



March 13, 1997

Mr. Harvey Goldberg
P.O. Box 940
Penngrove, CA 94951

Dear Harvey:

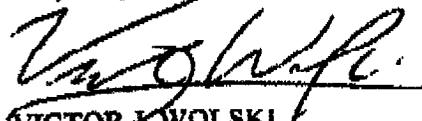
Many thanks for the information on the Bay Conservation and Development Commission (BCDC). As you can see from the enclosed Government Code Section on its jurisdiction, BCDC does exercise pretty far-reaching jurisdiction.

We have been in contact with the Bay Planning Coalition, a pro-property rights group which is closely monitoring these North Bay Steering Committee activities. I have enclosed copies of some materials generated on the North Bay Wetlands Plan. You might want to work with Ellen Johnck, their Executive Director, in your "oversight" operations. Their phone number is (415) 397-2293. Ms. Johnck tells us that the BCDC attorney, John Smith, is apparently working on a legal memorandum concerning the scope of BCDC's jurisdiction. Please be on the lookout for this opinion, and let us know when it is released.

Concerning your letters to BCDC and to the local governments, I think the best strategy to take with respect to BCDC is to point out that they are not operating in a vacuum. We have basic, founding principles in our Nation that include respect for private property, which is specifically protected by the Constitution. This protection is vital to the liberty of our citizens and is not just some inconvenience that they can ignore. As far as the local officials are concerned, I would point out that their responsibility, under their oaths of office, is to uphold the constitutional rights of their constituents--even when under attack in this BCDC power grab.

I wish you luck in organizing and educating. Keep us informed of your progress, and thanks for your interest in our work.

Very truly yours,


VICTOR J. WOLSKI
Attorney

Enclosures

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