



California Fair Political Practices Commission

August 15, 1989

Jerome J. Hargarten
Green Valley Civic Association
13622 Orchard Gate Rd.
Poway, CA 92064

Re: Your Request for Advice
Our File No. A-89-444

Dear Mr. Hargarten:

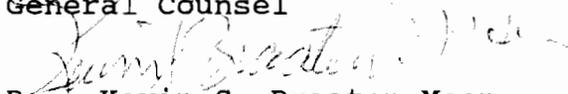
We have received your letter of July 24, 1989, seeking written confirmation of the advice I provided to you in our telephone conversation of July 21, 1989, regarding the Green Valley Civic Association's filing obligations under the Political Reform Act of 1974 (Government Code Sections 81000-91015). This is to confirm that your letter accurately reflects that advice.

A copy of your letter is enclosed for your convenience.

If you have additional questions, please contact me at (916) 322-5662.

Sincerely,

Kathryn E. Donovan
General Counsel


By: Kevin S. Braaten-Moen
Political Reform Consultant

Enclosure

GREEN VALLEY CIVIC ASSOCIATION

FPPC

July 24, 1989

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CERTIFIED MAIL

Mr. Kevin Braaten-Moen
Fair Political Practices Committee
428 J Street
Sacramento, CA 95814

Dear Mr. Braaten-Moen:

This is to confirm your advice given by telephone on July 21, 1989 re the question of the Green Valley Civic Association's (GVCA) campaign disclosure obligations under the provisions of the California Political Reform Act.

My call to your office was prompted by recent GVCA expenditures for organizing communications to Poway City Council re community opposition to a landowner's proposal for a rezoning which could fall under a city ordinance enacted in 1988. The ordinance provides that, if City Council votes in favor of permitting increased residential density on land zoned "rural residential", implementation of such rezoning requires voter approval.

You advised me that the above described activity and expenditures by GVCA do not fall under the campaign disclosures provision of the California Political Reform Act and that, therefore, no reporting is required.

However, as I understand your advice, if the GVCA were to collect or expend funds for the purpose of opposing or supporting a ballot measure or of opposing or supporting placing a measure on a ballot (via the petition-initiative process), it would become subject to the campaign disclosure requirements. In that event, considering that GVCA's purpose is to bring about civic betterment and social improvements, for the purpose of reporting GVCA would be considered a "General Purpose Recipient Committee".

You offered that, if and when GVCA becomes involved in such activity, you or someone else in your office would assist us in the selection and preparation of the required reports.

The GVCA and I are grateful for your assistance and ask that if any of the above is inaccurate or incorrect, you advise me at your earliest convenience.

Very truly yours,



Jerome J. Hargarten,
Vice President

13622 Orchard Gate Rd.
Poway, CA 92064



California Fair Political Practices Commission

July 28, 1989

Jerome J. Hargarten
Vice President
Green Valley Civic Association
13622 Orchard Gate Road
Poway, CA 92064

Re: Letter No. 89-444

Dear Mr. Hargarten:

We received your letter requesting confirmation of advice under the Political Reform Act on July 21, 1989. Your letter has been assigned to our Technical Assistance and Analysis Division for response. If you have any questions, you may contact the division directly at (916) 322-5662.

If the letter is appropriate for confirmation without further analysis, we will attempt to expedite our response. A confirming response will be released after it has gone through our approval process. If the letter is not appropriate for this treatment, the staff person assigned to prepare the response will contact you shortly to advise you. In such cases, the normal analysis, review and approval process will be followed.

You should be aware that your letter and our response are public records which may be disclosed to any interested person upon receipt of a proper request for disclosure.

Sincerely,

A handwritten signature in cursive script that reads "Kathryn E. Donovan".

Kathryn E. Donovan
General Counsel

KED:plh:confadv1