

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, September 8, 1986

- 8:30 a.m. Work Session - County Road Supervisors.  
Flag Salute
- 9:00 a.m. Executive Session - Personnel.
- 10:00 a.m. Consideration of Appeal of Decision of the Skagit County Hearing Examiner - Written Order #APP-85-1.
- 10:30 a.m. Public Works Department - Gene Sampley, Director:
1. Bid Award Recommendation - Burlington Wastewater Treatment Plant.
  2. Signature - Certificate of Completion Courthouse Restroom Renovation.
  3. Call for Public Hearing - Speed Limit Establishment on Bennett Road.
  4. Miscellaneous Items.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Monday, September 8, 1986, with Commissioners Rohrer, Vaux and Walberg present.

CONSIDERATION OF APPEAL OF DECISION OF THE SKAGIT COUNTY HEARING EXAMINER - WRITTEN ORDER #APP-85-1.

Dave Hough, Senior Planner, explained that a complaint was filed in March 1986 by Margaret Maxwell, alleging that Earl Curry was operating his construction business at his residence at 1504 Gunderson Road, Mount Vernon, without a special use permit. Mr. Curry previously submitted for the Hearing Examiner's review documentation which showed his business to have been a pre-existing, non-conforming use of the property in 1966. The Hearing Examiner concurred with the documentation.

Margaret Maxwell, 125 West Stewart Road, Mount Vernon, stated that this was a question of actual use of the land. She felt that since Mr. Curry did not have a gravel pit at his residence, then the land was not in use for his business prior to zoning regulations in 1966. She stated that evidence submitted by Mr. Curry and his neighbors was inconclusive evidence that Mr. Curry's business was in operation at that location in 1966. According to Ms. Maxwell's research with the Department of Labor and Industries, Mr. Curry was not a licensed general contractor until 1972, and therefore, he was not legally in business.

Mr. Curry stated that all of his neighbors will testify that he was in business at that location in 1966.

Mr. Hough explained that the Department of Planning and Community Development responds to complaints as they are received.

Commissioner Vaux stated that the evidence submitted did not prove conclusively that Mr. Curry was or was not in business at that time, however, he felt the matter did not justify the need for a public hearing. Therefore, Commissioner Vaux motioned to uphold the Hearing Examiner's decision confirming the pre-existing, non-conforming use status of Mr. Curry's business. Commissioner Walberg seconded the motion. The motion was carried unanimously.

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

1. Bid Award Recommendation - Burlington Wastewater Treatment Plant.

Gene Sampley and Bill Ness, Solid Waste Engineer, explained this project and answered various questions.

Commissioner Walberg motioned to adopt the resolution awarding the bid for the Burlington Wastewater Treatment Plant project to E.C.M.S., Inc., for their total bid of \$275,178.50. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10968)

2. Signature - Certificate of Completion - Courthouse Restroom Renovation.

The Board approved for signature a Certificate of Substantial Completion for the Courthouse restroom renovation with Purchase Enterprises Corporation.

3. Call for Public Hearing - Speed Limit Establishment - Bennett Road.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing to consider the establishment of a 35 m.p.h. speed limit on Bennett Road from Avon Street to Pulver Road. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10969)

The public hearing is scheduled at 10:30 a.m., Monday, September 29, 1986.

4. Miscellaneous Items.

- a. The Board approved for signature a Forest Highway Agreement, which applies to all Forest Highway funded projects in Skagit County. The Agreement outlines, in general terms, how the County and the Federal

Highway Administration, U.S. Department of Transportation (F.H.W.A.) will cooperate with each other in the various phases of the project development.

- b. Gene Sampley discussed with the Board a request by the Visitors' Information Center for free County maps in the amount of approximately ten per day.

The Board indicated it was their desire not to provide any maps free of charge to any entity and that all entities be dealt with consistently in this matter. They supported the \$0.50 per copy charge being currently assessed.

- c. A discussion was held regarding the bid award made last week for the County's purchase of one new motor grader. The Board was informed that Gene Sampley had been contacted by the Champion representative indicating he was not pleased with the County's decision to award the bid to Millbrook Equipment. Mr. Sampley explained that the County had requested the Champion motor grader representatives to identify the location of an all-wheel motor grader for the County's inspection and review, and none were identified either before or after the bid.

#### MISCELLANEOUS ITEMS

1. The Board approved for signature the contract with Bellingham Marine Industries, Inc., for replacement of the floats at the Clear Lake Swimming Facility.
2. Vouchers audited and certified by the auditing officer as required by R.C.W. 42.24.080, and those expense reimbursement claims certified as required by R.C.W. 42.24.090, have been recorded on a listing which has been made available to the Board.

As of this date, September 8, 1986, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows: Vouchers #07146 through #07470 (Warrants #16368 through #16636) in the total amount of \$957,676.38. (C-34)

3. Commissioner Walberg motioned to approve the Record of the Proceedings for Tuesday, September 2, 1986. Commissioner Vaux seconded the motion. The motion was carried unanimously.
4. Commissioner Walberg motioned to approve the Record of the Proceedings for Wednesday, September 3, 1986. Commissioner Vaux seconded the motion. The motion was carried unanimously.

5. Commissioner Vaux motioned to approve the Petition for Property Tax Refund for Evans C. Olson, 1025 South 15th, Mount Vernon, Washington 98273, in the amount of \$94.76, due to a reduction by the Board of Equalization. Commissioner Walberg seconded the motion, as recommended by the Skagit County Assessor and Treasurer. The motion was carried unanimously. (#D681487)
6. Commissioner Walberg motioned to adopt the resolution appointing Keith Bridge, 1942 Swan Road, Mount Vernon, to the Skagit County Planning Commission, effective August 29, 1986. Said appointment shall expire on August 28, 1990. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10970)

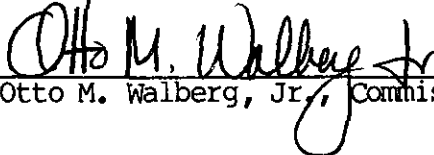
ADJOURNMENT

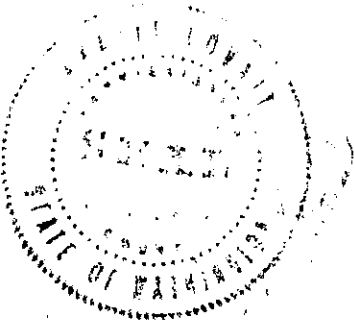
Commissioner Walberg motioned to adjourn the proceedings. Commissioner Vaux seconded the motion. The motion was carried unanimously.

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

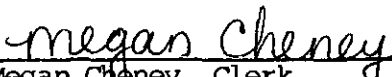
  
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Dave Rohrer, Chairman

  
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W. W. Vaux, Commissioner

  
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Otto M. Walberg, Jr., Commissioner



ATTEST:

  
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Megan Cheney, Clerk  
Skagit County Board of Commissioners