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Sent: Sunday, December 13, 2020 9:48 PM

To: Jennifer Kreitz; Fred Stump; Bob Gardner; John Peters; Stacy Corless

Subject: Private Property Owner Short Term Rental Redress of Grievances

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Dear Mono County Board of Supervisors, please add the attached document as a supporting document for the December 15th board meeting. We also request that the attached document be added as a letter of correspondence for the December 15th board meeting for agenda item 7C "Administrative Penalty Procedure for Covid-19 Related Violations." To further clarify, please make this a supporting document visible under both the "Meeting Information" where the agenda and agenda packet are, as well as adding it to the agenda packet as a letter of correspondence for agenda item 7C.

Thanks, Mammoth Group

Private Property Owner Short-Term Rental Redress of Grievances For Unconstitutional Government Regulations:

The Town of Mammoth Lakes, Mono County, and the state of California's, previous rental restrictions and current ban on short-term rentals is unconstitutional under the 5th, 14th, and 1st amendments of the US Constitution. Additionally, the ban on short-term rentals also violates the California Constitution, Article 1 sections 1, 7, and 19.

Were the previous rental restrictions and the current ban on short-term rentals lawful? No! Was there due process given to property owners in the previous rental restrictions and the recent ban on short-term rentals? No!

No person shall "be deprived of life, liberty, or property, without due process of law".

Whereas, not consummating due process of law the aforementioned governing bodies are in violation of the 5th and 14th amendments (Due Process Clause) of the US Constitution.

Whereas, despite a failure to consummate due process of law regardless of said overly severe government regulations being invalid or not, said private property owner is due just compensation for the periods in which the overly severe government regulations were and are in effect.

Whereas, by banning short-term rentals the aforementioned governing bodies are depriving any potential renters of their liberties, as well as their right to peaceably assemble and to pursue life and happiness as protected under the 1st amendment of the US Constitution.

Whereas, the aforementioned governing bodies are violating the 5th, 14th (Takings Clause), and 1st Amendments of the US Constitution by banning the use of peoples private property for use as short-term rentals.

Whereas, the aforementioned governing bodies have ordered the owner of said private property to sacrifice all economically beneficial use of their private property via a per se taking in the name of the "common good" and to leave their rental property economically idle.

Whereas, the banning of short-term rentals has deprived said private property owner the sole intended economically viable use of their private property.

Whereas, the aforementioned governing bodies through overly severe regulations have deprived said private property owner the "reasonable investment backed expectations" of their rental property.

Whereas, being denied economically viable use of private property for the "common good" by overly

severe and unconstitutional government regulations, said owner is entitled to just compensation for financial losses incurred as required by the Takings Clause of the 14th Amendment.

Whereas, said owner leaving their private property economically idle for the "common good" is entitled to just compensation under the Takings Clause of the 14th Amendment.

Whereas, the magnitude, character, and distribution of the burdens that these overly severe government regulations impose on private property rights requires just compensation for said private property owner.

Whereas, The Town of Mammoth Lakes, Mono County, and the state of California, acting under color of law or not, have by threat, intimidation and coercion by way of fines, penalties, and imprisonment, attempted to and in actuality deprived said private property owner their rights secured by the Constitution or laws of the United States, or of the rights secured by the Constitution or laws of this state.

Whereas, the aforementioned governing bodies are in clear and direct violation of the Tom Bane Civil Rights Act.

Whereas, the owner of said private property reserves the right to seek \$25,000 or an appropriate equitable relief from each individual involved in violating the Tom Bane Civil Rights Act.

Whereas, no evidence, science, or logic exists for the aforementioned governing bodies to decree such overly severe regulations that would justify the Town of Mammoth Lakes, Mono County, or the state of California to violate the 5th , 14th, 1st amendments of the US Constitution and the Tom Bane Civil Rights Act.

The above statements are true, factual, lawful and constitutionally ordained.

Denying said private property owner full control of their private property rights secured within the US Constitution, California Constitution and established law is an outrage to the very concept of private property ownership.

There is no scientific proof that denying private property owners economically viable use of their "rental properties" from potential renters will stop the spread or reduce the transmission of Covid-19.