

Opposition to Ordinance Exempting Eaglecrest from CUP Process

- Tonight's ordinance will exempt Eaglecrest — and by extension, other rehab centers — from the CUP process.
 - I **support** rehab facilities and I said during the meeting when this was first on the agenda back in 2023 that we cannot deny a CUP based on its residents going through addiction treatment.
 - However, I **do not support** just throwing in the towel and allowing Eaglecrest or anyone or any facility to operate without any planning oversight or conditions.
 - We still have zoning laws.
 - The injunction - which the county agreed to - only says we can't require Eaglecrest to have a conditional use permit. We should still be allowed to impose restrictions and conditions to protect everyone involved.
 -
- If we aren't able to do that, if our current zoning ordinances do not have provisions for us to do that - impose restrictions and conditions when there's not a CUP - then let's amend it and make sure it does. Because I promise you this is not the end of a problem but is actually opening up the opportunity for more problems like this.
- I am afraid that passing this ordinance tonight:
 - Sets a **dangerous precedent**.

- Undermines our **planning authority** and **land use integrity**.
- We create a **special carve-out** for Eaglecrest — that could open the door for others to ask:
- *“Why did they get a pass, but I have to go through CUP?”*
- *“My proposed use is similar in intensity — why should I be treated differently?”*
- *“That rehab center didn’t need a CUP, so why should my sober living home / group recovery home / my spiritual retreat / transitional housing project?”*

○

4. ADA Compliance

- The **Americans with Disabilities Act (ADA)** does **not** mean that Eaglecrest and other facilities like it can just do whatever they want and not have to follow federal and local laws.
- ADA requires **fair, unbiased treatment**, not special exemptions.