

**Subject:** RE: Reiteration of the CCFZ's request to post its appeal to SUP-13-07 in .pdf format on the County website  
**From:** "Wilson, Beverly" <BJWilson@cochise.az.gov>  
**Date:** 6/6/2013 5:25 PM  
**To:** "stuartdkershner@alumni.utexas.net" <stuartdkershner@alumni.utexas.net>

Dear Mr. Kershner,

The County website that you are referring to is not a public website. It is an ftp site created to transmit large format documents, which is why Keith used it to send you the recording of the last Commission meeting. It is a convenience only website reserved for subdivision plats, improvement plans, and other large documents that need to be sent to our engineering consultants and to ADOT on occasion. Unfortunately, we cannot use it for mass public distribution. It would also be unfair to the General Public to publish public information on the private ftp site.

As I stated in my first email, the appeal documentation will be made available to the public by the Board of Supervisors when their July 23<sup>rd</sup> agenda is published. You have filed an Appeal to the Board of Supervisors. The Planning Division of Community Development will submit the docket, including your paperwork, when it is processed – our deadline is two weeks prior to their meeting. My Staff is currently working on dockets for the June 25<sup>th</sup> Board meeting, which take precedence due to the set time lines. When we wrap up our submittals for the June 25<sup>th</sup> meeting, we must focus on the July Planning Commission meeting, as we have mandated time-lines for it also. We appreciate your understanding that we are a very small staff, with many dockets, inquiries, and duties that keep us very busy.

The Board of Supervisors has also set our copy fee schedule, which is utilized for all public information requests. I do not want to be an obstacle to your appeal, Mr. Kershner. However, I do not have the means to publicize your documents except through requests for public information. Is there any other way that you could contact your neighbors via email to allow them to read the information in your appeal?

Finally, I will be out of the office until Monday, June 10<sup>th</sup>. If you have any further questions, please feel free to contact me then, at the number below. Thank you - b

**Beverly Wilson, RLA, Deputy Director**

Cochise County Community Development Department  
Planning, Zoning and Building Safety Division  
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**From:** Stuart D Kershner [mailto:sdkersh1@mail.sdhsi.com]

**Sent:** Thursday, June 06, 2013 2:03 PM

**To:** Wilson, Beverly

**Subject:** Reiteration of the CCFZ's request to post its appeal to SUP-13-07 in .pdf format on the County website

Dear Director Wilson:

1. Thanks very much for providing your correct email address. I was just guessing it because, after searching on the County's web site for it for more than 30 minutes, I was unable to find it, your name, title, or for that matter, any info on other employees in the Planning function. If it's posted and I just missed it, please advise via email reply the correct URL to locate it. Thanks in advance. [You are right, our contact information is not made public on the website.](#)

2. Also, thanks for your prompt transmission of the mailing labels, and for advising the CCFZ of the July 23, 2013, date of the appeal hearing. [You are welcome.](#)

3. In paragraph 1a of my message below, I erred in my request. I had intended to ask when the CCFZ SUP-13-07 *Appeal* document would be posted on the County web site, but I mistakenly omitted the word *Appeal*. During my telecon with Keith Dennis late afternoon May 30, 2013, he stated that he had the capability to easily create a .pdf formatted electronic copy of the paper copy the CCFZ had submitted earlier that afternoon. I had requested that Keith let me know when it would be posted on the County's web site, but I had not yet received his reply. Therefore the follow-up email request below *intending* to request the schedule for posting the CCFZ's appeal document. [Your reply, understandably, addressed the actual request, not the intended one.]

4. The CCFZ requests that a .pdf formatted copy of its SUP-13-07 appeal document (40 pages) to be posted on the Cochise County's web site so that citizens may conveniently read it and download it should they so desire. Once officially filed on May 30, 2013 with the \$300 fee paid, it is our understanding that is now a public document which normally is distributed to the applicant, as well as to other unknown individuals with the Cochise County organization, and is available to the public upon their individual request. [For a fee of \\$.30 per page, the document will be made available to anyone who requests it.](#)

Because of incomplete and misleading information provided by the applicants in their SUP advisory letter to neighbors, an early task of the CCFZ is to educate the neighbors of more complete activities of the A-1 Port-A-Pots business, and to re-canvas some of them for any revisions to their approval or disapproval of this SUP. Since this document provides new and corrective information to the earlier public record on this subject, it is important to the open government process that the County *not make it more difficult* for citizens to access it by forcing them to travel to the County Offices in Bisbee and pay a fee per page to obtain a hard copy or to physically bring a thumb drive to obtain an electronic copy. [Unfortunately, we have processes in place as stated above.](#)

Posting this document on the County's private ftp web page from now until the BOS hearing 07/23/13 and providing the CCFZ with its file name and password would be an acceptable alternative to posting it on a public sub-page of the Planning Division. It is the CCFZ's belief that a public sub-page posting could require a significant web recoding effort and delay the easy access to the electronic copy. [As stated above, the County's FTP website is not available to the Public, but rather, as a convenience.](#)

The CCFZ looks forward to receiving your affirmative response to this request via email reply by close of

business June 7, 2013. Thanks in advance for your consideration.

N.B: The approach of using the private ftp web site, thanks to Keith Dennis, worked wonderfully earlier in this appeal effort in the downloading to the CCFZ of a) the official audio recording of the hearing and b) the power point file of the presentation to the P&Z Commissioners.

Best regards,

Stuart D Kershner, CCFZ Point-of-Contact

On 6/5/2013 8:43 AM, Wilson, Beverly wrote:

Good Morning Sir:

For your convenience, please note that my email address is [bjwilson@cochise.az.gov](mailto:bjwilson@cochise.az.gov). bwilson is a Deputy Sherriff who only works at night – so she does forward email, but not always immediately!

To answer your question below, we do not post dockets on our website. Dockets scheduled for the Commission are added to the webpage when sent to the Commissioners, however the dockets slated to be heard by the Board of Supervisors (BOS) are submitted differently. These dockets are entered into the BOS Agenda Quick scheduling system no later than two weeks prior to the meeting. This system automatically routes them through the Attorney's office, and various upper management for their approval prior to being posted for the Public to view.

The docket is scheduled for July 23<sup>rd</sup> to be heard before the Board.

Attached are the mailing labels, as you requested. I do hope this answers any questions you might have about the website. If not, please feel free to call me at anytime.

**Beverly Wilson, RLA, Deputy Director**

Cochise County Community Development Department  
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**From:** Dennis, Keith  
**Sent:** Tuesday, June 04, 2013 5:50 PM  
**To:** Wilson, Beverly  
**Subject:** Fwd: Two requests of the Cochise County Planning Division

Mr. Kershner meant to send this your way.

*Sent from my Sprint phone*

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

Subject: Two requests of the Cochise County Planning Division

From: Stuart D Kershner <[sdkersh1@mail.sdhsi.com](mailto:sdkersh1@mail.sdhsi.com)>

To: "Dennis, Keith" <[KDennis@cochise.az.gov](mailto:KDennis@cochise.az.gov)>

CC: "Turisk, Mike" <[MTurisk@cochise.az.gov](mailto:MTurisk@cochise.az.gov)>, "Wilson, Brigit" <[BWilson@cochise.az.gov](mailto:BWilson@cochise.az.gov)>

1. By close of business Wednesday 6-5-13 and by means of an email reply:

a) Please advise when the SUP-13-07 will be posted on your web sub-page and provide the URL to locate it, and

b) Please send via email attachment in a common electronic format, say .rtf, .doc., .xls, .pdf, etc. a copy of the same set of names, addresses, and parcel numbers that was furnished to A-1 Port-A-Pots for it to address its letters to parcel owners within 1500 ft of their property boundary.

2. Thanks in advance.

Regards,

Stuart D Kershner, CCFZ point-of-contact