



201711070043

Skagit County Auditor
11/7/2017 Page

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\$80.00
1:59PM

AFTER RECORDING, RETURN TO:
Skagit County
Planning & Development Services
1800 Continental Place
Mount Vernon, WA 98273-5625

NOTICE AND ACKNOWLEDGEMENT
AIRPORT AND AIRCRAFT OPERATIONS AND NOISE DISCLOSURE
SKAGIT REGIONAL AIRPORT ENVIRONS

Permit Number: BP17-0534

Property I.D. No.: P129953

Assessor Tax No.: 8084-000-005-0000

Property Owner(s): Spire LLC

Property Legal Description: DR 19 DK 12 6.90 ac, LOT 5 OF SIERRA PACIFIC
BINDING SITE PLAN, RECORDED UNDER AF#200911160068, SE1/4 SEC 9 TWP 34
RGE 3.

Property Address/Location: No address assigned/east of McFarland Road, Burlington

Comp Plan/Zoning Designation: Bayview Ridge Heavy Industrial (BR-HI)

NOTICE

The above referenced property is located within the Airport Environs Overlay Zone and is included in a mapped airport-impacted area in the vicinity of the Skagit Regional Airport (and depicted in Exhibits A, B & C, attached hereto). Skagit Regional Airport has been identified in the Skagit County Comprehensive Plan as an Essential Public Facility pursuant to Chapter 36.70A RCW (Washington Growth Management Act). It is the policy of Skagit County to support the continued use of Skagit Regional Airport, including its future accommodation of both increased aircraft traffic and utilization of aircraft of the class, size and category as is now or may hereafter be operationally compatible with the Skagit Regional Airport. The Port of Skagit County, which owns and operates Skagit Regional Airport, claims to have acquired through prescriptive avigation easements the right to operate Skagit Regional Airport with the

attendant impacts of low flying aircraft over, near and upon those properties identified in Exhibit A attached hereto.

The Skagit Regional Airport is an aviation facility and is depicted on the maps attached as Exhibits A, B and C. The property subject to this notice will routinely experience the effects of low flying aircraft. As a result, the subject property will experience aircraft noise, exhaust fumes, vibration, glare and invasion of quiet enjoyment resulting from propeller-driven and jet aircraft. The airport noise contours for the immediate vicinity of the Skagit Regional Airport have been identified for traffic volumes (Exhibit "B") and forecasted future traffic volumes (Exhibit "C"). The contours and the level of noise received by properties in the vicinity of Skagit Regional Airport will change in the future and impacts to property occupants may increase.

More specific information regarding airport operation and aircraft noise can be obtained by calling the Port of Skagit County, Skagit Regional Airport, Operations Office.

This notice conveys actual and constructive knowledge to any person or entity acquiring, obtaining, or holding a real property interest or right of occupancy in or on the subject property.

ACKNOWLEDGEMENT

I, **Spire LLC** the owner or occupant of the referenced property, hereby acknowledge that I have read and understand the NOTICE provided above. I understand that this NOTICE AND ACKNOWLEDGEMENT will be recorded with the Skagit County Auditor.

The Auditor will convey notice of its contents to all persons or entities acquiring or obtaining an interest or right of occupancy in or on the subject property. I have freely executed this ACKNOWLEDGEMENT as a condition of approval for permit/subdivision/binding site plat application number **BP17-0534** as required by SCC 14.16.210(5).

Dated the 1st day of November, 2017.

By [Signature]

Owner

M.D. Emmerson

Printed Name

By _____

Owner

Printed Name

(ACKNOWLEDGEMENT FOR CORPORATE GRANTOR)

STATE OF WASHINGTON)

:ss

COUNTY OF SKAGIT)

On this _____ day of _____, 20____, before me personally appeared _____ and _____ to me known to be the President and Secretary, respectively, of the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

(signature)

(print name)

NOTARY PUBLIC in and for the State of Washington,
residing at _____

My appointment expires: _____

*See
attached
acknowledgment*

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Shasta

On November 1, 2017 before me, Susan E. Witherspoon, Notary Public
(insert name and title of the officer)

personally appeared M.S. Emerson
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~
subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in
his/~~her/their~~ authorized capacity(ies) and that by his/~~her/their~~ signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

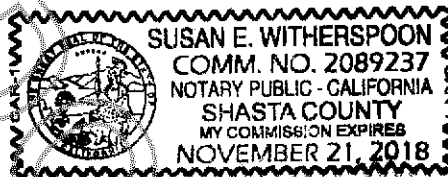
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

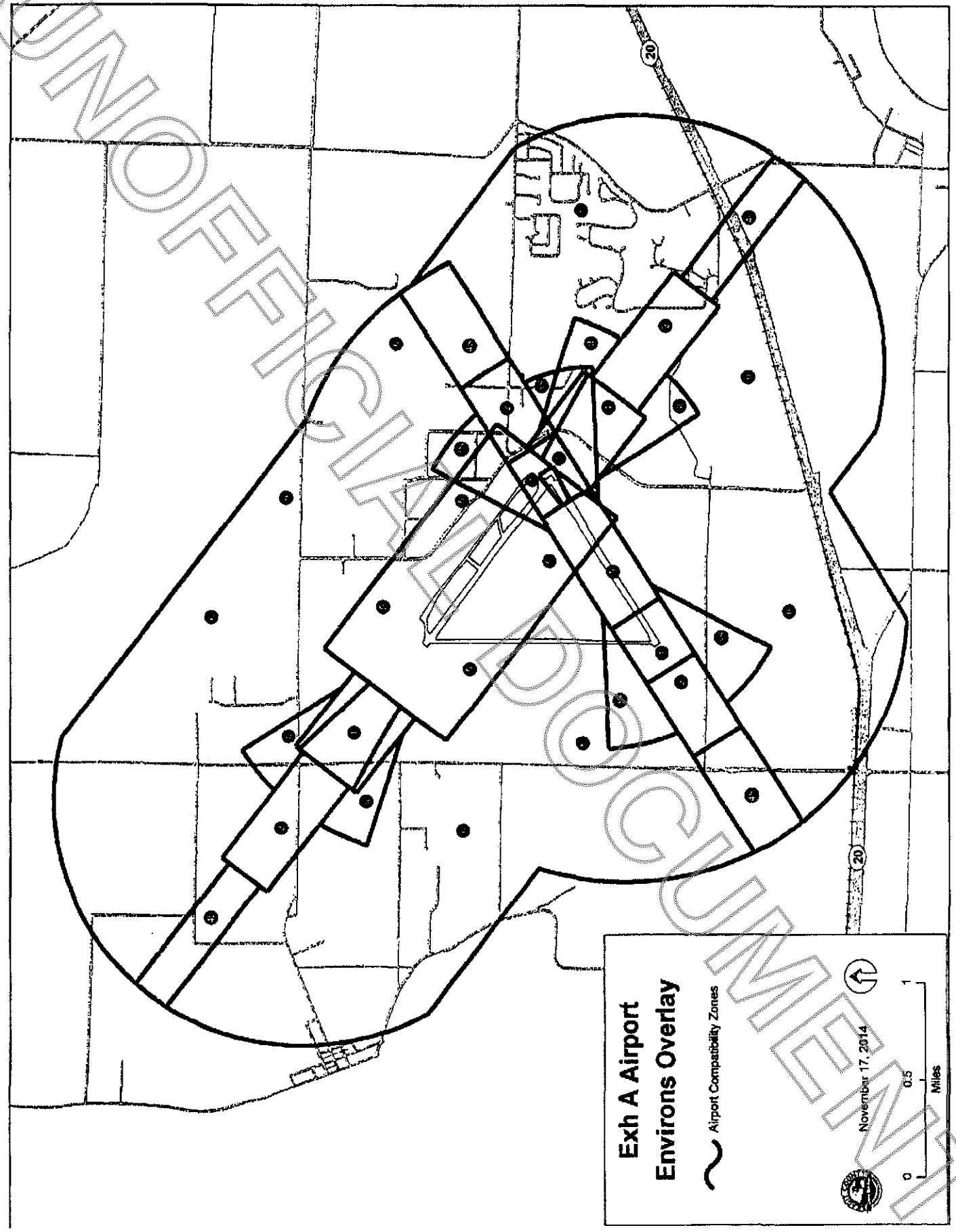
WITNESS my hand and official seal.

Signature

Susan E. Witherspoon

(Seal)






**Exh A Airport
Environs Overlay**

~ Airport Compatibility Zones

0 0.5 1 Miles

November 17, 2014

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UNOFFICIAL DOCUMENT



**Airport Environs Overlay
Exh B Existing Noise Contours**

Existing Noise Contours



November 17, 2014



Miles

UNOFFICIAL DRAFT



**Airport Environs Overlay
Exh C Future Noise Contours**

Future Noise Contours



November 17, 2014

