exposure, disease, and invasive species. But one hazard unique to nocturnal pollinators is light pollution. Artificial lights disorient moths, and research has found this can impair finding mates, evading predators, and pollinating plants. A recent study found that nocturnal visits to plants was reduced by 62 percent in areas with artificial illumination compared to dark areas."

We need you to be the protectors of the quality of life for ALL residents of the high desert. Please take a greater long-term view about the future of this rapidly growing area. You have the power to preserve neighborhoods and ensure the sustainability of the precious resources that are unique here. Choose thoughtfully and carefully. Once it's gone, it's gone...

Most sincerely, Cindy Beck 8855 Neva Rd, Joshua Tree From: Newberry Springs

To: <u>Planning Commission Comments</u>

Subject: Countywide Light Standards - Project #PMISC-2020-00005

Date: Wednesday, September 8, 2021 4:40:21 PM

Attachments: PC-090821.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

Please find attached a letter that I wish to submit to the Planning Commissioners regarding the hearing on the Countywide Light Standards.

Thank you,

Ted Stimpfel

Ted Stimpfel

P.O. Box 11 Newberry Springs, CA 92365 newberrysprings@mail.com

September 8, 2021

Planning Commissioners County of San Bernardino PlanningCommissionComments@lus.sbcounty.gov

Dear Planning Commissioners,

Re: Project #PMISC-2020-00005 - Countywide Light Standards

The proposal for 'Dark Night Skies' presented by the Land Use Services Department (LUSD) will delight a small Special Interest Group. Unfortunately, it will light up the Supervisors' telephone switchboard once the public understands that they are being ordered to replace their existing 'non-conforming' lighting fixtures.

LUSD has ignored my previous written and oral commentary regarding the many problems with this proposed ordinance. Please review my previous letters to you which should exist in this matter's docket.

The most striking blunder is LUSD's refusal to have a grandfather clause for existing lighting fixtures. The County can not place an arbeitrary and capricious lifespan upon existing 'non-conforming' light fixtures that are appurtenant to a structure.

Doing so is clearly a 'Taking' and a violation of both the State and federal constitutions if done without prior County compensation.

This is proposed ordinance is not an overriding health issue but solely a controversial issue for stargazing ambiance, something that is not important to most residents. County Counsel's dependence upon what some small cities have arbeitrarily done is not law nor lawful.

This appears to be a localized Morongo Basin issue which should be solely addressed in their Community Plans.

Respectfully,

TS

Ted Stimpfel, Resident Newberry Springs

Ref: http://newberryspringsinfo.com/Alliance/Dark-Skies-2.html

From: <u>Friends of Pioneertown</u>

To: <u>Planning Commission Comments</u>

Subject: In Support of the Proposed Light Trespass Ordinance

Date: Wednesday, September 8, 2021 8:56:40 PM

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you can confirm the sender and know the content is safe.

The Friends of Pioneertown is writing to express its support of the proposal to repeal the inadequate existing Glare and Outdoor Lighting provisions of the current Development Code and adopt the proposed Light Trespass Ordinance.

Pioneertown's community character is defined by its historic Mane Street, western lifestyle, unique and locally owned businesses and its close relationship to the natural environment. Central to this final item is the night sky that Pioneertown residents and visitors have come to expect and enjoy. With increased visitation and development, this resource has become threatened. The proposed Light Trespass ordinance imposes reasonable limits on outdoor lighting to ensure dark skies are preserved, nighttime illumination is efficient and effective, and the rights of property owners to enjoy night skies are preserved.

In the years since 83.70 was first authored, there have been significant advances in both lighting technology and our understanding of appropriate lighting practices. The introduction of LED lighting technologies has made outdoor lighting both more powerful and efficient, creating cost-effective opportunities for low energy use outdoor lighting while also in many cases creating unnecessary glare and light contrast when luminaires are used inappropriately. The proposed light trespass ordinance will conserve energy, allow sufficient flexibility in the design of exterior lighting, allow adequate lighting levels to be provided where needed for safety and security, minimize light trespass across property lines, and ensure that impact on nocturnal animals and migrating wildlife are minimized. Most importantly, the restrictions proposed here are practical, cost-effective and impose no meaningful burden on property owners.

We strongly support the County's adoption of the Lighting Trespass Ordinance as proposed.

Sincerely,

The Friends of Pioneertown

Officers:

K. Ben Loescher, President Jill Endicott, Secretary Kenneth Gentry, Treasurer

Board Members:

Dave Miller Julian Pinder Curt Sautter Laurie McVay Mike French The Friends of Pioneertown is a 501(c)3 charitable non-profit organization that works to revitalize the community and town by honoring and promoting Pioneertown's historic significance as a unique and unusual part of the American story.