

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, April 22, 1985

Flag Salute

9:00 a.m. Board of Health:

1. Request of Larry Yeoman to allow time extension for installation of a sewage system for his property at 1813 Parson Creek Road.
2. Work load versus staffing in the Environmental Health Section of the Skagit County Health Department.

10:00 a.m. Executive Session - Personnel and Labor Negotiations.

- 11:00 a.m.
1. Proclamation - Recognizing RSVP.
 2. Resolution - Increasing Advance Travel Expense Fund.
 3. Resolutions - Budget Line Item Changes:
 - a. Parks, Recreation and Senior Services
 - b. Revenue Sharing Funds
 - c. Sheriff's Office
 4. Resolution - Call for Public Hearing on Supplemental Budget for the Current Expense Fund - Prosecuting Attorney's Office.
 5. Resolution - Call for Public Hearing on Supplemental Budget for the Parks, Recreation and Senior Services Fund - Park Activities.
 6. Resolution - Call for Public Hearing on Supplemental Budget for Parks, Recreation and Senior Services - Aging Supervision and Information and Assistance.
 7. Resolution - Call for Public Hearing on Supplemental Budget for Parks, Recreation and Senior Services - Nutrition.

MISCELLANEOUS ITEMS

1:30 p.m. Planning Commission Referred Items:

1. H. L. and D. C. Pierson Contract Rezone #R-77-002 Modification Request.
2. Wilfrid Dow Timber Open Space Request #1-85.
3. Landry Corkery Timber Open Space Request #14-85.
4. Edwin Rhodes Timber Open Space Request #19-85.
5. James Sullivan Open Space Request #24-85.
6. Edgar Fox Timber Open Space Request #4-85.
7. Doug Coxson Timber Open Space Request #43-85.

The Skagit County Board of Commissioners met in regular session on Monday, April 22, 1985, with Commissioners Vaux, Walberg and Rohrer present.

BOARD OF HEALTH:

1. Request of Larry Yeoman to allow time extension for installation of a sewage system for his property at 1813 Parson Creek Road.

Tom Karsh, Health Unit Manager, Permit Center, presented photos of the site. He stated that Mr. Yeoman was requesting a 90- to 120-day extension of time to come into compliance with State and County regulations for a sewage system. The Board was informed that due to financial difficulties, Mr. Yeoman and his family are presently living in a mobile home on the property at 1813 Parson Creek Road without a well or approved sewage system. Mr. Karsh reviewed the summary of events leading to this hearing, as listed in the staff report.

Mr. Karsh stated that the situation at 1813 Parson Creek Road is presently a low risk to the general public. On this basis, the staff recommendation was to approve the appeal and allow Mr. Yeoman until July 15, 1985, to complete installation and obtain Health Officer approval of the entire onsite sewage system, subject to three conditions.

In answer to a question from Commissioner Rohrer, Mr. Yeoman stated that he has been living on the property for approximately three years without a sewage system.

Mr. Karsh pointed out that the County became aware of this situation due to a complaint. Discussion followed.

Mrs. Barbara Bartlett, 1811 Parson Creek Road, stated that she and her husband live west of the Yeoman property. She presented the Board with a letter they had received anonymously, which showed she had made numerous complaints prior to the Permit Center's recorded complaints in the summary of events. She also submitted photos of the mobile home which was located on the Yeoman property prior to the more recently located mobile home.

Mr. Yeoman stated that he had a chemical toilet for approximately one year.

Mrs. Bartlett read portions of Mr. Yeoman's letter of request to the County. She asked how Mr. Yeoman could afford to purchase the property and a new mobile home if he couldn't afford the expense of a \$1,200 to \$1,500 sewage system.

Tom Karsh pointed out that if the Board chose to deny the requested time extension, the Prosecuting Attorney would review the situation and determine if it should go to the courts for further action.

Mrs. Bartlett presented a letter from the Soil Conservation Service in which it was noted that the Bartlett property would be adversely affected as a result of the fill material placed by Mr. Yeoman on his property. Mrs. Bartlett noted that the drainage from Mr. Yeoman's property is traveling in the direction of their well. She submitted results of tests performed on their well, and noted that their 20-foot well was located in 1978.

John Thayer, Environmental Health Specialist III, stated that such a shallow well would pick up contaminants from surface water.

Mr. Yeoman stated that Lou Ankney, of Northwest Septic, had been on the site approximately six months ago.

Mrs. Bartlett felt there were actually three related problems: water, sewer and drainage.

Mr. Bartlett stated that they have been hauling in their water since this situation occurred because their water has a strange taste.

Mrs. Bartlett expressed concern with the proposed location of Mr. Yeoman's sewage system.

The Board instructed the Health Department to reevaluate the site.

Commissioner Rohrer motioned to approve the appeal and allow Mr. Yeoman until July 15, 1985, to complete installation and obtain Health Officer approval of the entire onsite sewage system, provided:

1. Mr. Yeoman takes immediate steps to prevent access of children and animals to any ponding wastewater. Health Officer to confirm.
2. Mr. Yeoman agrees to use minimum amount of water in mobile home and will not connect mobile home to a water supply until sewage system is installed and approved.
3. Mr. Yeoman agrees to sign, have notarized, and record in County Auditor's Office an agreement approved by the Health Officer which (a) acknowledges violations and (b) states his promise to complete installation and obtain Health Officer approval by July 15, 1985.

Commissioner Walberg seconded the motion, but made it clear to Mr. Yeoman that if the system is not properly installed by July 15, 1985, he will be forced to leave. The motion was carried unanimously.

2. Work load versus staffing in the Environmental Health Section of the Skagit County Health Department.

Due to the interest of time, this item was postponed until a later date.

1. PROCLAMATION - RECOGNIZING RSVP.

Tim Holloran, Supervisor of Senior Services, introduced Dot Schleef, RSVP (Retired Senior Volunteer Program) Coordinator. Ms. Schleef informed the Board that Skagit County has approximately 400 retired senior volunteers. She invited the Board to attend RSVP's 11th Annual Recognition Event on Thursday, May 2, 1985. Ms. Schleef introduced Stan Sygitowicz, Thelma Curry, Herschel Curry, Mona Apenes, Marie Belcher and Doris Masonholder, who each spoke about the volunteer services they perform.

Chairman Vaux read the proclamation designating May 2, 1985, as Retired Senior Volunteer Day for the purpose of recognizing the senior volunteers for their outstanding contribution to the quality of community life in Skagit County and for expressing our appreciation to them. The Board approved the proclamation for signature.

2. RESOLUTION - INCREASING ADVANCE TRAVEL EXPENSE FUND.

Commissioner Rohrer motioned to adopt the resolution increasing the Advance Travel Expense Fund from \$3,000 to \$5,000, due to the need for additional funds to meet all requests from County employees and officials. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10440)

3. RESOLUTIONS - BUDGET LINE ITEM CHANGES:

a. Parks, Recreation and Senior Services

Mike Woodmansee, Budget and Finance Director, explained that the Director of the Parks, Recreation and Senior Services Department had requested a series of minor budget line item changes within the Nutrition Program budget in order for the County's Nutrition budget to coincide with the Nutrition Program budget approved through the Northwest Regional Council.

Commissioner Rohrer motioned to adopt the resolution authorizing the transfer of budget appropriations within the Nutrition Program to accomplish this. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10441)

b. Revenue Sharing Funds

Mike Woodmansee explained that this resolution would transfer appropriations from the Commissioners' Reserve in order to provide for adequate repair and maintenance of Skagit County park facilities.

Commissioner Walberg motioned to adopt the resolution authorizing a transfer of budget appropriations in the amount of \$9,800 to provide for adequate repair and maintenance of Skagit County park facilities.

Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10442)

c. Sheriff's Office

Mike Woodmansee explained that the Skagit County Sheriff had requested a budget line item change within the personnel benefits portion of his budget in order to provide for anticipated expenditures during 1985.

Commissioner Walberg motioned to adopt the resolution authorizing the transfer of \$345 to accomplish the intended. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10443)

4. RESOLUTION - CALL FOR PUBLIC HEARING ON SUPPLEMENTAL BUDGET FOR THE CURRENT EXPENSE FUND - PROSECUTING ATTORNEY'S OFFICE.

Mike Woodmansee explained that the Prosecuting Attorney's Office will receive additional funding to pay for costs in connection with reciprocal enforcement of support acts paternity cases, and this funding needs to be included in and accounted for in the budget.

Commissioner Rohrer motioned to adopt the resolution authorizing the Skagit County Auditor to issue a Notice of Public Hearing for the purpose of determining whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$2,100 for the Prosecuting Attorney's Office in the Current Expense Fund. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10444)

The public hearing is scheduled for 1:30 p.m., Wednesday, May 1, 1985.

5. RESOLUTION - CALL FOR PUBLIC HEARING ON SUPPLEMENTAL BUDGET FOR THE PARKS, RECREATION AND SENIOR SERVICES FUND - PARK ACTIVITIES.

Mike Woodmansee explained that the Parks, Recreation and Senior Services Department has received additional funds to pay for costs in connection with tree removal at Steelhead Park, and this funding needs to be included in and accounted for in the budget.

Commissioner Rohrer motioned to adopt the resolution authorizing the Skagit County Auditor to issue a Notice of Public Hearing for the purpose of determining whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$1,437 for the Parks, Recreation and Senior Services Fund. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10445)

The public hearing is scheduled for 1:30 p.m., Wednesday, May 1, 1985.

MISCELLANEOUS ITEMS

Mike Woodmansee presented the Board with a proposed resolution with regard to accommodating additional funds available in the form of beginning fund balance to pay for costs in connection with administration of the Parks, Recreation and Senior Services Department.

Commissioner Walberg motioned to adopt the resolution authorizing the Skagit County Auditor to issue a Notice of Public Hearing for the purpose of determining whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$1,697 for the Parks, Recreation and Senior Services Fund. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10446)

The public hearing is scheduled for 1:30 p.m., Wednesday, May 1, 1985.

6. RESOLUTION - CALL FOR PUBLIC HEARING ON SUPPLEMENTAL BUDGET FOR PARKS, RECREATION AND SENIOR SERVICES - AGING SUPERVISION AND INFORMATION AND ASSISTANCE.

Mike Woodmansee explained that the Parks, Recreation and Senior Services Department has received additional funds to pay for costs in connection with the Information and Assistance Program and Aging Supervision, and this funding needs to be included in and accounted for in the budget.

Commissioner Rohrer motioned to adopt the resolution authorizing the Skagit County Auditor to issue a Notice of Public Hearing for the purpose of determining whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$34,070 for the Parks, Recreation and Senior Services Fund. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10447)

The public hearing is scheduled for 1:30 p.m., Wednesday, May 1, 1985.

7. RESOLUTION - CALL FOR PUBLIC HEARING ON SUPPLEMENTAL BUDGET FOR PARKS, RECREATION AND SENIOR SERVICES - NUTRITION.

Mike Woodmansee explained that the Parks, Recreation and Senior Services Department has and will receive additional funds to pay for costs in connection with acquiring a freezer for the Mount Vernon Senior Center, and this funding needs to be included in and accounted for in the budget.

Commissioner Rohrer motioned to adopt the resolution authorizing the Skagit County Auditor to issue a Notice of Public Hearing for the purpose of determining whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$2,473 for the Parks, Recreation and Senior Services Fund. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10448)

The public hearing is scheduled for 1:30 p.m., Wednesday, May 1, 1985.

MISCELLANEOUS ITEMS

The following miscellaneous items were presented:

1. Mike Woodmansee explained that in 1981, the Skagit County Senior Services Department received a bequest of funds in the amount of \$15,301.06 from the estate of William Arnold for the purposes of support of Skagit County Senior Services.

Commissioner Walberg motioned to adopt the resolution transferring the sum of \$5,943.25 from the Treasurer's Trust Fund to the Parks, Recreation and Senior Services Fund for the purchase of a new kitchen range for the Sedro Woolley Senior Center kitchen facility. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10449)

2. The Board approved for signature an amendment to Contract #1420-37430 with the State of Washington Department of Social and Health Services for recommitment of involuntarily committed alcoholism clients. The amendment increases the maximum consideration payable by \$12,000 from \$32,000 to \$44,000.

3. Tim Holloran, Supervisor of Senior Services, requested the Board authorize the creation of a part-time custodial position instead of contracting out for custodial services at the Mount Vernon Senior Center. The budget presently includes an appropriation in the amount of \$2,700 for the contracting of such custodial services. He stated that Mount Vernon's Senior Center is the only County-owned senior center in the area.

Commissioner Rohrer motioned to approve the request to create a part-time custodial position for the Mount Vernon Senior Center. Commissioner Walberg seconded the motion. The motion was carried unanimously.

4. Commissioner Rohrer motioned to approve the Petition for Property Tax Refund for Lucille Bernick, 706 North Skagit, Burlington, Washington 98233, in the amount of \$92.28, due to senior citizen exemption. Commissioner Walberg seconded the motion, as recommended by the Skagit County Assessor and Treasurer. The motion was carried unanimously. (#850532)

5. Commissioner Rohrer motioned to approve the Petition for Property Tax Refund for Betty Welch, 108 Gilkey Road, Burlington, Washington 98233, in the amount of \$280.89, due to senior citizen exemption. Commissioner Walberg seconded the motion, as recommended by the Skagit County Assessor and Treasurer. The motion was carried unanimously. (#850535)

6. Commissioner Rohrer motioned to approve the Petition for Property Tax Refund for James V. Woods, Box 581, Conway, Washington 98235, in the amount of \$124.60, due to senior citizen exemption. Commissioner

Walberg seconded the motion, as recommended by the Skagit County Assessor and Treasurer. The motion was carried unanimously. (#850537)

7. Commissioner Rohrer motioned to approve the Record of the Proceedings for Tuesday, April 9, 1985. Commissioner Walberg seconded the motion. The motion was carried and so ordered.
8. Commissioner Rohrer motioned to approve the Record of the Proceedings for Tuesday, April 16, 1985. Chairman Vaux seconded the motion. The motion was carried and so ordered.
9. In accordance with action previously taken, the Board approved for signature the resolution approving Lynn Davis Hoy Rezone Request #R-85-003.
10. Commissioner Walberg motioned to adopt the resolution appointing Marilyn Lupinacci, 273 Digby Lane, Mount Vernon, Washington 98273, to a three-year term as a board member to the Mental Health Board effective April 22, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10451)
11. Commissioner Walberg motioned to adopt the resolution appointing David Dutton, 833 Greenleaf Avenue, Burlington, Washington 98233, to a three-year term as a board member to the Developmental Disabilities Board effective April 22, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10452)
12. Commissioner Walberg motioned to adopt the resolution reappointing Eleanor Durham, 145 Lummi Drive, La Conner, Washington 98257, to a three-year term as a board member to the Alcohol Administrative Board effective April 21, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10453)
13. Commissioner Rohrer motioned to adopt the resolution reappointing Robert Murphy, Jr., #13 Eagles Nest, La Conner, Washington 98257, to a three-year term as a board member to the Alcohol Administrative Board effective April 21, 1985. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10454)
14. Commissioner Walberg motioned to adopt the resolution reappointing Fred Guenther, 1405 Florence, Mount Vernon, Washington 98273, to a three-year term as a board member to the Alcohol Administrative Board effective April 21, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10455)
15. Commissioner Walberg motioned to adopt the resolution reappointing Carolyn Swanson, c/o Skagit Valley Hospital, 1415 East Kincaid, Mount Vernon, Washington 98273, to a three-year term as a board member to the Alcohol Administrative Board effective April 1, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10456)

16. Commissioner Walberg motioned to adopt the resolution reappointing Patricia Hulbert, 2049 Dry Slough Road, Mount Vernon, Washington 98273, to a three-year term as a board member to the Alcohol Administrative Board effective January 2, 1985. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10457)
17. Commissioner Rohrer motioned to approve Warrants #2284 through #2477 in the amount of \$120,287.53. Commissioner Walberg seconded the motion. The motion was carried unanimously. (C-18)
18. Commissioner Rohrer motioned to approve Warrants #37577 through #37612 in the amount of \$59,942.03. Commissioner Walberg seconded the motion. The motion was carried unanimously. (R-13)

PLANNING COMMISSION REFERRED ITEMS:

1. H. L. and D. C. Pierson Contract Rezone #R-77-002 Modification Request.

Steve Wood, Zoning Administrator, presented a site plan of the area. He stated that the proposed requests of Regency Investment Corporation to modify the conditions of approval of Contract Rezone #R-77-002 issued to H. L. and D. C. Pierson on April 25, 1977, on property located at the Cook Road and Old Highway 99 intersection (Parcel "A"), were as follows:

- a. Substitute a legal description for Parcel "A" and Parcel "B" for the one contained in the contractual agreement.
- b. Delete paragraph one of the contractual agreement which limits the rezone to 1,000 feet from the intersection of I-5 and Cook Road.
- c. Modify paragraph three of the contractual agreement to allow a septic system for a real estate or similar office on an interim basis until the connection to the public sewer is made.

Mr. Wood stated that the Planning Department had no objections to allowing a modification to the third condition to allow a septic system for a real estate or similar office on an interim basis on the land currently zoned Commercial, providing that a system could be designed for the site that would meet the standards of the Health Unit of the Skagit County Permit Center.

Mr. Wood reported that the Planning Commission recommended denial of the modification request, and he noted the reasons.

Bill Stiles III, of the Regency Investment Corporation stated that he felt only two of the six items read in the Planning Commissions' recommendation were mentioned in the Planning Commission's motion. He stated that they had already planned to contract with Drainage District

#25 for disposal of the drainage. Mr. Stiles read portions of the Comprehensive Plan text which were included in the staff report. He noted several positive items mentioned in the Comprehensive Plan, which did not appear in the staff findings.

Mr. Stiles felt new information needed to be heard, and therefore requested the Board of Commissioners hold their own public hearing.

Sue Mortensen, Director of the Economic Development Association of Skagit County (EDASC), read a letter prepared by the Skagit County Tourism Task Force, in which they supported Mr. Stiles' project.

Commissioner Rohrer motioned to schedule a public hearing before the Board of Commissioners. Additional discussion followed.

Mr. Stiles presented aerial photos of the property for the Board's review. He suggested that he did not receive a fair Planning Commission hearing, and requested the Board hold their own public hearing.

Chairman Vaux seconded the motion previously made to schedule a public hearing before the Board of Commissioners regarding modification of Contract Rezone #R-77-002. The motion was carried unanimously.

The public hearing before the Board of Commissioners is scheduled for 2:00 p.m., Monday, May 6, 1985.

2. Wilfrid Dow Timber Open Space Request #1-85.

Margaret Heidi, of the Planning Department, informed the Board that this property consisted of 9.41 acres.

Commissioner Walberg motioned to adopt the resolution approving Wilfrid Dow Timber Open Space Request #1-85, subject to the six standard conditions, as recommended by the Planning Commission. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10458)

3. Landry Corkery Timber Open Space Request #14-85.

Margaret Heidi, of the Planning Department, reported that this request was to add 2.13 acres to approximately 24 acres already in Open Space at the tip of Samish Island. However, since Mr. Corkery was found to be in violation of several of the conditions of his Open Space Agreement, the Planning Commission recommended denial of this request.

Commissioner Walberg motioned to adopt the resolution denying Landry Corkery Timber Open Space Request #14-85, as recommended by the Planning Commission. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10459)

4. Edwin Rhodes Timber Open Space Request #19-85.

Margaret Heidi, of the Planning Department, reported that this request concerned a 22.77 acre parcel. The Planning Commission recommended approval of the request, subject to the six standard conditions.

Commissioner Walberg motioned to adopt the resolution approving Edwin Rhodes Timber Open Space Request #19-85, as recommended by the Planning Commission. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10460)

5. James Sullivan Open Space Request #24-85.

Margaret Heidi, of the Planning Department, reported that this property was 6.95 acres located on Prairie Road north of the Hickson Community Center. The Planning Commission recommended denial of this request based on the fact that the subject property does not meet the criteria set forth for consideration of the Open Space Application.

Commissioner Walberg motioned to adopt the resolution denying the James Sullivan Open Space Request #24-85, as recommended by the Planning Commission. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10461)

6. Edgar Fox Timber Open Space Request #4-85.

Margaret Heidi, of the Planning Department, reported that this parcel contained 38.32 acres. The Planning Commission recommended approval of Edgar Fox Timber Open Space Request #4-85, subject to the six standard conditions.

Commissioner Walberg motioned to adopt the resolution approving Edgar Fox Timber Open Space Request #4-85, as recommended by the Planning Commission. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10462)

7. Doug Coxson Timber Open Space Request #43-85.

Margaret Heidi, of the Planning Department, reported that this request contained 15 acres and was located east of Big Lake on Walker Valley Road. The Planning Commission recommended approval of this request, subject to the six standard conditions.

Commissioner Walberg motioned to adopt the resolution approving Doug Coxson Timber Open Space Request #43-85, as recommended by the Planning Commission. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10463)


MISCELLANEOUS ITEMS

Bob Schofield, Director of the Planning Department, presented for the Board's signature the Plat of Skyridge Division V, which the Board approved.

ADJOURNMENT

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


BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



W. W. Vaux, Chairman

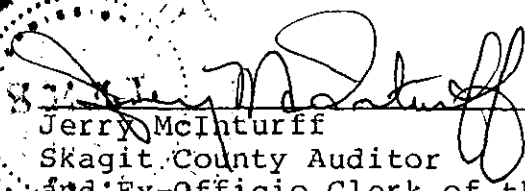


Otto M. Walberg, Jr., Commissioner



Dave Rohrer, Commissioner

ATTEST:



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

