

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, February 25, 1985

Flag Salute

9:00 a.m. Board of Health:

1. Introduction of New Permit Center Environmental Health Specialist, George Ridgeway.
2. Discussion of Proposed Legislation of Public Health Concern.

MISCELLANEOUS ITEMS

10:00 a.m. Discussion - Designation of EDASC as the "Associate Development Organization" with "Team Washington."

11:00 a.m. Executive Session - Litigation, Labor Negotiations and Personnel.

1:30 p.m. Public Hearing - Special Use Request #SP-84-033 of Draper Valley Farms to Construct a 40-foot by 80-foot Building for Maintenance and Storage of Farm Equipment.

The Skagit County Board of Commissioners met in regular session on Monday, February 25, 1985, with Commissioners Vaux, Walberg and Rohrer present.

BOARD OF HEALTH:

1. Introduction of New Permit Center Environmental Health Specialist, George Ridgeway.

Tom Karsh, Environmental Health Specialist III, introduced George Ridgeway to the Board. He explained that Mr. Ridgeway will primarily perform field work for the on-site sewage program, including the investigation of complaints.

2. Discussion of Proposed Legislation of Public Health Concern.

John Thayer, Environmental Health Specialist III, informed the Board of the following list of proposed legislation:

- a. Senate Bill 4308: This bill proposes to transfer to the Department of Ecology (DOE) portions of the Department of Social and Health Services' (DSHS) Division of Health, including the Office of Environmental Health Programs (water supply, liquid waste and radiation), Epidemiology and Laboratory Services. Mr. Thayer explained that the Health Department would prefer to work with DSHS on these matters, and is therefore opposed to the bill.

The Board stated that they would approve for signature a letter opposing this bill also.

- b. Senate Bill 3498: This bill would update 1957 statutes governing public and semi-public swimming pools, allowing local health jurisdictions to address safety, sanitation and water quality concerns for the variety of water contact facilities (water slides, wave pools, spas, hot tubs and similar operations) present in 1985. Both the Health Department and the Board agreed that this legislation should be supported.
- c. Senate Bill 3613: This bill recognizes that specific food additives used by retail food establishments to maintain prolonged freshness of green salad and potatoes cause a substantial allergic reaction in some people. The legislation proposes that retail food establishments notify the consumer should they use these additives. Mr. Thayer stated that the restaurant industry, DSHS, food processors and local health agencies have pointed out many problems with this bill, so it will probably be rewritten prior to any action.
- d. House Bill 62: This bill would place further restrictions on smoking in public places, including food service establishments. Mr. Thayer informed the Board that presently only restaurants having over 75 seats are required to have designated smoking and non-smoking areas. Mr. Thayer stated that the chances of passage do not appear favorable for this bill.

Commissioner Rohrer and Walberg agreed that they did not want to force all restaurants to have designated smoking areas.

Chairman Vaux felt the restaurants are currently doing fairly well on their own in providing designated areas.

#### MISCELLANEOUS ITEMS

The following miscellaneous items were addressed:

1. The Board approved for signature a letter to the Northwest Regional Council Area Agency on Aging, requesting their financial assistance of \$1,236.25 to purchase a commercial freezer to replace the nonrepairable freezer at the Mount Vernon Senior Center. Jon Aarstad, Director of the Parks, Recreation and Senior Services Department, informed the Board that a 50 percent match of funds will be provided by the United Way through the Nutrition Program.

Commissioner Walberg noted that there might be a large unused freezer in the jail, and advised Mr. Aarstad to check into the matter prior to purchasing the used freezer.

2. The Board approved for signature an application to ACTION for a \$3,011 supplemental grant for the Retired Senior Volunteers Program. Jon Aarstad, Director of the Parks, Recreation and Senior Services Department explained that these funds, if granted, would enable the Department to continue to expand the recruitment and placement of retired senior volunteers.
3. Chairman Vaux announced that Washington Federal Savings and Loan Association, the seller of the G. O. Moen Building, has agreed to put funds for painting of the building into an escrow account.

Jon Aarstad stated that the Parks, Recreation and Senior Services Department hopes to be moved into their new offices by the end of next week, if not sooner.

DISCUSSION - DESIGNATION OF EDASC AS THE "ASSOCIATE DEVELOPMENT ORGANIZATION" WITH "TEAM WASHINGTON."

Susan Mortensen, Executive Director of the Economic Development Association of Skagit County (EDASC), was present to inform the Board on the Washington Plan for Economic Development. She explained that the plan would involve restructuring of the State of Washington Department of Commerce & Economic Development, create an Economic Development Cabinet, call for comprehensive statewide analysis, and establish a "Team Washington" to market the state as a place to invest, site and expand, among other tasks. She requested that the Board designate EDASC as the "Associate Development Organization" (ADO) with "Team Washington." A grant would be provided by the state for operation of the ADO on a 100 percent match basis.

John Piazza, President, Robert Robertson, Membership Committee Chairman, and Fred Martin, Secretary of EDASC, were also present. They spoke regarding the advantages of being affiliated with "Team Washington."

Ms. Mortensen stated that they are still working on the interlocal agreement between Skagit Council of Governments and EDASC.

Bob Schofield asked what their plans were for provision of the match money needed.

Ms. Mortensen stated that the private sector membership would provide those funds.

The Board agreed to adopt a resolution designating EDASC as the Associate Development Organization, including in the resolution the Interlocal Agreement with the Skagit Council of Governments.

The Board was invited to join a bus leaving at 8:00 a.m., Wednesday, for the Expo 86 site.

MISCELLANEOUS ITEMS

Robert Taylor, Administrative Officer, presented the following miscellaneous items:

1. Commissioner Walberg motioned to schedule several Planning Commission referred items for 11:00 a.m., Monday, March 11, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously.
2. The Board approved for signature the Appointment and Oath of Office of Karen Staffanson as Deputy County Auditor.
3. As recommended by the Assessor and Treasurer, Commissioner Walberg motioned to approve the Petition for Property Tax Refund for Gerry M. Wallrath, 1216 15th, Anacortes, Washington 98221, in the amount of \$36.05, because of senior citizen exemption. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (#850139)
4. As recommended by the Assessor and Treasurer, Commissioner Walberg motioned to approve a Petition for Property Tax Refund for Ulbe Dykers and H. Chapin, 1321 McLean Road, Mount Vernon, Washington 98273, in the amount of \$305.03, because of senior citizen exemption. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (#850112)

PUBLIC HEARING - SPECIAL USE REQUEST #SP-84-033 OF DRAPER VALLEY FARMS TO CONSTRUCT A 40-FOOT BY 80-FOOT BUILDING FOR MAINTENANCE AND STORAGE OF FARM EQUIPMENT.

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 February 1, 1985.

Grace Roeder, of the Permit Center, presented photos and site plans for the Board's review. She also entered into the record the Permit Center's staff findings and Hearing Examiner's decision and findings from the original hearing. Ms. Roeder read the Permit Center's findings and recommendation that Special Use Request #SP-84-033 be approved, subject to six conditions. It was noted that the Public Works Department had requested that the applicant participate in a Road Improvement District, should the Special Use Request be approved.

Ms. Roeder entered the following items of correspondence into the record:

1. Letter from Skagit County Health Department approving the proposed method of handling their waste water.
2. Letter from Dr. Henry Brandt, Consulting Avian Pathologist, HB-Laboratory (Poultry Health - Q.A., Consulting Service), 15500 Lake Road, Hickman, California 95323, in which he stated the need for

locating such a cleaning and maintenance facility away from the other facilities.

3. Two letters from Leo J. Hughes, 1744 Blodgett Road, Mount Vernon, Washington 98273, expressing opposition to the proposed facility.
4. Letter from Ken Slater, 1751, Blodgett Road, Mount Vernon, Washington 98273, expressing opposition to the proposed facility. Mr. Slater later called to withdraw his letter, because he was in favor of the proposed facility, following a discussion with Draper Valley Farms.
5. Letter from Mr. and Mrs. Orville Marles, 1764 Blodgett Road, Mount Vernon, Washington 98273, expressing opposition to the proposed facility.
6. Letter from Joe and Clara Soler, expressing opposition to the proposed facility.
7. Letter from Herb Waltner, Chairman of Drainage District #17, stating he had no objection to the proposed facility.

Earl Angevine, attorney for Draper Valley Farms, introduced Jim Calhoun, Field Manager of Draper Valley Farms, who explained the use of the proposed facility. He stated that Draper Valley Farms owns and operates hatching, growing, and processing facilities, as well as manufactures feed for the company's own poultry needs. The company also uses contract growers for additional chickens. Draper Valley Farms contracts Jim's Hauling to transport, as they do not have their own trucking fleet.

Mr. Calhoun explained their need to locate the cleaning and maintenance facility away from their other facilities in order to eliminate the spread of poultry-related diseases. He listed the items of equipment which would be cleaned and maintained at the proposed facility. He also stated that supplies and spare parts would be stored at the proposed facility.

Commissioner Walberg questioned why this facility could not be located at the processing plant, since the chickens were slaughtered there.

Mr. Calhoun stated that the diseases could be spread from those chickens to equipment and then back out to the farms.

Mr. Angevine read a portion of Dr. Brandt's letter further explaining why the facility could not be located at the processing plant. Mr. Angevine addressed the ten concerns expressed by Joe Soler, President of the South Mount Vernon Neighborhood Association, at the previous public meeting. He stated that there will not be an excessive number of flies because chicken manure is not being spread, as it would be if the property were cultivated and farmed. He presented the Board with copies of Skagit County Code Chapter 14.04.030 defining "agriculture" and Chapter 14.04.110 listing permitted uses of agricultural lands. He stated he did not agree with Robert Schofield, Hearing Examiner, that granting of

this Special Use Request would constitute a mini-rezone. He also made the following points:

1. Draper Valley Farms has demonstrated a need for this Special Use Request.
2. This would be an agricultural use in an Agricultural Zone.
3. No adverse impacts have been demonstrated.
4. Therefore, because of the first three items, there should be no question but that the Special Use Request should be granted.

Joe Soler, President of the South Mount Vernon Neighborhood Association, read portions of the Skagit County Code, including Ordinance #10224 which amended the Code to define "accessory use." He pointed out that Skagit County Code Chapter 14.04.030 states that the accessory building must be located on the same parcel as the main facilities. Mr. Soler stated that he felt it would be cheaper for Draper Valley Farms to located this facility on presently owned property. He recommended that the Board support the Hearing Examiner's decision to deny the Special Use Request.

Virginia Darvill, 1819 Hickox Road, Mount Vernon, stated that she had circulated a petition opposing the commercial development around the neighborhood. She felt the domino theory applied: once one commercial use was allowed, more would follow. She stated that the purpose of Agricultural Zoning was to produce agriculture.

Ray Jones, 3302 Heart Lake Road, Anacortes, stated that he owns property on the Burkland Road and Hickox Road. He was concerned with additional drainage filling a deep swale which goes through his property.

In answer to a question from Mr. Jones, Mr. Calhoun stated that Draper Valley Farms would not use steam, but only cold water in the facility.

Clara Soler read her comments opposing the request. She was concerned with drainage and the preservation of farmlands.

Mr. Angevine stated that only approximately 180 gallons of water per week would be used in the facility to clean equipment. He again pointed out that this was not a rezone, because it would be an agricultural use in an Agricultural Zone.

Mr. Soler was concerned that the facility might expand in the future to use more than only 180 gallons of water per week.

Mr. Angevine stated that Draper Valley Farms could comply with the conditions previously suggested by the Permit Center.

Commissioner Rohrer stated that he had been contacted by Joe Soler and had discussed the proposal with him.

Mr. Angevine stated that they had no objection to that discussion between Mr. Soler and Commissioner Rohrer.

Commissioner Walberg motioned to close the public hearing. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

In answer to a question from Commissioner Walberg, Grace Roeder stated that a short plat of the property has not been submitted to the County at this time.


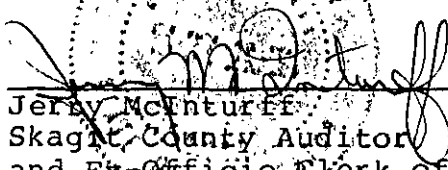
Commissioner Walberg motioned to continue deliberation of Special Use Request #SP-84-033 of Draper Valley Farms until 1:30 p.m., Tuesday, February 26, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

ADJOURNMENT

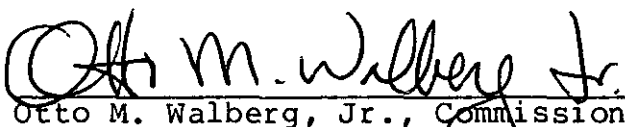
Commissioner Rohrer motioned to adjourn the proceedings. Commissioner Walberg seconded the motion. The motion was carried unanimously.

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

ATTEST:

  
  
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Jerry McInturff  
Skagit County Auditor  
and Ex-Officio Clerk of the  
Board of County Commissioners

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W. W. Vaux, Chairman

  
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Otto M. Walberg, Jr., Commissioner

  
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Dave Rohrer, Commissioner