

To:

The Planning Commission, City of Sunnyvale

Thank you for giving us this opportunity to express our genuine concerns regarding the proposed construction project at 1585 Mallard Way APN 309-31-071, the design review permit. To begin with, please note that we have no issue with the final dwelling, but our concerns are solely regarding the environmental issues arising out of the construction phase.

Due to severe medical conditions in our family, we are extremely concerned about the dust created by this huge demolition / construction project that can adversely impact our health. Our only son has been documented with multiple disabilities and is a client of San Andreas Regional Center. His chief disability is his severe congenital anatomical anomalies for which he had to undergo 16 major surgeries thus far, including open heart surgery. His 17<sup>th</sup> major surgery for nose and sinuses is coming up this year, and we are afraid the dust from the project can create hindrance in his recovery.

Moreover, I have severe lung issues, and as per my Stanford pulmonologist's advice ('Dr\_Kao\_letter.pdf' attached), I am supposed to have a daily robust workout routine with good ventilation and stay away from any construction site to avoid dust. I am diligently following this advice and working out in our garage by (effectively) climbing 1500 feet daily at 4 mph on my treadmill with the garage door open. Currently I am unable to go to the gym because I am very susceptible to catching respiratory infections.

We are very concerned that I will be inhaling dust during the construction phase, which can adversely impact my lungs. I wish to live as long and as healthy as I can to care for our son's ongoing medical needs and future surgeries. Our doctors at Stanford have provided (attached) letters explaining our medical needs. It is difficult for us to relocate because my son and I have significant and time consuming daily medical routines which cannot be halted even for a single day.

Could you please suggest any mitigation measures that might be appropriate in this kind of situation, (even if we are told complete elimination of dust is not possible)? We are told this is the only thing we can request at this stage after the permit is approved. We want to make it clear that we are willing to bear the cost for the best possible mitigation measures for dust control because after all, it could be life-threatening for us.

It is very hard for my body to sustain repeated onset of pneumonias and bronchitis. As per my pulmonologist's letter ('Dr\_Kao\_letter.pdf'), a consequence of repeated pneumonias and bronchitis from my exposure to dust could be a possibility that needs to be avoided. Moreover, I may not be able to carry out my recommended workout routine when I am sick, which further can affect my lung health. Our son's breathing issues due to his nose and sinus problems can also aggravate as per his ENT surgeon's letter ('Dr\_Hwang\_letter.pdf'), leading to more serious situations.

My husband Advait and I are his primary caregivers. For this reason, when the Covid-19 vaccines came out for the first time at the end of 2020, Advait and I were listed by Santa Clara County in the very first, highest priority category of "Healthcare Workers" for receiving the vaccine. It is because being primary caregiver for a disabled son is considered "Essential Work" equivalent to "Healthcare Workers", and therefore saving our lives was the highest priority even if we are not Healthcare Workers by profession. Our lives were considered valuable then.

Therefore, it makes sense that in this case, the City of Sunnyvale Planning Commission works in collaboration with Health and Human Services or a similar department if any to make decisions in this regard. In the absence of such a department at the city level, the City of Sunnyvale may take it to the County level to address our health concerns.

To us, this whole permit process seems to raise some questions and concerns. Is it right on the part of the City to not consider any health impact from the proposed construction and only focus on the Zoning rules? In our case it is a far more serious consequence of possible life-threatening medical conditions. Are there not any other viable options?

People who have health issues are often in a vulnerable state to raise health concerns, and senior citizens sometimes find back and forth email communication grueling. Please see the attached document of our email communication with Shila ('RE: Permit for 1585 Mallard Way (APN: 309-31-071) Outlook item') ever since we received the notification regarding this construction on February 3<sup>rd</sup>.

Please note that as per our understanding, none of the neighbors were informed regarding this proposed construction before the permit process began. We believe that at least 8 neighbors surrounding the proposed construction site (2 adjacent – left / right, 2 across (front / back) and 4 diagonally across), should be informed because they are potentially the ones that could be significantly affected by noise and dust. Moreover, these days several people work from home and also in many cases exercise in their garage in this pandemic / post-pandemic era. They too are vulnerable to the resulting dust and noise from the construction.

Also due to our severe medical issues, it is imperative that we live in an urban environment that is close to Stanford hospital, where our son was transferred upon birth and has since been treated there by dozens of doctors, surgeons from Stanford Children's Health, and now Stanford Hospital. It is easier for us to go to Stanford from where we live currently because of the easy freeway access. We face quite a few medical emergencies, and it is easier to save our lives from this location, and that's the reason 24 years ago we moved here from a much larger two-story home in Fremont to be closer to Stanford.

All that I am asking for is an opportunity to continue my workout so that I can continue maintaining proper lung and heart health to increase my life expectancy. I humbly request you to not take away my opportunity to work out in my garage with proper ventilation by creating a dusty environment right in the vicinity of my home where we are located at the receiving end of the wind direction from the proposed construction. My options for workout locations are restricted due to my susceptibility of catching infections if I go to the Gym. We are simply requesting from the City our basic "needs and rights" to breathe fresh air to remain healthy.

I am also a brain tumor survivor from Acoustic Neuroma, the side effect of which has created tremendous sound sensitivity for me. Noise from this construction will most certainly adversely impact the quality of my life as well. Attached please find the letter from my Neurosurgeon Dr. Chang at Stanford.

In addition, our son works from home, and due to his attention issues [REDACTED], it is extremely hard for him to focus when there is loud noise in the background as stated in the letter by his PCP.

We have been living in this home for almost 25 years and in the Bay Area for almost 40 years. Our experience here is that human life is valued, which we truly appreciate! Shila mentioned, "Your well-

being and concerns are important to us, and we'll do our best to address them within the scope of our capabilities." We believe in the case of such special medical circumstances, the scope of your capabilities can certainly be expanded.

Attached please find our communication with Ms. Shila Bagley ('email\_exchange.docx'), just for your reference. Also attached is a petition from us and our neighbors for using dust control measures ('1585\_Mallard\_Way\_Construction\_Dust\_Mitigation\_petition.pdf'), something that several of our neighbors are concerned about, in addition to loud noise from the construction. Our doctors' letters are attached with this appeal, and we will soon be sending our PCP's letters as well.

Thanking you for your kind attention.

Sincerely,

Sona Varty and Advait Mogre (parents of a son with multiple documented disabilities who is a client of San Andreas Regional Center)

1572 Mallard Way Sunnyvale

( [REDACTED] )

We support the above appeal.

- Bernita Lee and Stella Lee  
1576 Mallard Way Sunnyvale
- Zhongwan Wang and Haohan Li  
1579 Mallard Way Sunnyvale
- Linda Harvey  
886 Humewick Way Sunnyvale,
- Lorraine and Harlan Crowder  
897 Humewick Way Sunnyvale
- Rui Huang  
1568 Mallard Way Sunnyvale
- Robert Desmet  
1580 Mallard Way
- Wei Cao  
1588 Mallard Way
- Josehp Ehin  
862 Humwick Way



Name: Sona A Varty | [REDACTED] | [REDACTED] PCP: Kevin Peter Scott Wallace, MD

### Letter Details



Department of Neurology and Neurological Sciences  
300 Pasteur Drive  
Stanford, CA 94305  
<http://neurology.stanford.edu>

Neurological Subspecialties

3/5/2024

General Neurology  
Phone: (650) 723-5184  
Fax: (650) 725-7459

RE: Suvarna A Varty  
1572 Mallard Way  
Sunnyvale CA 94087-3541

Epilepsy  
Phone: (650) 725-6648  
Fax: (650) 498-6326

Memory Disorders  
Phone: (650) 723-5184  
Fax: (650) 725-7459

To Whom It May Concern:

Movement Disorders  
Phone: (650) 723-2116  
Fax: (650) 725-7459

This is to verify that Suvarna A Varty (also known as "Sona") has been under my care from February 10, 2009 to present.

Multiple Sclerosis  
Phone: (650) 723-6469  
Fax: (650) 725-0390

Mrs. Varty has a history of Right Vestibular Schwannoma/Acoustic Neuroma, which has resulted in the development of tremendous sound sensitivity.

Neuromuscular Diseases  
Phone: (650) 723-8630  
Fax: (650) 725-7459

Strong, loud noises such as active construction sounds close to her home may lead to severe symptoms, disrupting her quality of life and ability to do activities of daily living.

Neuro-Oncology  
Phone: (650) 725-8630  
Fax: (650) 498-4686

Your help in this matter will be very much appreciated.

Stroke  
Phone: (650) 723-4448  
Fax: (650) 723-4451

Sincerely,

Patient Consultations

New Patients  
Phone: (650) 725-5792  
Fax: (650) 723-6002

Steven D Chang, MD  
Department of Neurosurgery and Cyberknife Services  
Robert C. And Jeanette Powell Professor of Neurosurgery

Return Appointments  
Phone: (650) 498-7551  
Fax: (650) 725-0390

Prescription Refills  
Phone: (650) 723-4720  
Fax: (650) 725-0390

[REDACTED] Suvarna A Varty  
300 Pasteur Drive Stanford, CA 94305  
(650) 723-4000  
[www.stanfordhospital.com](http://www.stanfordhospital.com)  
[Med.stanford.edu/](http://Med.stanford.edu/)



## Menlo Medical Clinic

Cardiology  
1300 Crane Street  
Menlo Park, CA 94025  
Phone: 650-498-6649  
www.menloclinic.com

2/21/2024

RE: Sona A Varty  
1572 Mallard Way  
Sunnyvale CA 94087-3541

To Whom It May Concern:

I am writing on behalf of my patient Suvarna A Varty, who is presently in my care.

Ms. Suvarna A Varty has chronic medical conditions to which I have recommended a regular rigorous workout routine.

Sincerely,

Jeffrey Mark Guardino MD



Name: Aseem V Mogre | [REDACTED] | [REDACTED] | PCP: Kevin Peter Scott Wallace, MD

**Letter Details (Aseem)**



**Stanford**  
**HEALTH CARE**

**STANFORD UNIVERSITY SCHOOL OF MEDICINE**  
DEPARTMENT OF OTOLARYNGOLOGY - HEAD & NECK SURGERY

**KONSTANTINA M. STANKOVIC, MD, Ph.D.**  
CHAIR

801 Welch Road  
8502  
Stanford, CA 94305-5739  
6685

Academic Office (650) 725-6500 Fax (650) 725-

Adult Clinic (650) 723-5281 Fax (650) 725-

Children's Clinic (650) 497-8841 Fax (650) 497-

Cancer Center (650) 498-6000 Fax (650) 723-

**CLINICAL DIVISIONS**

**Facial Plastic Surgery**

SAM P. MOST, MD  
JON-PAUL PEPPER, MD  
SETH J. DAVIS, MD

8839  
2452 Watson Court  
6956  
Palo Alto, CA 94303  
<http://med.stanford.edu/ohns/>

**Head & Neck Surgery**

JOHN B. SUNWOO, MD  
FRED M. BAIK, MD  
VASU DIVI, MD  
CHRIS HOLSINGER, MD  
JULIA E. NOEL, MD  
LISA A. ORLOFF, MD  
DAVUD B. SIRJANI, MD  
HEATHER M. STARMER, MA  
ANDREY FINEGERSH, MD, Ph.D  
DALJIT S. MANN, MD  
KATHERINE C. WAI, MD

900 Blake Wilbur Drive - 3rd floor  
Palo Alto, CA 94304  
  
450 Broadway Avenue - Pavilion B, 2nd floor  
Redwood City, CA 94063  
  
2585 Samaritan Drive  
San Jose, CA 95124

2/23/2024

**Laryngology/Speech Pathology**

EDWARD J. DAMROSE, MD  
ELIZABETH E. DIRENZO, Ph.D  
ANN KEARNEY, CScD, CCC-SLP, BCS-S  
C. KWANG SUNG, MD, MS  
ALDEN F. SMITH, MD

**RE: Aseem V Mogre**  
1572 Mallard Way  
Sunnyvale CA 94087-3541

**Otology & Neurotology**

NIKOLAS H. BLEVINS, MD  
JENNIFER C. ALYONO, MD, MS  
ROBERT K. JACKLER, MD  
LLOYD B. MINOR, MD  
PETER SANTA MARIA, MBBS, Ph.D  
GEORGE W. SHORAGO, MD  
KONSTANTINA M. STANKOVIC, MD, Ph.D  
KRISTEN K. STEENERSON, MD  
PETER J. KULLAR, MBBChir, MA, Ph.D  
LINDSAY S. MOORE, MD

To Whom It May Concern:

This is to verify that Aseem V Mogre has been under my care since 2/1/2023 for his chronic nasal and sinus issues. He underwent sinus surgery on 8/15/2023. Currently, patient still has significant nasal and sinus symptoms, particularly nasal obstruction. His next appointment in our clinic is on 2/26/2024, and another nasal surgery is planned for April 2024.

**Pediatric Otolaryngology**

ALAN G. CHENG, MD  
IRAM N. AHMAD, MD, MME  
KARTHIK BALAKRISHNAN, MD, MPH  
KAY W. CHANG, MD  
KARA D. MEISTER, MD  
DOUGLAS R. SIDELL, MD  
MAI THY TRUONG, MD  
TULIO A. VALDEZ, MD, MSc  
TASEER F. DIN, MBChB  
GRACE S. KIM, MD

We were informed by Aseem's family of a construction project in his neighborhood. Considering Aseem's upper respiratory health, any efforts to mitigate construction dust formation will be greatly appreciated.

**Rhinology/Sinus Surgery**

PETER H. HWANG, MD  
JAYAKAR V. NAYAK, MD, Ph.D  
ZARA M. PATEL, MD  
MICHAEL T. CHANG, MD  
MICHAEL J. YONG, MD, MPH, MBA

Please feel free to contact our clinic if you have questions regarding this letter.

(See Corrected Attachment 11, posted 20240405)

**Comprehensive Otolaryngology**  
UCHECHUKWU C. MEGWALU, MD, MPH Sincerely,  
JENNIFER Y. LEE, MD

**Sleep Surgery**  
ROBSON CAPASSO, MD  
STANLEY Y. LIU, MD, DD.S Peter Hwang, MD  
AHMED A. ALSAYED, MBBS  
VIKRAM PADHYE, MBBS, Ph.D  
THOMAZ FLEURY CURADO, MD, Ph.D

**Audiology/Hearing Devices**  
MATTHEW B. FITZGERALD, Ph.D

**RESEARCH DIVISION**  
ANTHONY J. RICCI, Ph.D  
NICOLAS GRILLET, Ph.D  
STEFAN HELLER, Ph.D  
TERESA NICOLSON, Ph.D  
DAIBHID O MAOILEIDIGH, Ph.D, MS

**AFFILIATED INSTITUTIONS**  
PALO ALTO VA HEALTH CARE SYSTEM  
SANTA CLARA VALLEY MEDICAL  
CENTER

Aseem V Mogre  
[REDACTED]  
Stanford Health Care  
1

[REDACTED]



February 20, 2024

Re: Sona A. Varty

To Whom It May Concern:

Ms. Sona A. Varty has been under my medical care at Stanford Health Care Chest Clinic since 2013.

Ms. Varty has a genetic susceptibility to respiratory infections that causes her to easily develop bronchitis and pneumonias after inhaling air contaminated with dusts and germs including bacteria, viruses and fungi.

Ms. Varty is diligent in performing daily airway clearance therapies to clear the mucus with trapped germs from her lungs. To increase her respiratory capacity, she also engages in vigorous aerobic exercises using the treadmill located outdoors in her garage.

We are concerned about the increased exposure to airborne germs from dust that will certainly occur with digging and construction that is planned to occur across the street from Ms. Varty's home.

We request efforts to mitigate construction dust formation in order to protect Ms. Varty's respiratory health as well as the health of her adult son in the household, who is also vulnerable to respiratory infections.

Thank you for your consideration,

Peter N. Kao, MD, PhD  
Associate Professor of Medicine (Pulmonary)

Chest clinic

Tel (650) 725-7061

FAX (650) 498-6288



## Menlo Medical Clinic

Internal Medicine  
1300 Crane Street  
Menlo Park, CA 94025  
Phone: 650-498-6649  
www.menloclinic.com

3/6/2024

RE: Suvarna A Varty  
1572 Mallard Way  
Sunnyvale CA 94087-3541

To Whom It May Concern:

I am writing on behalf of my patient Suvarna A Varty, who is under my care.

Ms. Suvarna A Varty has a chronic pulmonary condition. I am concerned she may inhale dust from the proposed construction project near her home, which may worsen her breathing issues further.

If you need any further information, please feel free to phone our office and speak with my nurses at (650) 498-6500.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "K. Wallace", written over a horizontal line.

Kevin Peter Scott Wallace, MD



## Menlo Medical Clinic

Internal Medicine  
1300 Crane st  
Menlo Park CA 94025  
Dept Phone: 650-498-6500  
Dept Fax: 650-324-6279  
www.menloclinic.com

03/02/2024

RE: Aseem V Mogre  
[REDACTED]

To Whom It May Concern:

I am writing on behalf of my patient Aseem V Mogre, who is under my care.

Mr. Aseem V Mogre has a chronic pulmonary condition. I am concerned he may inhale dust from the proposed construction project near his home, which may worsen his breathing issues further. In addition, Mr. Mogre has attention issues and has difficulties with maintaining focus with the loud noise in the background

If you need further information, please feel free to phone our office and speak with my nurses at (650) 498-6500.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin Peter Scott Wallace, MD".

Kevin Peter Scott Wallace, MD