JERRY SANDERS
MAYOR

May 18, 2007

Mr. Jeff Brown
Division of Aeronautics
CALTRANS
M.S. #40
1120 N. Street
PO Box 942873
Sacramento, CA 94273-0001

Ms. Karen McDonald
Air Traffic Airspace Branch
FAA
ASW-520
2601 Meacham Blvd.
Fort Worth, TX 76137-0520

Re: Compliance with FAA Notice of Hazard

Dear Mr. Brown and Ms. McDonald:

I am writing as the Mayor of the City of San Diego regarding the Sunroad Centrum 12 office building, which is being constructed near Montgomery Field Airport in San Diego.

It is apparent that the City failed to stop work on the project and prevent the building from reaching 180 feet after it knew of the FAA's concerns. I take full responsibility for that mistake and want to do everything within my power to correct it. I have initiated a thorough review of how the decisions that led to this situation were made so I can ensure that this will never happen again.

I support your findings that the building must be reduced in size so that it is no longer a hazard to public safety. As Ms. McDonald is aware, my staff has put forward a proposal that will reduce the building height to 163 feet with the exception of the mechanical equipment enclosure room which would remain at 180 feet. The equipment enclosure room constitutes 15% of the overall roofline. The proposal also includes working with the FAA to discontinue circling instrument approaches north of the field and allowing aircraft to circle to the south. Additionally, visual course rules would be modified to ensure that aircraft remain well clear of the building. In the long-term, the City would coordinate with the FAA and the developer to fund and install a straight-in instrument approach procedure to Runway 10 Left. All of these changes are designed to de-conflict aircraft operations and the building.

I would encourage you to consider this proposal, but I also want to make clear that I will support whatever your ultimate judgment is regarding appropriate remedial actions.

I am by this letter taking the following action:

1. I have directed the Development Services Department to inform Sunroad that the City is reinstating the requirement of strict observance of the Stop Work order of October 27, 2006. That notice was served this morning.

2. I support the City Attorney's civil lawsuit, and will support him in taking any and all necessary steps to fully enforce the civil public nuisance mandate of State and local law on behalf of the City.

3. I have directed the City's Chief Operating Officer, Retired Admiral Ronne Froman, to conduct a thorough investigation into the permitting process for this project, including the City's reaction, or lack thereof, to your concerns regarding the 180 foot height. Your cooperation in this inquiry will be critical to our reform efforts.

Thank you.

Very truly yours,

Jerry Sanders
Mayor
City of San Diego

cc: Honorable Mike Aguirre, City Attorney
Honorable Members of the San Diego City Council
Ronne Froman, City Chief Operating Officer
Jim Waring, Deputy Chief Operating Officer
Marcela Escobar-Eck, Director, Development Services Department
Jim Barwick, Director, Real Estate Assets Department