

## Life with Lloyd Charton's Neighborhood Calamities

Mr. Charton recently began rehabilitating his home in the Ritz Cove, a very nice coastal neighborhood in Dana Point, CA. Neighbors verify that he was caught with multiple Cal/OSHA safety violations and all progress was stayed until the problems were rectified. According to one of Mr. Charton's neighbors, Cal/OSHA, the City of Dana Point, and the Orange County Sheriffs Department were contacted about the violations. All three agencies apparently responded.

It was also reported that construction workers were making cat calls and inappropriate gestures to the neighbor's wife as she was attempted to leave and enter her home. Additionally, Mr. Charton routinely attempts to harass Mr. Harkey and his family by emailing insulting, threatening, and derogatory personal attacks.

Within the community, there is a set of Covenants, Conditions and Restrictions (CC&Rs) which contractually governs the behaviors of the occupants regarding issues such as quiet enjoyment, unreasonable noises, and bothersome actions.

The CCR's provide for the following:

*Section 7: Quiet Enjoyment- "No Owner shall permit or suffer anything to be done or kept upon such Owner's Lot which will obstruct or interfere with the rights of quiet enjoyment of the other occupants, or annoy them by unreasonable noises or otherwise, nor will any Owner commit or permit any nuisance on the premises or commit or suffer any immoral or illegal act to be committed thereon. Each owner shall comply with all of the requirements of the Board of Health and of all other governmental authorities with respect to said premises, and shall remove all rubbish, trash and garbage from his lot. There shall be no exterior fires whatsoever, except barbeque fires contained within*

*receptacles therefore and fire pits in the enclosed yards designed in such a manner that they do not create a fire hazard. All clothesline, refuse containers, woodpiles, storage boxes bulk material, tools and equipment shall be prohibited from any Lot unless obscured from view by fence or appropriate screen approved by the Architectural control committee provided for herein below.”*

Section 12 (f): *“All garage doors shall remain closed at all times, except as reasonably required for entry to and exit from the garage.”*

While neighbors are taking walks, it has been reported that Mr. Charton makes frequent side glimpses of askance and openly hostile comments designed to insight altercations.

He continually violates CCR's by intentionally leaving his garage door open at his rented home where he has temporarily relocated during construction. Mr. Charton's family and support staff have been notified numerous times by the security gate staff and refused to comply, thereby increasing the risk of neighborhood vandalism, pilferage, and theft.

Intentional, bothersome, and harassing efforts to take uninvited photographs of his neighbors' automobiles is definitely in violation of the community CCR's. It is clearly an act of obstructing or interfering with the occupant's right of quiet enjoyment. Mr. Charton has now been found sneaking around on several separate occasions to photograph Mr. Harkey and other neighbors' automobiles in violation of their right to privacy and in violation of the CCR's, Section 7, “Quiet Enjoyment”, *“no person shall obstruct or interfere with the rights of quiet enjoyment of the other occupants or annoy them by unreasonable noises or otherwise”*.

A small business owner in the car detailing industry has verified that Mr. Charton showed up uninvited in front of a neighbor's home and began taking pictures of various automobiles.

Additionally, Mr. Charton recently chased Mr. Harkey in his automobile on a main traffic corridor bobbing and weaving using both hands to take digital photographs of Mr. Harkey's car. He almost steered into Mr. Harkey's car which would have forced Mr. Harkey into a head on collision with on-coming traffic. Mr. Charton then honked his horn and flashed his camera like a neighborhood bully successfully harassing another neighbor.

As a result of his continuously reckless activities, a police report was filed on November 3, 2009, taken by the Dana Point Sheriffs Department, Deputy Gardner ID#4261, Police Report #09-026908. Additionally, a lawsuit seeking a civil restraining order has been filed in Superior Court to stop his childish nonsense.

Public records also reflect 26 different calls for the Sheriff's intervention concerning the harassing encounters and loud noise by Mr. Charton. He was accused of making "catcalls", appeared to be intoxicated, and shouted obscenities to one of his neighbors, all of which was witnessed by the deputy and became a matter of public record.

## **CONCLUSION:**

The constant neighborhood badgering, harassment, and bullying must cease immediately. Residents of the neighborhood have a contractual and personal right to "Quiet Enjoyment". His harassing tactics are not only prevalent within the neighborhood but now permeate into the areas outside of the neighborhood, endangering additional lives. His reckless abandon and disregard for others on the traffic corridors while driving his car at excessive speeds and dangerous maneuvers could result in tragic consequences, including death to innocent people.