

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, March 26, 1984

9:00 a.m. Board of Health:

1. Discussion of perceived sewage disposal problems in Similk Beach area identified in letter from local resident.
2. Update on EDB problems in Skagit County private water systems.

10:30 a.m. Public Hearing - Supplemental Budget for the Alcohol Services Fund for Detoxification Services - JoAnn Angevine, Community Services Coordinator.

11:00 a.m. Public Hearing - Amendment to the Skagit County Dog Control Zone Ordinance, Chapter 7.16 Skagit County Code.

11:15 a.m. Discussion - Request for the purchase of a new copy machine - Tom Moser, Prosecuting Attorney.

MISCELLANEOUS ITEMS

1:30 p.m. Planning Department - Robert Schofield, Director:

1. Charles Dodd appeal of Hearing Examiner's decision regarding Special Use Permit #SP-82-010.
2. Sewer Service Extension request of Roy Anderson, 656 Old Highway 99 North, Burlington, Washington 98233.
3. Scheduling of Planning Commission referred items.
4. Miscellaneous items.

MISCELLANEOUS ITEMS

2:30 p.m. Executive Session - personnel and labor negotiations.

The Board of County Commissioners met in regular session on the above noted date. Commissioners Norris and Mansfield were present. Commissioner Rohrer was absent.

BOARD OF HEALTH:

1. Discussion of perceived sewage disposal problems in Similk Beach area identified in letter from local resident.

Tom Karsh, Environmental Health Specialist III, reported that on March 8, 1984, the Health Department and other County offices received a copy of a letter from John A. Stevens with regard to the sewage disposal problem in the Similk Beach area.

Mr. Stevens was present, and stated his surprise that there hadn't been previous objections to this intolerable problem. He stated that most people are probably content to leave things the way they are unless they live in the lower area, as he does. At the time the letter was written, he stated that there was sewage running down the road, and he could not get to his mailbox without driving through it. Also, neighborhood children had to walk through the sewage in order to get to their school bus stops.

Mr. Stevens stated that in his opinion, the sewage district formed took in too large of an area to be efficient. The Similk Beach area needed something done far worse than other areas of the district. He stated that although the majority of the Similk Beach residents voted in favor of an area-wide sewage disposal system, the majority of the other residents in the large sewer district did not, because they didn't need it to the extent that the Similk Beach residents did.

Chairman Norris read the three suggestions that Mr. Stevens had made in his letter:

1. That the roadway ditch be opened up along the east side of Driver Road to County specifications and the sub-standard tile be removed.
2. That lot owners who want driveways or the ditch covered then be required to pay for proper sized tile.
3. That a representative of the County Health Department be present when the ditch is opened up to determine those residents who are deliberately diverting sewage into the roadway ditch, so that corrective action can be taken.

Commissioner Mansfield stated that he was concerned with the third suggestion made by Mr. Stevens regarding deliberately diverting sewage into the ditch. Chairman Norris stated that Mr. Stevens' suggestions seemed reasonable, and the County staff should proceed with them.

Mr. Stevens thanked the Public Works and Health Departments for their immediate response to his letter.

Mr. Karsh stated that he and John Thayer, of the Health Department, were at Mr. Stevens' property last Thursday and observed "suspicious" water running down the road.

He questioned the feasibility of enforcing the upgrading of the septic systems, and stated that it would be cheaper to install an area-wide sewer system. Chairman Norris instructed Mr. Karsh to investigate the problem as Mr. Stevens had suggested.

Commissioner Mansfield agreed with Mr. Karsh that it will take an area-wide solution rather than many individual solutions to totally solve the problem. He suggested that a smaller area of the sewer district should address the area-wide sewer system, rather than the entire district as before.

Mr. Thayer stated that several years ago the County tried to dissolve the large sewer district in order to scale it down to a smaller district. At that particular time (summer), 23 of the 41 septic systems were found to be failing. However, the project was left by the wayside, in the process of attending to other problems.

Chairman Norris outlined the three possibilities as he saw them: improve the existing systems, install a large area-wide sewage disposal system, or install a smaller area-wide sewage disposal system.

Mr. Karsh and the Board thanked Mr. Stevens for being present.

2. Update on EDB problems in Skagit County private water systems.

Ken Willis, Environmental Health Specialist II, reported that the EPA plans to finish the study of the Cockreham Road site soon and will write a report on it. The Health Department conducted further survey work the week of March 19, and will take another set of samples this week, including samples both up-gradient and down-gradient from EDB-treated fields. He also stated that following the completion of the report, the EPA intends to step down from its lead-agency role and will adopt a supportive position. It wants a state agency, preferably DSHS, to assume the lead-agency role, although DSHS has not yet committed itself to this role. Several representatives from DSHS, DOE, the State Department of Agriculture and perhaps Bellingham-Whatcom Health District will meet here on March 27 to discuss the issue.

Commissioner Mansfield motioned to continue the Board of Health until next Monday, April 2, 1984, and place on the Board of Health's agenda the James DePree (Edison Tavern) item, to be discussed only if a full Board is present. Chairman Norris seconded the motion. The motion was carried and so ordered.

Commissioner Mansfield motioned to adjourn the Board of Health. Chairman Norris seconded the motion. The motion was carried and so ordered.

MISCELLANEOUS ITEMS

Robert Taylor, Commissioners' Assistant, presented the following items:

1. Commissioner Mansfield motioned to deny the Taxpayer's Claim for Reduction of Assessments on Destroyed Real or Personal Property for 1985 for Thomas Perkins, 816 Sims Road, Sedro Woolley, Washington 98284, as recommended by the Assessor. Chairman Norris seconded the motion. The motion was carried and so ordered. (#562)
2. The Board received the following Taxpayer's Claims for Reduction of Assessments on Destroyed Real or Personal Property for 1985 as a result of flood damage:
  - a. CalfCo, c/o Kees Hofman, 186 Cruse Road, Sedro Woolley, Washington 98284, in the amount of \$87,270. (#555)
  - b. Ernest and Blanche Albertine, 2552 Minkler Road, Sedro Woolley, Washington 98284, in the amount of \$4,960. (#559)

Commissioner Mansfield motioned to approve the above listed Taxpayer's Claims for Reduction of Assessments on Destroyed Real or Personal Property, as recommended by the Assessor. Chairman Norris seconded the motion. The motion was carried and so ordered.

3. The Board received the following Petitions for Property Tax Refund:
  - a. Edgar J. Gill, 237 Hazel, Burlington, Washington 98233, in the amount of \$211.10 for senior citizen exemption. (Petition #844441)
  - b. John F. Rodgers, 435 3rd Street, Dewey Beach, Anacortes, Washington 98221, in the amount of \$149.25 for senior citizen exemption. (Petition #844357)
  - c. Evelyn M. Franis, 431 Widnor Drive, Mount Vernon, Washington 98273, in the amount of \$37.60 for senior citizen exemption. (Petition #844367)
  - d. Milo Sexton, 446A Highway 9, Sedro Woolley, Washington 98284, in the amount of \$453.20 for senior citizen exemption. (Petition #844327)
  - e. Raymond E. Arnold, 4345 Sauk Valley Road, Concrete, Washington 98237, in the amount of \$344.11 for senior citizen exemption. (Petition #844260)

f. Chugar Inn Tavern, 1319 34th, Anacortes, Washington 98221, in the amount of \$21.24 because the business was closed in 1982.

Commissioner Mansfield motioned to approve the above listed Petitions for Property Tax Refund. Commissioner Norris seconded the motion. The motion was carried and so ordered.

4. The Board approved for signature only the resolution appointing Linda Laughlin, 1930 Swan Road, Mount Vernon, Washington 98273, to serve on the Alcohol Administrative Board effective March 12, 1984, with said term to expire March 11, 1987. (Resolution #9997)
5. Commissioner Mansfield motioned to approve the Record of the Proceedings for Monday, March 12, 1984. Chairman Norris seconded the motion. The motion was carried and so ordered.

Public Hearing - Supplemental Budget for the Alcohol Services Fund for Detoxification Services - JoAnn Angevine, Community Services Coordinator.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-Officio Clerk of the Board, read the Notice of Public Hearing, as published in the Skagit Valley Herald on March 16 and 23, 1984.

JoAnn Angevine, Community Services Coordinator, explained that \$50,000 needed to be added to the Alcoholism Fund as a result of supplemental state funds for Alcoholism Services which are now available.

Duane Kline, Budget and Finance Director, stated that he had no problem with authorizing this supplemental budget change.

Archie Thomas, 429 Warner, Sedro Woolley, stated that he was opposed to authorizing money from the County budget to pay for the detoxification of alcoholics. He felt that unless an alcoholic wants to quit drinking, nothing will make him stop. The alcoholics should pay for their own care, he continued.

Chairman Norris stated that the alcoholics are paying for a portion of their care with the DWI fines, but many don't have the money to pay for their own detoxification.

JoAnn Angevine stated that this money is only for indigent individuals who can't pay their own way. The cost of treatment at Olympic Treatment Center in Bellingham will be a small fraction of the cost of putting them up in local hospitals.

Commissioner Mansfield motioned to close the public hearing. Chairman Norris seconded the motion. The motion was carried and so ordered.

Commissioner Mansfield motioned to approve the resolution authorizing a supplement to the budget for detoxification services in the amount of

\$50,000. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #9998)

MISCELLANEOUS ITEMS

Robert Taylor, Commissioners' Assistant, presented the following items:

1. Commissioner Mansfield motioned to approve the resolution appointing Sue Roberts, 1115 Victoria, Burlington, Washington 98233, to the Alcohol Administrative Board effective April 1, 1984, with said term to expire March 31, 1987. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #9999)
2. Commissioner Mansfield motioned to approve the resolution appointing Dr. Charles A. Ver Straten, 3903 Apache Drive, Mount Vernon, Washington 98273, to the Alcohol Administrative Board effective April 1, 1984, with said term to expire March 31, 1987. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10000)
3. Commissioner Mansfield motioned to approve the resolution appointing Joyce Zeigen, 116 North 8th, Mount Vernon, Washington 98273, to the Developmental Disabilities Administrative Board effective April 1, 1984, with said term to expire March 31, 1987. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10001)

Public Hearing - Amendment to the Skagit County Dog Control Zone Ordinance, Chapter 7.16 Skagit County Code.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-Officio Clerk of the Board, read the Notice of Public Hearing, as published in the Skagit Valley Herald on March 9 and 16, 1984.

Chairman Norris stated that this amendment to the Skagit County Dog Control Zone Ordinance was to correct a typographical error, namely to change "incorporated areas of Skagit County" to "unincorporated areas of Skagit County."

Commissioner Norris asked if there was anyone present who wanted to speak for or against this amendment. No one responded.

Commissioner Mansfield motioned to close the public hearing. Commissioner Norris seconded the motion. The motion was carried and so ordered.

Commissioner Mansfield motioned to sign and approve the resolution amending the Skagit County Dog Control Zone Ordinance. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10002)

Discussion - Request for the purchase of a new copy machine - Tom Moser, Prosecuting Attorney.

Chairman Norris stated that he had read the letter from the Prosecuting Attorney's Office stating their need for a new copy machine. He said the Board did not question the need, but suggested reviewing the matter again in six months after more requests for unanticipated expenses were received. It was noted that the Prosecutor's old copy machine could be passed on to some department who could use it with less frequency and thus preserve the life of the copier.

MISCELLANEOUS ITEMS

1. Roger Howard, of the Public Works Department, reported that they had previously received proposals to fix the handrails in the new jail from Anchor Machine & Manufacturing, Cle-Mar Manufacturing, and Calbuilt Products, Inc. Since Anchor Machine & Manufacturing submitted the lowest proposal, they were contracted to do the work. Since that time, they found the project required more work than they originally anticipated and they have asked that either they be paid more for their work or be allowed to back out of the contract altogether.

Mr. Howard stated that he has discussed this matter with the second lowest bidder, Cle-Mar Manufacturing, and they also feel they could not provide the work for their proposed price. Both Anchor Machine & Manufacturing and Cle-Mar Manufacturing have agreed to let Calbuilt Products, Inc. do the work, since Calbuilt Products, Inc., still feels comfortable with its proposed price, and feels it can accomplish the work within one week.

The Board approved for signature a letter to Calbuilt Products, Inc., accepting their proposal for the modification of handrails in the Skagit County Public Safety Building.

2. The Board approved for signature a letter in support of HR 3020, which would amend the 1984 Small Business Administration's Appropriation Bill and require the SBA to implement their loan program for the "El Nino" event.

PLANNING DEPARTMENT - Robert Schofield, Director:

1. Charles Dodd appeal of Hearing Examiner's decision regarding Special Use Permit #SP-82-010.

Robert Schofield, Director of the Planning Department, noted that the Board had received a Notice of Appeal from William H. Nielsen, attorney for Charles and Connie Dodd. He suggested that the Board continue this matter for two weeks to allow Mr. Nielsen preparation time.

Commissioner Mansfield motioned to continue the appeal by Mr. and Mrs. Dodd for two weeks. Chairman Norris seconded the motion. The motion was carried and so ordered.

2. Sewer Service Extension request of Roy Anderson, 656 Old Highway 99 North, Burlington, Washington 98233.

Otto Walberg, of the Planning Department, reported that Charles P. Smyth, septic system designer, had inspected the soils at 656 Old Highway 99 North, Burlington, and found that there was not adequate soil to support a septic system for Mr. Anderson's proposed flea market. Mr. Smyth recommended that Mr. Anderson hook up to the sewer line which goes by his property. Mr. Walberg said Tom Karsh, Environmental Health Specialist III, recommended connecting to the public sewer. Both Mr. Anderson and Mr. Smyth were present.

Commissioner Mansfield motioned to adopt the resolution approving Roy Anderson's sewer service extension request. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10003)

3. Scheduling of Planning Commission referred items.

Robert Schofield, Director of the Planning Department, presented a list of items to be included on the agenda to be heard by the Board. Robert Taylor, Commissioners' Assistant, set Monday, April 2, 1984, at 2:00 p.m., as the date and time for the Planning Commission referred items to be heard.

4. Miscellaneous items.

- a. Robert Schofield presented to the Board copies of the criteria to be used in the staff review of Timber Open Space Applications in 1984. He stated that the idea behind the Open Space program is for the property owner to take some of the money he is saving on taxes and use it to enhance the property.
- b. Robert Schofield reported that the Department of Game has proven by deed that they own the tidelands that Ida Mae Wolfe of Clam Shacks of America wanted to lease.
- c. Robert Schofield presented a request from Skagit County Fire District #5 (Edison area) for a waiver of the rezone fees. The Board granted approval to waive the fees.
- d. Steve Wood of the Permit Center reported that his department put a stop work order on a mobile home located near Childs Creek, where flooding recently occurred. Don Nelson, Flood Control Engineer, wrote a letter after inspecting the property giving his opinion that this location was very inappropriate for a mobile home, since the creeks are unstable.



Chairman Norris stated that the County staff should try to work with the people. Mr. Wood stated that there may be another more suitable site on the property for locating a home.

- e. Robert Schofield stated that the proposal period for preparation of an EIS for the Cypress Island project closed last week. His staff is busy evaluating the proposals. He stated that he would like to present their decision to the Board for approval because of the magnitude of the project.
- f. Robert Schofield presented copies of a letter from the Department of Ecology in answer to his question of whether Gages Slough should be included in the County's Shoreline Management Master Program. DOE stated in their letter that at the present time, Gages Slough should not be included because DOE is currently questioning some of FEMA's base flood elevations. The letter stated that it is conceivable that the federal agency may in the future decide the slough is a floodway, and at such a time Gages Slough would automatically become subject to the Shoreline Management Act. Based on the letter from DOE, the County will wait until DOE makes further conclusions regarding the slough.

#### MISCELLANEOUS ITEMS

Robert Taylor, Commissioners' Assistant, presented the following items:

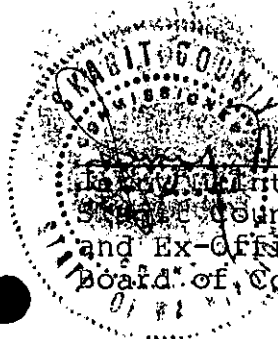
1. The Board approved for signature the one-year Sheriff's Department contract. This settlement is consistent with the three previously settled contracts.
2. Commissioner Mansfield motioned to approve Warrants #56152 through #56272 in the amount of \$185,036.15. Chairman Norris seconded the motion. The motion was carried and so ordered. (P/R6)
3. Commissioner Mansfield motioned to approve Warrants #34373 through #34411 in the amount of \$22,859.08. Chairman Norris seconded the motion. The motion was carried and so ordered. (R-10)

ADJOURNMENT

Commissioner Mansfield motioned to adjourn the proceedings. Chairman Norris seconded the motion. The motion was carried and so ordered.

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

ATTEST:



*[Signature]*  
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L. J. Anturff  
Skagit County Auditor  
and Ex-Officio Clerk of the  
Board of County Commissioners

*[Signature]*  
\_\_\_\_\_  
Bud Norris, Chairman

*[Signature]*  
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Jerry Mansfield, Commissioner

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Dave Rohrer, Commissioner