



201510230093

Skagit County Auditor
10/23/2015 Page

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4 3:25PM

\$76.00

After Recording Return to:
Skagit County Planning and Development Services
1800 Continental Place
Mount Vernon WA 98273

Certificate of Non-Compliance

Recorded By: **Skagit County, a political subdivision of the State of Washington**
Skagit County Planning & Development Services
1800 Continental Place
Mount Vernon WA 98273

Property Owner: Carrie Kinsman

Legal Description: CAPE HORN ON THE SKAGIT SUB-DIV 2 LOT 32 BLOCK F

Address of Violation: 7514 Maple Street, Concrete, WA 98237

Assessor's Property No(s): P63206

Code Enforcement Case No: CE15-0004

Skagit County Planning and Development Services has found the property described above in non-compliance with Skagit County Code Title 14 or 15, or both, pursuant to the attached Notice and Order to Abate. The property owner has been notified. This Certificate of Non-Compliance will remain in effect until compliance is achieved and a release is recorded.

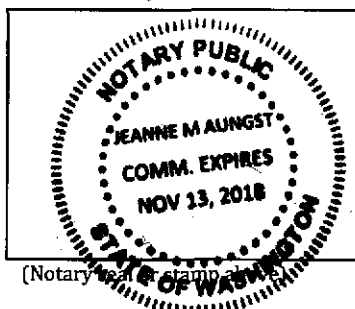
I, Sandra Perkins, hereby certify that the information above is correct to the best of my knowledge.

Sandra Perkins
Code Compliance Officer

10/21/15
Date

I certify that I know or have satisfactory evidence that Sandra Perkins is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged it as the Code Compliance Officer of Skagit County Planning & Development Services to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 10/21/15



Jeanne M Aungst
Signature of Notary Public

Jeanne M Aungst
Printed Name of Notary Public

My appointment expires 11/13/18



Administrative Order to Abate Violation

Planning & Development Services · 1800 Continental Place · Mount Vernon WA 98273
voice 360-336-9410 · www.skagitcounty.net/planning

Case Number
CE15-0004

Property Owner

Name Carrie Kinsman Mailing Address 7514 Maple Street
City Concrete Zip 98237 Phone

Additional Responsible Persons

☒ No additional persons known

Name Mailing Address
City Zip Phone

Site of Violation

☒ Same as Owner Mailing Address

Address City Zip
Parcel No(s) P63206 Zoning Rural Intermediate

Background

The Administrative Official has issued the following findings of fact relating to code violations on your property:

1. On January 18, 2015, July 6, 2015, and July 15, 2015, Requests for Investigation were received by Planning & Development Services. On July 15, 2015, a site visit was conducted.
2. On July 15, 2015, you were sent a contact letter describing violations of Skagit County Code related to recreational vehicles and junk on your property.
3. On August 15, 2015, another site visit was conducted. Three recreational vehicles remain on the property along with over 500 square feet of junk.

Description of Violation(s)

Based on our investigation, the Administrative Official has found you in violation of the following specific provision(s) of Skagit County Code.

Violation 1:

SCC Titles 14 and 15. A recreational vehicle is not considered a dwelling unit and may only be occupied on a temporary basis, which means a period of 180 days or less. Permanent residence in an RV constitutes a violation of Skagit County Code 14.04 (see definition of "Temporary"), 14.16.850(2)(a), and SCC Title 15, IBC.

Violation 2:

SCC 14.16.320. More than one recreational vehicle on a property is considered an RV campground, which is not an allowed use in the Rural Intermediate zoning. A permit for such activity cannot be obtained and therefore constitutes a violation of Skagit County Code.

Violation 3:

SCC 14.04. Junkyard means the use of more than 500 square feet of area of a parcel of land for the sorting, dismantling, or storage of junk. Junk means scrap metals, discarded household appliances, furnishings and fixtures, or unlicensed and/or inoperable vehicles, etc. The zoning of your parcel does not permit or allow junkyards and therefore you are in violation of Skagit County Code for this unpermitted use.

Violation 4:

SCC 14.34.190(4) Your recreational vehicle placed in the floodway is not fully licensed and road ready.

Corrective Action Ordered

You are hereby ordered to take the following action to abate the above violations:

Correction 1:

*Discontinue the continuous use of the recreational vehicle for residential purposes by **October 9, 2015**.*

Correction 2:

*You must remove all but one recreational vehicle by **October 9, 2015**.*

Correction 3:

*Remove all items of junk, as defined by SCC 14.04, to a combined area that is 500 square feet or less in size, by **October 9, 2015**.*

Correction 4:

*Your recreational vehicle placed in the floodway shall meet the following requirements by **October 9, 2015**:*

(a) Be fully licensed and ready for highway use without the requirement for special highway permits, be towable by a regular duty truck without the requirement for special licenses, be on its wheels or jacking system, and have no permanently attached additions.

(b) Shall not be placed in the floodway from November through April of any calendar year.

(i) Exception. Recreational vehicles are allowed to be placed for weekend and holiday use for a period not to exceed 14 days.

Civil Penalties

You are hereby ordered to pay the following civil penalties:

- ☐ \$100 per day, per violation, from date violation occurred until the violation is abated and you have notified the Administrative Official. SCC 14.44.330(2)(a)
- ☐ For flood hazard violation, \$1000 per day per violation from date violation occurred until the violation is abated and you have notified the Administrative Official. SCC 14.44.330(2)(c)
- ☐ For critical areas or drainage violations, the amount of _____ SCC 14.44.330(2)(b)

If you do not take the corrective action described above to abate the violations by the specified deadlines, you will be liable for the following additional civil penalties:

- ☒ **\$100 per day per violation**, until the violations are abated and you have notified the Administrative Official. SCC 14.44.330(2)(a)
- ☒ For flood hazard violation, **\$1,000 per day per violation**. SCC 14.44.330(2)(c)
- ☐ For critical areas or drainage violations, the amount of _____ SCC 14.44.330(2)(b)

Due to a new and separate violation within one year of resolution of prior violation:

- ☐ All penalties normally imposed are doubled. SCC 14.44.330(2)(d)

Disclosures

Voluntary Compliance Agreement. The County and the violator may enter into a binding Voluntary Compliance Agreement to correct the violation by a specified deadline with a reduction or waiver of civil penalties. Contact the Department for more information. SCC 14.44.310.

Reduction in civil penalties. The Administrative Official may reduce a civil penalty if the violator cooperates with efforts to correct the violation. SCC 14.44.330(2)(e).

Failure to comply with this order. If you do not fully comply with this order by the deadlines, Skagit County may do the following:

- Issue supplemental orders to pay accrued civil penalties. SCC 14.44.330(3)(b).
- Refer unpaid civil penalties to a collection agency 30 days after service of this order. Per RCW 19.16.500, Skagit County may add a reasonable fee, payable by the debtor, to the outstanding debt for the collection agency fee incurred or to be incurred. SCC 14.44.330(3)(c).
- Record a certificate of non-compliance against your property, which may make it difficult to sell your property.
- Refer this matter to the Prosecuting Attorney's office for further enforcement action including criminal charges, an injunction, or the collection of civil penalties.
- If you do not fully correct the violation, Skagit County may do the work itself. Any County costs incurred to abate the violation(s) may be charged as a public nuisance lien against your property. A public nuisance lien may violate the terms of your real estate loan and Deed of Trust or Mortgage. It may cause your lender to start foreclosure proceedings against your property. If you have any questions about that, please contact your lender.

Additional Disclosures.

- You may have to pay additional enforcement fees equal to 100% of the cost of the application fees, and 200% of the cost of critical areas fees, for any permits required by code enforcement actions. Resolution R20110111.
- Skagit County may deny any other permits you apply for on the same site until the violation is corrected and payment of any civil penalties is complete. SCC 14.44.360
- If you commit a new and separate violation within a year after the resolution of a prior violation, you may be subject to double the civil penalties normally imposed for such violation. SCC 14.44.330(2)(d).

Effective date. This order is effective upon service. Service is the date of mailing via certified mail. SCC 14.44.220(2)(e) and (3)(b).

Appeal. This order becomes final unless you file an appeal to the Skagit County Hearing Examiner, with the required fees, within 14 days of service. Appeal forms are available from, and must be submitted to Skagit County Planning and Development Services. Appeals are processed as appeals of Level I decisions under Skagit County Code 14.06.110. Failure to appeal may constitute waiver of all rights to appeal the order.

No verbal agreements. The Administrative Official may only rescind or modify this order in writing.

If you have any questions regarding this order, please contact the undersigned at (360) 416-1343.

Issued By

Sandra Perkins
Sandra Perkins, Code Compliance Officer

Date

7/8/15