



**COUNTY OF
SAN BERNARDINO**
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GREGORY C. DEVEREAUX
Chief Executive Officer

September 14, 2011

The Honorable Edmund G. Brown, Jr.
Governor of California
State Capitol Building
Sacramento, CA 95814

RE: AB 1220 (Alejo) – REQUEST FOR VETO

Dear Governor Brown:

The County of San Bernardino respectfully requests that you veto AB 1220, legislation that would expand the statute of limitations to sue a city or county, challenging the adoption of a housing element from one year to three years.

As you are aware, the existing statute of limitations to challenge a housing element is already longer than the statute of limitations to challenge any other mandatory element of the general plan.

AB 1220 would encourage a broad array of expensive lawsuits that do not differentiate between major noncompliance with state law or a small difference in interpretation. This will leave local agencies, businesses, and developers unfairly open to uncertainty long after decisions have been made. The law has to be balanced for local agencies, housing and commercial developers and advocates. This bill, under existing circumstances, is not a balanced approach.

For these reasons, the County of San Bernardino respectfully request that you veto AB 1220. If you have any questions, please contact Josh Candelaria, Deputy Director of Legislative Affairs, at (909) 387-4280.

Sincerely,

JOSIE GONZALES, CHAIR
Board of Supervisors