

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, April 20, 1987

9:00 a.m. Executive Session - Personnel.

Flag Salute

10:30 a.m. Public Works Department - Gene Sampley, Director:

1. Public Hearing - Vacation Portion of Indiana Street, Plat of Gibraltar.
  2. Discussion - Marine Drive Construction Project.
  3. Consideration - Bid Award Recommendation - Inman Gas Monitoring Wells.
  4. Signature - Supplement to Inman Landfill Recycling Agreement.
  5. Signature - Contract Inman Landfill Landscaping Project.
  6. Signature - D.O.E. Flood Control Grant Amendment.
  7. Signature - Final Records Bicycle Path.
  8. Establish C.R.P. South Legg Road.
  9. Call for Public Hearing - Speed Limit - Fredrickson Road.
  10. Call for Public Hearing - Speed Limit Establishment:
    - (a) Park Avenue
    - (b) View Avenue
    - (c) Melody Lane
  11. Signature - Renewal of Interlocal Agreement - Washington State Parks and Recreation Commission.
  12. Signature - Renewal of Interlocal Agreement - Dike District #17.
  13. Miscellaneous items.
- 1:30 p.m. 1. Bid Opening - Provide/Install Brushcutter Attachments for two County-owned Tractors.
2. Miscellaneous items.

The Board met in session on Monday, April 20, 1987, with Commissioners Walberg, Rohrer and Vaux present.

PUBLIC WORKS DEPARTMENT - GENE SAMPLEY, DIRECTOR:

1. Public Hearing - Vacation Portion of Indiana Street, Plat of Gibraltar.

Gene Sampley stated the Public Works Department had received a petition concerning this issue and that the portion was about 100' by 200' and further, the Public Works Department recommends granting this vacation.

Chairman Walberg opened the public hearing and asked for comments. No comments were received.

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

Commissioner Vaux motioned to grant the vacation of a portion of Indiana Street, Plat of Gibraltar as recommended by the Public Works Department. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

2. Discussion - Marine Drive Construction Project.

Gene Sampley stated this asphalt overlay project had been delayed because of a waterline project and they had been waiting for the Del Mar Community to approve the waterline project.

John Leonard, Engineer in charge of the waterline project, stated the Del Mar Community had a meeting and voted to approve the waterline project. He further stated that according to his schedule, the public Works Department could probably begin the asphalt project around August 15, 1987.

3. Consideration - Bid Award Recommendation - Inman Gas Monitoring Wells.

Commissioner Vaux motioned to adopt a resolution awarding the bid on the Inman Gas Monitoring Wells to Geo-Tech Explorations, Inc. P. O. Box 929, Beaverton, Oregon, for a total cost of \$6,595.75 as recommended by the Public Works Department. Commissioner Rohrer seconded the motion. The motion was carried unanimously. Resolution #11183

4. Signature - Supplement to Inman Landfill Recycling Agreement.

In accordance with action previously taken, the Board approved for signature Supplement No. 1 to the Inman Landfill Recycling Agreement with C & D Salvage, effective February 1, 1987, providing \$25.00 per ton for ferrous metal on a monthly basis.

5. Signature - Contract Inman Landfill Landscaping Project.

In accordance with action previously taken, the Board approved for signature a contract with C. R. Harnden Co., Inc., Lynnwood, WA, to provide landscaping at the Inman Landfill.

6. Signature - D.O.E. Flood Control Grant Amendment.

The Board approved for signature two amendments with the Department of Ecology and the City of Anacortes for the Flood Control Assistance Accounting Program. Mr. Sampley stated the County was merely acting as a pass through for the funds.

7. Signature - Final Records - Bicycle Path.

The Board approved for signature the final cost records on the Bayview Edison bicycle path project for \$36,864.02

8. Establish C.R.P. - South Legg Road.

Commissioner Rohrer motioned to adopt a resolution initiating County Road Project #2083-1, improvements on Legg Road. Commissioner Vaux seconded the motion. The motion was carried unanimously. Resolution #11184

9. Call for Public Hearing - Speed Limit on Fredrickson Road.

Commissioner Vaux motioned to adopt a resolution calling for a public hearing regarding the speed limit on Fredrickson Road. Commissioner Rohrer seconded the motion. The motion was carried unanimously. Resolution #11185

The public hearing will be on May 11, 1987, at 10:30 a.m. in the Commissioners' Hearing Room.

10. Call for Public Hearing - Speed Limit Establishment on Park Avenue, View Avenue, and Melody Lane.

Commissioner Vaux motioned to adopt a resolution calling for a public hearing regarding the speed limit on Park Avenue, View Avenue, Melody Lane and a portion of Anderson Road. Commissioner Rohrer seconded the motion. The motion carried unanimously. Resolution #11186

The public hearing will be on May 11, 1987, at 10:30 a.m. in the Commissioners' Hearing Room.

11. Signature - Renewal of Interlocal Agreement - Washington State Parks and Recreation Commission.

The Board approved for signature a hold harmless agreement with the Washington State Parks and Recreation Commission and the Public Works Department.

The agreement provides for certain reimbursable work to be performed by the Public Works Department, along with provision of materials and rental of equipment as requested by the Washington State Parks and Recreation Commission. This is a five year agreement.

12. Signature - Renewal of Interlocal Agreement - Dike District #17.

The Board approved for signature an interlocal agreement with Dike District #17.

The agreement provides for certain reimbursable work to be performed by the Public Works Department, along with provision of materials and rental of equipment as requested by Dike District #17. This is a five year agreement.

13. Miscellaneous Items.

Gene Sampley requested the Board to sign a letter to Washington Utilities and Transportation Commission regarding Firm Power Purchase Agreement with Puget Power and the County. This is a follow-up to the testimony Mr. Sampley gave in Olympia on April 15, 1987.

BID OPENING - PROVIDE/INSTALL BRUSHCUTTER ATTACHMENTS FOR TWO COUNTY-OWNED TRACTORS.

Chairman Walberg waived the reading of the notice of call for bids as published in the Skagit Argus on April 7 and April 14, 1987.

The following bids were received:

1. Sahlberg Equipment Inc.  
5950 - 4th Avenue South  
Seattle, WA 98108-1046

Bid bond enclosed.  
Manufacturer = Tiger Corporation

Total Bid = \$26,239.12

2. Farmer's Equipment Company  
1589 Highway 20  
Burlington, WA 98233

Bid bond enclosed.  
Manufacturer = Motrim Inc.

Total Bid = \$28,810.82

3. Little Industries  
6492 Lardon Road N.E.  
Salem, Oregon 97305

Bid bond enclosed.  
Manufacturer = Little Industries

Total Bid = \$38,700.00

4. Southpark Industries, Inc.  
245 South Austin Street  
Seattle, WA 98108

Bid bond enclosed.  
Manufacturer = Terrain King

Total Bid = \$31,735.54

The Public Works Department will review the bids and report at a later date on the bid recommendation.

#### MISCELLANEOUS ITEMS

1. Commissioner Rohrer motioned to adopt a resolution extending the bid date for the Clear Lake Renovation Project to May 5, 1987, at 2:00 p.m. in the Commissioners' Hearing Room. Commissioner Vaux seconded the motion. The motion was carried unanimously. Resolution #11187
2. Commissioner Rohrer motioned to deny a Petition for Property Tax Refund from James Youngsman, 1669 Hickox Road, Mount Vernon, WA for \$293.05 because he did not meet the three year filing deadline requirement as recommended by the County Assessor. Commissioner Vaux seconded the motion. The motion was carried unanimously. #010286/861893
3. The Board approved a Proclamation for March of Dimes Walk American Day in Skagit County on April 25, 1987.
4. Vouchers audited and certified by the auditing officer as required by R.C.W. 41.24.080, 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, April 20, 1987, the Board, did approve those vouchers included in the above-mentioned list and further described as follows:

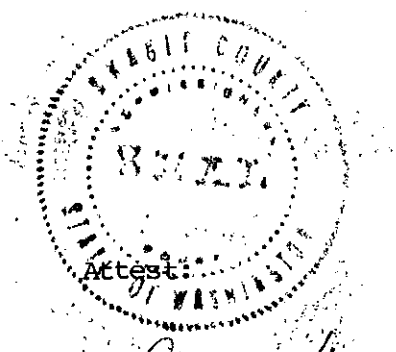
Vouchers #70522 through #70562, (Warrant #70522 through #70562) in the total amount of \$8,575.00. (PR-06-87)


5. Commissioner Rohrer motioned to approve the following Petitions for Property Tax Refund. Commissioner Vaux seconded the motion. The motion was carried unanimously:
  - a. Arlene Stearns, 2245 Wicker Road #40, Sedro-Woolley, Wa, for \$281.29, because of senior citizen exemption. #003087/870538
  - b. S. Lee Tull, 881 Peavy Road #20, Sedro-Woolley, WA, for \$267.42 because of senior citizen exemption. #003187/870516

- c. Cecil S. Phillips, 921 Nelson Street, Sedro-Woolley, WA, for \$285.06 because of senior citizen exemption. #002587/870462
6. Commissioner Rohrer motioned to approve the Record of the Proceedings for April 13th, 14, 6th and 7th, 1987. Commissioner Vaux seconded the motion. The motion was carried unanimously.
7. In accordance with action previously taken, the Board approved for signature a contract between the County and the Skagit Argus for County Legal Printing 1987-88.
8. The Board approved a contract with Burlington Edison High School for the rental of the gym for an aerobic exercise program.
9. Commissioner Vaux motioned to schedule the following Planning Commission Referred Items for April 29, 1987, at 9:00 a.m.. Commissioner Rohrer seconded the motion. The motion was carried unanimously.
  - a. Linc Huff, Special Use #7-007.
  - b. Shoreline Management Master Program Amendment to add one site to the Dredge Disposal Site Analysis.
  - c. Amendments to the Skagit County Flood Damage Prevention Ordinance to comply with new National Flood Insurance Program Guidelines.


ADJOURNMENT

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




  
Diane M. Baker, Clerk  
Board of County Commissioners

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

  
Otto M. Walberg, Jr., Chairman

  
W. W. Vaux, Commissioner

  
Dave Rohrer, Commissioner

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, April 20, 1987

7:00 p.m. Public Hearing - Request of Pacific Quarries for Extension  
of Operating Hours. (Location: Hearing Rooms B and C)

The Skagit County Board of Commissioners met in regular session on Monday,  
April 20, 1987, with Commissioners Walberg, Vaux and Rohrer present.

PUBLIC HEARING - REQUEST OF PACIFIC QUARRIES FOR EXTENSION OF OPERATING HOURS.

Steve Wood, Assistant Director of the Department of Planning and Community  
Development, presented aerial photos of the Pacific Quarries property and  
surrounding neighborhood, as well as staff findings. Mr. Wood explained that  
Michael Brown, President of Pacific Quarries, was requesting that the hours of  
operation established in Resolution #8618 be modified to allow a double work  
shift from 6:00 a.m. to 10:00 or 11:00 p.m. six days per week. Approval of  
the modified hours of operation for the quarry property, which is within Mount  
Vernon city limits, would have to be obtained from the City of Mount Vernon.  
Approval for the modified hours of operation for the Nordlund Pit (crusher and  
storage area) would have to be obtained from the Board of County  
Commissioners.

Mr. Wood entered into the record the following items of correspondence in  
opposition to Pacific Quarries' request, as received by the Department of  
Planning and Community Development:

1. Letter dated February 18, 1987, from Dr. Fred T. Darvill, 1819  
Hickox Road, Mount Vernon.
2. Letter dated February 16, 1987, from George DeVries, of Blade  
Chevrolet, Mount Vernon.
3. Letter dated February 16, 1987, from V. L. Dygert, 1850 East James,  
Mount Vernon.
4. Letter dated February 16, 1987, from Gary and Phyllis Newman, 1842  
East Eric, Mount Vernon.
5. Letter dated February 17, 1987, from Mr. and Mrs. Steve Starkovich,  
1844 East Eric, Mount Vernon.
6. Letter dated March 9, 1987, from E. Wyndham and S. T. Wyndham, 1840  
Morning Star Lane, Mount Vernon.

Chairman Walberg entered into the record the following items of correspondence  
in opposition to Pacific Quarries' request:

1. Letter dated February 17, 1987, from William L. DeHon, 1814 Hickox Road, Mount Vernon.
2. Letter dated February 16, 1987, from Virginia and Dale Gilkey, 1846 James Street, Mount Vernon.
3. Letter dated February 16, 1987, from Patricia L. Poppe, 1789 N. Pamela Drive, Mount Vernon.
4. Letter dated February 27, 1987, from Dick and Marie Mitchell, P.O. Box 696, La Conner
5. Letter dated February 25, 1987, from William B. Cameron, 202 N. 6th, Mount Vernon.

Commissioner Walberg opened the public hearing to input from the public.

Michael Brown, Manager of Pacific Quarries explained that his request for extended operating hours was on an as-needed basis. He stated that the last holiday the quarry was in operation was not considered a holiday to the construction industry. With regard to paving of the main haul road, Mr. Brown explained that there was previously a dispute as to the location of the road, however, he expected this problem to be resolved soon.

Commissioner Vaux stated that he understood this request for extended hours was to enable Pacific Quarries to bid on the Navy's homeport project in Everett.

Mr. Brown explained that his request would include provisions for that project, as well as other large projects which would necessitate extended hours.

Jan DeHon, 1814 Hickox Road, submitted a petition signed by approximately 80 persons requesting the operating hours of Pacific Quarries be reduced rather than extended.

Ineke Dykstra Rouw, 1844 James East, concurred with the petition. She noted that neighboring residents have requested numerous violations of the Special Use Permit be corrected. She objected to the noise of the quarry, crusher, start-up operations and heavy trucks in the surrounding residential area. Ms. Rouw asked the Commissioners to deny Pacific Quarries' request.

Dr. Fred Darvill, 1819 Hickox Road, wondered why surrounding properties weren't valued less due to the conditions caused by the quarry. He felt Mr. Brown should comply with the hours currently allowed.

Gary Newman, 1842 East Eric, stated that he also signed the petition to reduce the allowable operating hours of the quarry. He stated that signs are not posted as required by the Special Use Permit. He also noted the noise infringement on neighbors.



Steve Andal, 1827 Hickox Road, stated that he owns a small meat cutting operation and lives compatibly with his neighbors. He felt the neighborhood is suffering from the effects of the quarry.

Virginia Darvill, 1819 Hickox Road, felt the request was entirely too open ended. She stated that she was opposed to the extension anyway, but especially to expanded hours for any large job Mr. Brown might want to accommodate.

Gene Fiedler, of Mount Vernon, felt Mr. Brown and the neighborhood could come to a compromise. He felt this area needs to attract industry, rather than send it elsewhere.

Dave L. Luchi, 1847 N. Marie Street, explained that his property borders the archery club. He agreed that industry is needed, however, he felt Mr. Brown's request for expanded hours was unnecessary, especially when requested on an as-needed basis.

Bill Wooding, owner and operator of Lake Erie Trucking, pointed out that emergencies can arise in the construction business. He noted that people often want their work done on Saturdays, Sundays and holidays. Mr. Wooding encouraged the neighborhood to work with Pacific Quarries towards a compromise.

Virg Ellestad, 1910 Starbird Road, concurred with Mr. Wooding.

Bill DeHon, 1814 Hickox Road, submitted a letter dated March 19, 1987, from Materials Testing & Consulting to Pacific Quarries with regard to the sound level readings during quarry operations. Mr. DeHon asked if truck traffic would be allowed during extended hours.

Mr. Wood and the Board concurred that if approved, the extension would allow truck traffic.

Commissioner Walberg noted that Patrick Miller, Vice-President of Materials Testing & Consulting, was not present to clarify his letter.

Mr. DeHon noted that if allowed to expand, Pacific Quarries would be in violation of noise level standards. He asked the Board to consider the residents.

Jack Hilde, 1036 Rolling Ridge, Sedro-Woolley, stated that he owns a business in South Mount Vernon. He noted a concern that in the future new residents to the neighborhood might protest the operation of his business. Mr. Hilde asked the Commissioners to relax the restrictions on hours for Pacific Quarries. Tracy Carr, 1849 James Street, felt increased hours of operation would not be fair to the residents.

Gene Simmons, 710 Cohoe Drive, Burlington, stated that he was in the sand and gravel business. If Pacific Quarries did not exist, Mr. Simmons stated he would have to go to Whatcom County for his gravel.

Joe Soler, 1778 Hickox Road, stated that he is a member of the South Mount Vernon Neighborhood Association and has been on his farm for 43 years. He noted permit violations which Pacific Quarries has yet to correct.

Arne Svendsen, 1310 East Section, Mount Vernon, felt people other than Mr. Brown would benefit from the extended hours. He explained that production at the quarry appears to be less this time of the year because the construction industry isn't in full swing yet. Mr. Svendsen urged the Board to approve Mr. Brown's request for extended hours on an as-needed basis.

Bill DeHon requested the Board place some conditions on the request, should the Board decide to approve the extended hours. He asked the Board to instruct the Health Department to investigate a defunct landfill at the Pacific Quarries site, and enforce the conditions of the existing permit.

There being no further comment at this time, Commissioner Vaux motioned to continue the public hearing until 9:00 a.m., Wednesday, April 22, 1987, at the Pacific Quarries site. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

ADJOURNMENT

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



Megan Cheney  
Megan Cheney, Clerk of the  
Skagit County Board of Commissioners

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

Otto M. Walberg, Jr.  
Otto M. Walberg, Jr., Chairman

W. W. Vaux  
W. W. Vaux, Commissioner

Dave Rohrer  
Dave Rohrer, Commissioner