

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Tuesday, January 27, 1998**

Tuesday, January 27, 1998:

- 7:30 a.m. – 8:30 a.m. Commissioners' Staff Meeting.
- 8:30 a.m. – 9:00 a.m. Work Session – Operations Division Manager/Road District Supervisors.
- *T 9:00 a.m. – 10:00 a.m. Public Works Department – Chal Martin, Director.
- 1) Presentation – Certificate of Commendation Presented to Karen Robinson Upon Her Retirement.
 - 2) Discussion – New Organizational Structure.
 - 3) Update of 1998 Road Projects.
 - 4) Miscellaneous.
- *10:00 a.m. – 11:00 a.m. Planning & Permit Center – Roxanne Michael & Tom Karsh, Co-Directors.
- 1) Signature – Notice of Intent to Obtain Telephone or Written Quotes for Printing Services.
 - 2) Discussion and Review of Public Comments on the Planning Commission's Amendments to the Critical Areas Ordinance.
 - 3) Deliberation and Possible Action on GMA Public Participation Program.
 - 4) Deliberation and Possible Action on Comprehensive Plan Map Redesignation Requests as Proposed Annual Amendments to the Comprehensive Plan.
 - 5) Miscellaneous.
- 11:00 a.m. – 11:30 a.m. Signature – Resolution to Call for Public Hearing Regarding a Development Loan Fund Application.
- Noon – 1:00 p.m. Commissioner's Brown Bag Lunch Hour with Employees (Commissioner's Hearing Room).
- 1:00 p.m. – 3:00 p.m. Work Session – Redesignation Requests.

The Board of County Commissioners met in regular session on Tuesday, January 27, 1998 with Commissioners Harvey Wolden, Ted Anderson and Robert Hart present. Chairman Robert Hart opened the meeting.

PUBLIC WORKS DEPARTMENT – Chal Martin, Director

1) **Presentation – Certificate of Commendation Presented to Karen Robinson upon her retirement**

Karen Robinson accepted a Certificate of Commendation from the Board of County Commissioners upon her retirement from her position with the Skagit County Public Works Department at the County Road Shop.

2. **Discussion – New Organizational Structure**

Chal Martin, Director, presented the new department organizational structure to the Board. The four divisions of the Public Works Department are Engineering, Administration, Solid Waste, and the Operations Division.

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Design Construction, Survey and Programs will report to Assistant County Engineer Steve Flude. Surface Water Management, Development Review, Accounting, ER&R, and the Public Information Officer will report to Public Works Administrator Dave Brookings. The Solid Waste Division remains unchanged, as does the Operations Division.

Mr. Martin emphasized to the Board that the Public Works Department has an able staff who are ready and willing to help out where they can. The functions of the department will remain relatively the same.

3. Update of 1998 Road Projects.

Mr. Martin reported that the Public Works Department is well organized to maintain the existing roads. An essential function in the department is getting them designed. He indicated that he is working closely with design staff on this.

Steve Flude, Assistant County Engineer, provided an update on the 1998 road projects, which are all budgeted items. The road projects were reviewed as follows:

- a) Cook Road – An improvement project to improve a sub-standard roadway. The purchase of the right-of-way will begin in 1998, with construction to begin in approximately 2000.

There was some discussion by the Board about the scope of the project and the need for public input. Commissioner Wolden asked that Representative Metcalf be kept abreast of the project. Commissioner Anderson agreed and indicated he could see a lot of reasons to move forward as the road is in bad condition. There have been questions from people in his district about the road

- b) Avon Allen Road Improvement Project - from SR 20 to Bayview Road, 1.19 miles. The right-of-way is being purchased and secured up until October 30, 1998, with construction to be the following year.
- b) Farm to Market Road – 1.8 miles. Some of the highlights will be to improve the existing sub-standard road. It is planned that the preliminary engineering will be done by August 30, 1998, with construction in 1999.

Chairman Hart emphasized that because of the restricted right of way it is essential to have two 11' traveling lanes with at least a 3' shoulder on each side. Mr. Flude responded that it would be possible to have 6' shoulders.

- d) Reservation Road Improvement Project Phase 1 - from Sneeoosh Road to Similk Bay Rd. There was some work on this project last year, but it was unfinished because of weather. It is planned that the project will be finalized and finished by June of 1998, dovetailing with Phase two of the Reservation Road Project. Phase two should be finished by August 11, 1998.
- e) The asphalt overlay project for the year will be done in various locations throughout the County. The project will begin July 15 and take a couple of months to finish.
- f) Guemes parking lot – Construction should begin the end of December with approximately a month to complete.
- g) Miscellaneous projects
 - Annual guard rail program
 - Cape Horn Road – install retaining wall structure
 - Lakeview Blvd. – design and construction
 - Sauk Transfer Station bin wall
 - Lyman-Hamilton Highway
 - Bennett Road at SR 536 – spot safety project
 - Prairie Road – adjustment of railroad trestle
 - Burlington-Sedro Woolley trail – 6/10 long trail from Anderson Road to District Line.

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- Fidalgo School Trail – minor construction project
- Lake Cavanaugh Culvert Road replacement project – fish passage project
- Edison Slough Drainage Improvement Project

PLANNING & PERMIT CENTER - Roxanne Michael and Tom Karsh, Co-Directors

Chairman Hart indicated there would be a couple of changes in the agenda. Item 1 will be eliminated and item 2 will be referred to the bottom of the agenda.

1. Deliberation and Possible Action on GMA Public Participation Program.

Gary Christensen, Senior Planner, Planning and Permit Center, reviewed the GMA Public Participation Program. He explained that there are some red lines and strikeouts which correspond to the proposed changes in the GMA Public Participation Program. A draft resolution is included, which adopts the GMA Participation Program, along with excerpts from state statutes which are referenced in the resolution.

Mr. Christensen indicated that the department concurs with the changes as redlined and outlined except for page 2, item C. which reads: "All meetings of the CAC or TAC shall be open to the public and shall be held at a site and times when the working public can attend." It has been suggested that these meetings be held after 5:30 p.m. and the department has some concerns about such a restriction of opportunities for the CAC's and TAC's to decide for themselves when an appropriate time to meet would be.

Chairman Hart agreed that it would be the intent of the Commissioners that the CAC's and TAC's decide when they will meet. Commissioner Wolden agreed. Commissioner Anderson felt that it was important that they have flexibility.

Commissioner Wolden motioned to accept the resolution Amending the Public Participation Program Adopted Under the Growth Management Act, striking "after 5:30 p.m.". Commissioner Anderson seconded the motion, which passed unanimously. (Resolution # 16852)

2. Deliberation and Possible Action on Comp Plan Map Redesignation Requests as Proposed Annual Amendments to the Comprehensive Plan.

Dan Downs, Long Range Planner, reported to the Board. Last Tuesday, the resolution remanding the County Commissioners' recommendations on the 1997 Comprehensive Plan Land Use Redesignation Petitions were reviewed. A few modifications were made as a result of that meeting.

After reviewing the changes, Chairman Hart suggested that on page 2, item 3, that the word "may" be considered further be changed to "will" be considered further. The Board initialed the change.

Mr. Downs reviewed the maps with the Board, indicating that a little re-scaling has been done to that they are easier to read. He also reviewed the Appendices with the Board.

An audience member advised the Board that the inclusion of Perry and Detz was addressed at the last meeting and is not included in this document.

After discussion, Perry and Detz was added to Appendix D

Another audience member advised that 3.1 should be added after the names, Ken and Laura Howard, under Appendix E. Further, Iva Ewing was removed from Appendix E and inserted under Appendix D.

The Board initialed the requested changes.

Commissioner Wolden motioned to approve the resolution Requesting a Report and Recommendation from the Planning Agency On the Board of County Commissioners Recommendations on The 1997 Comprehensive Plan Land Use Redesignation Petitions with "may" changed to "will" on item 3.

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Commissioner Anderson expressed some concern about Appendix D and a possible mapping error since there has been a great deal of discussion on this matter.

Commissioner Anderson also indicated that James Moody, who is listed under Appendix E, is part of the Birdsvie area and should have a Birdsvie number.

Mr. Christensen indicated that James Moody should be 3.5 on Appendix E.

Commissioner Wolden amended his motion to include the above changes as recommended by Commissioner Anderson. Commissioner Anderson seconded the motion as amended, which passed unanimously. (Resolution # 16853)

3. Miscellaneous

Tom Karsh, Co-Director, presented two miscellaneous items to the Board.

- a) Commissioner Wolden motioned to approve a resolution Establishing Rules and Procedures and a Time Frame for the 1998 Development Code (DC) Citizen's Advisory Committees (CACs). Commissioner Anderson seconded the motion, which passed unanimously. (Resolution # 16854)
- b) Mr. Karsh explained that the next resolution allows applicants to be approved who would be willing to accept committee assignments other than their first or second choice. This resolution updates the CAC list officially and would make these new members full members. Exhibit A is a current list of all committees and members of each committee. The only changes would be those appointed after the January 6 resolution.

Commissioner Wolden motioned to approve Updating the Membership List to Citizen Advisory Committees for Development Code Recommendation. Commissioner Anderson seconded the motion, which passed unanimously. (Resolution # 16855)

4. Critical Areas Ordinance Discussion and Review

Jim Cahill, Senior Planner for Resource Planning and Water Quality, lead a discussion and review on the Critical Areas Ordinance.

He congratulated the Planning Commission for the detail and work they did on the ordinance. There is a lot of emphasis on the GMA and what it says in the statutes on trying to protect the natural resource businesses in the County.

A great deal of discussion ensued regarding the ordinance.

Commissioner Anderson questioned what the incentive would be for 100% participation within the next ten years. He said he would not want to impact agriculture, but there needs to be incentives for property owners in order to encourage them to participate. Also, there needs to be more parity on the buffers.

Mr. Cahill explained that the incentive is that it recognizes there are issues that need to be addressed and by taking a voluntary approach it puts the responsibility on the farmers to participate.

Commissioner Anderson said he felt that it is unfair to take a buffer. There should be some benefit for being resource land and there should be something in the ordinance about this. He also said he thought that unstable slopes were being addressed to protect people from building on them. It appears that people are not being protected, but the slope is being protected. There needs to be some parameters beyond expanding the footprint. There also need to be some exceptions. As far as usage on unstable slopes, there should be some exemptions there.

Mr. Cahill responded that he would bring these issues up with the CAC at the meeting tonight.

Chairman Hart emphasized that since this has been remanded, a lot of time has been spent on this with volumes of concern. The Planning Commission has spent a great deal of time on it. There are definitely areas of concern.

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He thanked everyone who has worked on the ordinance and indicated that he is satisfied with this document. This is a good start and he is willing to support it.

Commissioner Wolden stated that he can understand Commissioner Anderson's concern. He also thanked all of the people who have participated in this process for all the time they have put into developing the ordinance. It has been an onerous process. If it is appealed again, he said that it is his hope that it will be appealed on portions and not be a road block for people who want to do something with their property.

Commissioner Anderson added that he is talking specifically about property where the 20 acre resource land gives them one building site. It is a fairness issue. There has to be fairness across the board and some incentives.

Commissioner Wolden motioned to approve the ordinance Amending SCC 14.01.040 and Portions of Chapter 14.06 of the Skagit County Code (Critical Areas Ordinance). Commissioner Hart seconded the motion, which was carried. Commissioner Anderson voted no on the motion. (Ordinance # 16851)

SIGNATURE – RESOLUTION TO CALL FOR PUBLIC HEARING REGARDING A DEVELOPMENT LOAN FUND APPLICATION.


Patti Chambers, Clerk of the Board presented a resolution to the Board for their signature.

Commissioner Wolden motioned to approve for signature a Resolution to Call for Public Hearing Regarding a Development Loan Fund Application. Commissioner Anderson seconded the motion, which passed unanimously. (Resolution # 16856)

ADJOURNMENT

Commissioner Wolden motioned to adjourn the proceedings. Commissioner Anderson seconded the motion, which passed unanimously.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**



Robert Hart, Chairman



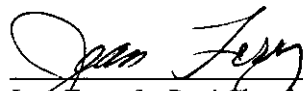
Ted W. Anderson, Commissioner



Harvey Wolden, Commissioner



ATTEST:



Jean Terry for Patti Chambers, Clerk of the Board
Skagit County Board of Commissioners