

PVP Watch Newsletter – October 16, 2010

To Our Friends & Supporters

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- * Marymount – Almost the End of the Continuing Saga
- * Annenberg at Lower Point Vicente
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Vote November 2nd

PVP Watch urges RPV Residents to Vote YES on Measure P

The Marymount College / Marymount Plan / Measure P Initiative remains a debatable issue among some with both sides continuing to seek support. We urge ALL RPV residents to be informed and the best way to do so is to closely read the Initiative for themselves. A link is provided at www.pvpwatch.com, go to the bottom 3 items on the Current Issues page and read the Initiative and other clarifying information.

Measure P opponents have stated that once Measure P is approved, RPV City Hall will lose control of the Marymount campus. Question: **how much control by RPV City Hall is needed?**

It appears that Measure P provides more than adequate control mechanisms such as the need to comply with all local, county and state codes.

It appears to us that the real issue is the Council's **egos** as they are against the Initiative process that allows residents to appeal the Council's decisions to a higher body, the electorate. Is not the right to appeal grievances to a higher body a basic right of our Constitution? When the Councilmembers proclaim that they authorized Marymount to proceed with all requested building plans except for the dorm's, they seem to forget that they so decided (on a 3/2 vote - Wolowicz & Misetich dissenting) **after** the Council received notice that sufficient qualified signatures were submitted to qualify Measure P Initiative for the November 2nd ballot. One can only speculate what actions the Council might try to take if Marymount did not have the protection of a voter approved Initiative.

In spite of what this years Mayor Stefan Wolowicz and his fellow Council members may proclaim, the Initiative is very specific as to what Marymount may do in regards to building additions and modifications. As stated in the Measure P Initiative, "*no development may occur*

within the Specific Plan area unless it is consistent with the Specific Plan. Only those uses set forth in the Specific Plan may be conducted or constructed in Specific Plan District V."

Following is a legal notice posted by RPV in the PV News October 14th edition:

"Shall an ordinance be adopted that would enact a new specific plan and related amendments to the City of Rancho Palos Verdes (City) general plan and zoning ordinance to:

- 1 – Allow development of specified facility improvements including dormitories, on the Marymount campus at 30800 Palos Verdes Drive East
- 2 – Govern the operation of the campus and
- 3 – Supersede inconsistent provisions of the Municipal Code and prior City land use decisions regarding the campus.

Interesting..... Measure P fixes inconsistencies in the in the RPV Municipal Code. How come the Councilmembers are not reporting this apparent remedy?

The Measure P opponents state that there are some 60 non-conformance issues. In so far as these supposed non-conformance items are concerned, two items posted at www.pvpwatch.com on the Current Issues page and labeled Marymount CUP Compliance and Marymount Myths vs. Facts address the alleged non-conformance items.

The naysayers who perceive that property values will decrease if the Marymount Plan is implemented should listen to an expert – Retired Los Angeles County Assessor, Rick Auerbach who has stated "*Historically, assessed home values around Marymount campus have risen at a rate equal to or surpassing County rates. The new library and recreational facilities proposed by the College can only cause home values to increase.*"

The numerous doomsday scenarios predicted by the opposition are nonsensical. Marymount will insure the safety of all concerned. The college has always attempted to be a valuable and good neighbor to all. Nothing will change. Rancho Palos Verdes has long been noted as a strong proponent for and protector of the education process. Marymount is an important part of this educational setting. A Yes vote continues this integral aspect of RPV's fabric and beliefs.

PVP Watch congratulates the Peninsula Chamber of Commerce Board of Directors for having the wisdom to support Yes on Measure P.

RPV residents, whether or not they are Democrats, Republican, Libertarian or Independent, who believe in limited government and individual property rights should vote **YES** on Measure P (ballot number 198) in support of Marymount College, a true asset to life in RPV.

The Annenberg Project.

Late breaking news concerning the Annenberg project at Lower Point Vicente is a letter from the National Park Service dated October 8th, 2010. A copy is posted at www.pvpwatch.com on the Current Issues page and labeled Annenberg – National Park Serv. 10-8-2010. We urge all to read for themselves but briefly the letter states that the proposed Annenberg project does not meet the criteria of public use as defined in the Property Deed when the land was transferred by the US Government to Los Angeles County and subsequently to the City of Rancho Palos Verdes (RPV).

The RPV Planning Commission did hold a Public Hearing on Tuesday, October 12, at Hesse Park that included a very lengthy discussion on the proposed Annenberg Project. No decisions were reached in view of the current position of the National Park Service.

It is interesting in that the EIR process took some 10 weeks or so while the Terranea and Marymount negotiations took 10 years or so. Unknown is whether or not there has been any soil testing for lead and other environmental hazards as many will recall that significant lead deposits were found when the PVIC was expanded.

It appears that the Annenberg project will create significant increases in traffic hazards along PV Drive South and Hawthorne Blvds which give further concerns for this project. If the Annenberg project will require three (3) additional traffic signals, it is then introducing too much traffic & noise to the RPV coastline and this is a serious detriment to RPV residents.

California Measures

Following are the Ballot Propositions on the 2010 ballot with a consensus by respected commentators.

PROPOSITION	Tom McClintock	Daily Breeze	Howard Jarvis Assoc.	PVP Watch
19. LEGALIZES MARIJUANA for people for their <u>personal use</u> older than 21	NO	NO	X	NO
20. ADDS CONGRESSIONAL DISTRICTS to tasks to be done by state re-districting committee	YES	YES	YES	YES
21. ADDS \$18 FEE TO VEHICLE LICENSE FEE to help fund state parks	NO	NO	NO	NO
22. PROHIBITS STATE FROM USING TRANSPORTATION funds for other state uses	YES	YES	YES	YES
23. RELAXES AIR-POLLUTION CONTROL LAW until unemployment drops under 5.5% for a year	YES	NO	YES	YES

24. REPEALS LEGISLATION THAT WOULD ALLOW business to reduce their tax liability	NO	NO	NP	NO
25. CHANGES LEGISLATIVE REQUIREMENT For BUDGET PASSAGE FROM 2/3 to simple majority	NO	NO	NO	NO
26. REQUIRES THAT CERTAIN STATE AND LOCAL FEES be approved by a 2/3 vote	YES	YES	YES	YES
27. ELIMINATES STATE COMMISSION APPROVED BY CITIZENS to perform redistricting	NO	NO	NO	NO

RPV MEASURE “P”

YES

News from ObamaLand

REAL ESTATE SALES TAX

The October 2nd PVP Watch Newsletter contained a statement concerning a new property sales tax related to the Omama Health Care Plan. It appears we did not have our facts correct and received several subscriber responses. Following is one of those responses.

I really appreciate your newsletter. Thanks for the efforts. With the objective of properly informing people, I have a different understanding of the Obama Health Care Real Estate Sales Tax. You may want to check it out.

This is my understanding -

It's an additional 3.8% capital gains tax. Presently the long term capital gains tax is 15%. If the Bush tax cuts expire, that will go up to 20%. But with the additional “Health Care Bill” tax that goes up to 23.8%. If you bought your home years ago and have a cost basis of say \$100,000 and sell your home for \$1,000,000 you make \$900,000. If there are two of you, the first \$500,000 is tax free. That means \$400,000 is taxed at 23.8% or \$92,200. Most of that increase in value was inflation (or the reduction in the value of our dollar). Thanks to Obama, Pelosi, Reed, and Congress. In this example the Obama Health Care Real Estate Sales Tax was \$15,200.

See the following:

[April 3, 2010 in Letters](#)

Home sales tax clarified

The Spokesman-Review

In his recent guest column regarding the impact of the health care bill, Paul Guppy of the Washington Policy Center claimed that a 3.8 percent tax on all home sales was a part of the recently passed legislation. This is inaccurate and needs to be corrected. The truth about the bill is that if you sell your home for a profit above the capital gains threshold of \$250,000 per individual or \$500,000 per couple then you would be required to pay the additional 3.8 percent tax on any gain realized over this threshold.

Sara Orange *Government affairs director - Spokane Association of Realtors*

Undoubtedly there will be more definitions as time moves forward.

Permanent Absentee Ballot

For those who might prefer to vote and mail in their ballot, the Permanent Absentee Voter application is also posted at www.pvpwatch.com. For those that might have difficulties getting to the polls on Election Day, an absentee ballot does simplify the process.

Newsletter Responses

Reader comments are welcomed and should be sent to info@pvpwatch.com. Newsletter responses are posted with names removed and no editing other than obvious grammatical changes. These are subscriber thoughts and opinions and PVP Watch does not vouch for those opinions. That so many have sent their comments has made the Newsletter more interesting and we appreciate the input.

We have been reminded that not ALL subscribers are aware of the PVP Watch website; www.pvpwatch.com. Lots of good info posted here.

PVP Watch – Newsletter List

A reminder to ALL PVP Watch supporters, should you change your e-mail address don't forget to advise PVP Watch of your new address. We suggest that pvpwatch.com be added to your computer address book to assure delivery of PVP Watch Newsletters.

PVP Watch – Contributions

PVP Watch thanks the many subscribers who have contributed to PVP Watch. Those desiring to make a modest contribution, please send checks to PVP Watch PO Box 7000-22 Palos Verdes Peninsula, CA 90274

Subscribers

The PVP Watch e-mail list continues to grow. For those who wish their addresses removed, please send notice to info@pvpwatch.com. Those who have topics of community interest are encouraged to bring those issues to PVP Watch.

The Editorial Committee