

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Tuesday, August 24, 1999**

- 7:30 a.m. – 8:30 a.m. Commissioners' Staff Meeting.
- 8:30 a.m. – 9:00 a.m. Work Session – Operations Division Manager/District Maintenance Supervisors.
- *T 9:00 a.m. – 10:00 a.m. Public Works Department – Chal Martin, Director.
- 1) Public Hearing – Adoption of the 2000 – 2005 Six-Year Transportation Improvement Program (TIP).
 - 2) Public Hearing – Disposal of County Surplus Property.
 - 3) Signature – Standard Consultant Agreement with KJM for On-Call Inspection Services.
 - 4) Signature – Standard Consultant Agreement with Pentec Environmental, Inc. for On-Call Services.
 - 5) Miscellaneous.
- 10:00 a.m. – 11:00 a.m. Planning & Permit Center – Tom Karsh, Director.
- 1) Discussion & Possible Action – Call for Public Hearing to Renew Interim Ordinance #17419, "Personal Wireless Service Facilities."
 - 2) Miscellaneous.
- 11:00 a.m. – 11:30 a.m. Consideration of Hearing Examiner's Recommendations for Approval of the following:
- 1) Timber Open Space Application of Matt and Tara Swenson for property located on the west side of South Lyman Ferry Road, approximately 1,200 feet north of the intersection with the South Skagit Highway (OST-99-0351);
 - 2) Open Space Application of Milton Schayes for property located on the northwest end of Samish Island and the end of Point Williams Place (private road) (OS-99-0392; and
 - 3) Timber Open Space Application of Rex and Betty Houser for property located on the east side of Deer Park Lane, approximately one-half mile south from the intersection with Lily Lake Road (OST-98-0374).
- 5:00 p.m. Public Hearing – Proposed Interim Ordinance Establishing an Interim Urban Growth Area for Bayview Ridge and Establishing Use Restrictions and Requirements for Public Facilities and Services and a Commitment to Complete a Subarea Plan for the Area (Hearing Room "C").

The Skagit County Board of Commissioners met in regular session on Tuesday, August 24, 1999, with Commissioners Ted W. Anderson, Harvey Wolden and Robert Hart present.

PUBLIC WORKS DEPARTMENT – Chal Martin, Director.

1. **Public Hearing – Adoption of the 2000 – 2005 Six-Year Transportation Improvement Program (TIP).**

Commissioner Anderson opened the public hearing.

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Dave Baltz, Public Works Department Staff, advised that two public meetings were held on the preliminary proposal of the Transportation Improvement Program plus several work sessions with the Board. He stated that the Planning Commission made a recommendation to remove one project from the TIP, that being the paving of the Cascade Trail. Several written items were submitted by Mr. Baltz for the record. Copies of the proposed TIP were available for the public's review.

Randy Good, 25512 Minkler Road, Sedro Woolley, spoke regarding the proposed paving of the Cascade Trail. He noted that the Planning Commission did not want this item included on the TIP. He spoke to environmental concerns and recent Department of Ecology involvement. He discussed the compliance of rails-to-trails projects to state and federal environmental laws. He stated that the County continues to ignore the legal rights of landowners along the Cascade Trail.

Gerald Bock, 1888 Coal Bunker Road, Marblemount, submitted written testimony.

Tom Solberg, 19019 Minnie Road, Alger, agreed with the latest recommendation of the Planning Commission to remove the paving of the Cascade Trail from the TIP until the ownership lawsuit is settled. He noted the interest of four businesses in Hamilton to reinstating the railroad. He spoke to the amounts of money spent on various projects on the Cascade Trail.

Laura Howard, 4812 Sharpe Road, Anacortes, urged the Board to remove the paving of the Cascade Trail from the TIP.

Mike Sutton, Pipeline Road, spoke regarding Prevedal Road being rerouted along either side of his property and that he has not been notified regarding the specifics of the project

Jim Catrine, 1173 Waterline Road, stated that he is against the Cascade Trail. He commented on the motor vehicle use of the trail.

Bill Blunt, 30714 Lyman-Hamilton Highway, expressed concern that the Planning Commission removed the paving of the Cascade Trail as it is not in compliance. He commented on the need to determine the ownership of the trail.

There being no further public comment forthcoming, Commissioner Wolden moved to close the public hearing. Commissioner Hart seconded the motion, which passed unanimously.

Commissioner Hart asked about the Coal Bunker Road and confirmed that there is minor improvement to be done before 2000. He commented on the need for community meetings.

Chal Martin, Director, commented on problems within his department in responding to citizens regarding this project.

Commissioner Wolden spoke to the issue of the Cascade Trail, stating that there is some serious consideration being made regarding reinstating the railroad. He said that since this is on the TIP for the period 2003-2005, no work would be done for some time, and there is no need to include it on the TIP.

Mr. Martin stated that Staff put the project on the TIP to allow us to spend road fund money and paths and trails fund money on this project. He indicated that having the project on the TIP does not commit the County to do any work on the project.

Commissioner Wolden reiterated that there is no particular reason to keep this item on the TIP at this time.

Commissioner Hart concurred with Commissioner Wolden's comments.

Commissioner Hart moved to approve the Six-Year Transportation Improvement Program, with the deletion of the Cascade Trail. Commissioner Wolden seconded the motion, which passed with a unanimous vote. **(Resolution to be provided by Staff at a later date).**

2. Public Hearing – Disposal of County Surplus Property.

Steve Cox, ER&R Coordinator & Ferry Manager for Skagit County, reviewed that this is a public hearing to consider the disposal of County surplus property consisting of vehicles, equipment and other items that exceed the County's needs and is of no significant benefit to the County. He indicated that this public hearing was advertised in the Skagit Valley Herald on August 5 and 12, 1999.

There being no public comment forthcoming, Commissioner Wolden moved to close the public hearing. Commissioner Hart seconded the motion, and it passed unanimously. The public hearing was closed.

Commissioner Wolden moved for the approval of the surplus property list, asking a question about the listing of aluminum dump-truck boxes. An explanation from Messrs. Martin and Cox to Commissioner Wolden's satisfaction on the adequacy of the new boxes to handle the tasks required alleviated his concerns.

Commissioner Wolden moved to approve the Resolution regarding the disposal of surplus property. Commissioner Hart seconded the motion, which passed unanimously. **(Resolution No. 17544)**

3. Signature – Standard Consultant Agreement with KJM for On-Call Inspection Services.

Steve Flude, Assistant County Engineer, presented a Standard Consultant Agreement with KJM effective through December 31, 1999, with a maximum amount payable of \$100,000. Such agreement will be utilized only as needed according to Mr. Flude. Commissioner Hart moved for the approval of Standard Consultant Agreement with KJM for on-call inspection services as described by Mr. Flude. Commissioner Wolden seconded the motion, which passed unanimously. **(Contract No. 04559)**

4. Signature – Standard Consultant Agreement with Pentec Environmental, Inc. for On-Call Services.

Sky Miller, Surface Water Management Division, presented a Standard Consultant Agreement with Pentec Environmental, Inc. for on-call services, particularly on Cockreham Island. He stated that Pentec Environmental will assist with current permit application and options for the benefit of Chinook Salmon.

A discussion ensued on the specific work to be performed by Pentec Environmental.

Commissioner Hart moved to approve the Standard Consultant Agreement with Pentec Environmental for on-call services. Commissioner Wolden seconded the motion, which passed unanimously. **(Contract No. 04560)**

5. Miscellaneous.

There were no miscellaneous Public Works matters for discussion.

PLANNING & PERMIT CENTER – Tom Karsh, Director.

1. Discussion and Possible Action – Call for Public Hearing to Renew Interim Ordinance #17419, "Personal Wireless Service Facilities."

Tom Karsh, Director, proposed confirming a date at which time a public hearing would be held to consider renewal of the Personal Wireless Service Facilities Ordinance, a portion of the County's zoning code. It has been in use for about 1-1/2 years, and has been basically non-controversial. Mr. Karsh advised that the Department is proposing that this hearing be called to consider renewal of the existing ordinance, without proposing any

changes. This portion of the Development Code will be given the full scrutiny of the Planning Commission with the adoption of the permanent development code.

Commissioner Wolden moved to call for a public hearing regarding the renewal of the interim ordinance regarding Personal Wireless Facilities. Commissioner Hart seconded the motion, which passed unanimously.

2. **Miscellaneous.**

There were no miscellaneous items for discussion.

CONSIDERATION OF HEARING EXAMINER'S RECOMMENDATIONS FOR APPROVAL OF THE FOLLOWING:

1. **Timber Open Space Application of Matt and Tara Swenson for property located on the west side of South Lyman Ferry Road, approximately 1,200 feet north of the intersection with the South Skagit Highway (OST-99-0351).**

Grace Roeder, Planning Staff, reviewed the exact location of the subject property. After a brief discussion, Commissioner Hart moved to approve the Timber Open Space Application of Matt and Tara Swenson. Commissioner Wolden seconded the motion, which passed unanimously. **(Resolution No. 17545)**

2. **Open Space Application of Milton Schayes for property located on the northwest end of Samish Island and the end of Point Williams Place (private road) (OS-99-0392).**

Ms. Roeder reviewed the exact location of the subject property with the Board. After a brief discussion, Commissioner Wolden moved to approve the Open Space Application of Milton Schayes. Commissioner Hart seconded the motion, which passed unanimously. **(Resolution No. 17546)**

3. **Timber Open Space Application of Rex and Betty Houser for property located on the east side of Deer Park Lane, approximately one-half mile south from the intersection with Lily Lake Road (OST-98-0374).**

Ms. Roeder reviewed the exact location of the subject property with the Board. After a brief discussion, Commissioner Wolden moved to approve the Timber Open Space Application of Rex and Betty Houser. Commissioner Hart seconded the motion, and it passed with a unanimous vote. **(Resolution No. 17547)**

PUBLIC HEARING – PROPOSED INTERIM ORDINANCE ESTABLISHING AN INTERIM URBAN GROWTH AREA FOR BAYVIEW RIDGE AND ESTABLISHING USE RESTRICTIONS AND REQUIREMENTS FOR PUBLIC FACILITIES AND SERVICES AND A COMMITMENT TO COMPLETE A SUBAREA PLAN FOR THE AREA.

(See attached Court Reporter's Transcript)

ADJOURNMENT.

Chairman Anderson made a motion to adjourn the proceedings. Commissioner Wolden seconded the motion and it passed unanimously.


BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



Ted W. Anderson, Chairman



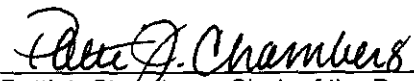
Harvey Wolden, Commissioner



Robert Hart, Commissioner



ATTEST:



Patti J. Chambers, Clerk of the Board
Skagit County Board of Commissioners

BEFORE THE SKAGIT COUNTY BOARD OF COMMISSIONERS

IN RE: Public Hearing relating to)
interim ordinance for the Bayview)
Ridge UGA and subarea plan)
_____)

August 24, 1999

VERBATIM RECORD OF PROCEEDINGS

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A-P-P-E-A-R-A-N-C-E-S:

Board of Commissioners:

Mr. Ted Anderson (Chairman)
Mr. Harvey Wolden
Mr. Robert Hart

Planning Department Staff:

Mr. Gary Christensen

Allen R. Emerson & Associates
Court Reporters
1226 McGarigle Street
Sedro Woolley, WA 98284
(360) 856-2618 Skagit County
(360) 734-2262 Whatcom County

ORIGINAL

1 PUBLIC HEARING before the Skagit County Board
2 of Commissioners in Hearing Room "C" of the County
3 Administration Building in reference to the above
4 entitled matter and reported by ALLEN R. EMERSON &
5 ASSOCIATES, commencing at the hour of 5:00 o'clock p.m.
6 on Tuesday, August 24, 1999;

7 WHEREUPON, the following proceedings were had
8 to wit:

9 MR. ANDERSON: Good evening. We're here this
10 evening for a public hearing. The purpose of this
11 public hearing is to receive testimony and written
12 correspondence regarding a proposed interim ordinance
13 establishing an interim urban growth area for Bayview
14 Ridge and establishing use restrictions and
15 requirements for public facilities and services and a
16 commitment to complete a subarea plan for the area.

17 If you've not received a copy, or obtained a
18 copy of this proposal, you'll find additional copies at
19 the sign-up table. See Patti Chambers back there.
20 Those of you who wish to provide testimony are asked to
21 sign up on the speaker's list and I'll go through in
22 the order that you sign in.

23 I'd like to ask you to limit your comments to
24 three minutes so everyone will have a chance to speak.
25 We're never sure how many we're going to get for these

1 hearings and I like to move them along.

2 Tonight's hearing will close when no further
3 testimony is forthcoming. Written comments are
4 encouraged and will be received until the close of
5 tonight's hearing.

6 A court reporter is present to record your
7 comments. Before you testify clearly state your name,
8 spell your last name for the record and indicate where
9 you reside. Particularly it's important that you spell
10 your last name for her as it really assists her in
11 trying to get this recorded accurately.

12 So with that, Patti, do you have the sign-up
13 sheet back there?

14 First on the agenda to testify is Margaret
15 Fleek.

16 MS. FLEEK: My name is Margaret Fleek, F as
17 in Frank, L E E K, with the City of Burlington Planning
18 Department at 901 East Fairhaven Avenue, Burlington,
19 98233.

20 I'm going to leave it to John Pauls to talk
21 about his specific issues relative to fire level of
22 service. I wanted to just take a few minutes to
23 encourage you to, whether or not we're successful in
24 obtaining grant funding for the subarea plan, to
25 encourage you to consider funding as part of your

1 regular budget.

2 We have had a really major cooperative effort
3 among property owners, particularly John Bosla
4 (phonetic), Jack Wallace and Mr. Knutson (phonetic),
5 the Port, the City and the fire districts. And I think
6 the fire districts are really getting their efforts
7 together at this point in time.

8 And we see, we feel that we've identified a
9 clearer scope of work that we can provide at any level
10 of detail to resolve your airport safety, height and
11 noise issues, your fire and transportation issues. And
12 basically fund a complete subarea plan without any huge
13 substantive commitment of staff from Skagit County.

14 So whatever decision you make on your interim
15 ordinance, I just want to encourage your support
16 because we can get this resolved and we can get this
17 money coming in on tax base. Because we need money,
18 you need money. So there you go, and that's really all
19 I have to say. Thank you.

20 MR. ANDERSON: Thanks Margaret.

21 Next up is Gary Jones.

22 MR. JONES: Good evening Commissioners. My
23 name is a Gary Jones, J O N E S. I'm an attorney in
24 Mount Vernon and my mailing address is 124, Post Office
25 Box 1245, Mount Vernon, 98273.

1 My reason for coming this evening is to
2 comment on section 3 of the ordinance, the, what we
3 term the standard rules for requiring development
4 rights in the Bayview UGA. I observed this Bayview UGA
5 from several perspectives including representing John
6 Rankin (phonetic) who has the pleasure of being
7 included now with the Port in this group of property
8 owners who have recognition of their development rights
9 for industrial land.

10 But it seems to me that there are others who
11 have made significant commitments of money, you have
12 already existing either ownerships or leases with
13 parties who are using their land for industrial
14 purposes.

15 And to think that the County's planning would
16 encourage or possibly even result in further scattering
17 of industrial development as opposed to making use in a
18 rational manner of the grid of services, particularly
19 sewer, transportation, electricity, so forth, that we
20 have now, is just impossible for me to believe.

21 When I read this ordinance and see that
22 someone theoretically could come in and say I've got a
23 couple hundred acres, I'd like to make a building
24 permit application, and follow through with all the
25 necessary reviews, get it done, and by so doing,

1 exclude from industrial development land that's
2 surrounded by saw mills, county transportation, rail
3 spurs, all kinds of development that's already planned
4 for within this Bayview UGA.

5 And it just seems to me as a comment on the
6 proposed ordinance that if there is not some factor
7 associated with the availability of existing urban
8 service to a particular site and its proximity to
9 existing development, whether it's Paccar or Lignotech
10 or some of these things that are already there and have
11 very substantial development, which I would say gives
12 an advantage to consolidating and developing near those
13 existing facilities, that it wouldn't have the same
14 priority. It wouldn't have at least any lack of
15 preference for being recognized as eligible for
16 industrial development while the subarea planning
17 process is going on, while hopefully the whole issue is
18 being resolved.

19 I just couldn't resist making that comment,
20 I'm working with Norm Dahlstedt, and I'd like certainly
21 to have his name recognized on this issue, but I think
22 there are others. And it just, some of the
23 justification for this comes in, it seems to me, to
24 your own backyard as commissioners. Because among the
25 functions that are supposed to be accomplished by this

1 comprehensive planning and even these interim
2 ordinances are to preserve lands that are useful for
3 public purposes. And I would include within that
4 things like the power plant that Puget Power has, the
5 storage facility that's recently been approved, the
6 railroad to serve your pick up of solid waste. I mean
7 there are a bunch of things here that are essential
8 public facilities that should get priority under the
9 Growth Management Act, and I don't see them getting any
10 priority under this ordinance.

11 So I'd ask you to consider some changes that
12 would put those issues into the ordinance, give some
13 priority to those kind of actions which would support
14 your existing infrastructure and would consolidate the
15 existing industrial development where possible.

16 MR. ANDERSON: Thanks Gary.

17 Next up Sue Christianson.

18 MS. CHRISTIANSON: It's a good thing I've
19 prepared my statement, otherwise I'd be rattled here
20 having to step up to the plate here so impromptu.

21 My name is Sue Christianson, I'm here tonight
22 representing Alf Christianson Seed Company and her real
23 estate affiliate Alfco Incorporated.

24 Our company owns a 15-acre parcel of land
25 abutting the Port of Skagit County property to the east

1 and situated north of Peterson Road. We are located
2 east of the Port of Skagit County. We acquired this
3 industrial-zoned property in August of 1997. Said
4 property had enjoyed an industrial zoning since 1983,
5 that is until January 23, 1998.

6 I have to say that it is very frustrating and
7 annoying that we even have to be gathered in this room
8 tonight. I feel let down by our tax-payer dollar,
9 supported County staff and elected officials. We,
10 along with other property owners have been pawns in a
11 big chess game. I can not in all good conscious
12 support this interim proposal as it is half-baked and
13 riddled with uncertainty.

14 We are a business that engages in long-range
15 planning for facilities in capital expansion, and
16 endorsing a proposal that is only a six-month Band-Aid
17 with no assurances that an extension will be granted,
18 is not reasonable or responsible business practices as
19 far as we're concerned.

20 One of the goals stated by the Western
21 Washington Growth Management Hearings Board was to
22 reduce sprawl, limiting development to the first 235
23 acres of quote, unquote, buildable land, doesn't sound
24 like limiting sprawl. You could end up with pockets of
25 land scattered throughout the whole Bayview Ridge UGA.

1 We want some finality brought to this whole
2 issue and encourage our leadership to do just that.
3 Thank you for the opportunity to speak tonight.

4 MR. ANDERSON: Thanks, Sue.

5 Next up is Tom Solberg.

6 MR. SOLBERG: My name is Tom Solberg, that's
7 S as in Sam, O L B E R G, 19019 Minnie Road. I like
8 this marathon hearings we're having. I think we should
9 have a, keep with the marathon, nonstop and the last
10 man standing is the winner. You can't leave the room
11 until you're out. Winner take all.

12 Gentlemen, we are standing here at the
13 threshold whether to do good planning or to follow what
14 other communities have done in the past. Airports and
15 residential uses do not mix. It's funny coming from
16 me, being a property rights man, but in this case I'm
17 really adamant that this is not a good deal.

18 Most all of the larger cities, you hear in
19 the newspaper or whatever, it starts them with a big
20 bone of contention when we get more and more people
21 with the airport and residential uses. I'd much rather
22 that we, we're here with the comprehensive plan taking
23 a really short look ahead of 20 years, I've always felt
24 we should be looking way ahead. Let's look way ahead,
25 rather than 20 years. And the future generations will

1 thank you for your vision for the future by not
2 stacking residents this close to the airport.

3 We don't know what that airport is going to
4 be. We don't know how big Mount Vernon is going to be.
5 We don't know if we might have jet service or if
6 there's going to be an airplane around, or the earth is
7 going to end. But it's just not good. We're planting
8 a seed now that I'm afraid it's going to get out of
9 hand.

10 I also, I want to talk just briefly about, I
11 got the new packet here, I was really deathly afraid,
12 being again a rural advocate for years, I thought that
13 I could see that this, maybe this subarea plan was
14 going to go rural intermediate because that's what the
15 State Department of Aviation wanted, wanted to talk
16 about one in five, one in two and a half, just around
17 certain areas here in the old ordinance. And I hope it
18 don't happen.

19 The reason I hope it don't happen is you know
20 well and good that in 1997 you stripped areas from
21 rural villages from people who had rural intermediate
22 property, who bought it rural intermediate, assuming
23 that what they bought was, you know, was going to be
24 used for and I'm one of them. And I don't think it's
25 right to start transferring that property without

1 giving us other people a chance to reclaim what we've
2 lost. Thank you very much.

3 MR. ANDERSON: Thanks Tom.
4 Jack Shelton.

5 MR. SHELTON: I'm Jack Shelton,
6 S H E L T O N. I'm a Fire Commissioner from Fire
7 District 6 and I'm also the Public Information Officer
8 for that group. We have some concerns about this new
9 ordinance and I have a written statement and I have
10 enough copies for each one of the commissioners and
11 anyone else that might want one.

12 Our first concern is in the fire district, as
13 many of you may know or may not know, we've been
14 planning to build a new fire station out in the Bay
15 Hill area. According to your ordinance, we can't build
16 it where we need to build it. We strongly feel that we
17 should be able to build a fire station in any one of
18 those zones.

19 First of all, where we want to build it gives
20 us the latitude to pick a large population area where
21 we get our volunteers from. It also gives us more
22 immediate response to that area. And we really
23 strongly recommend that you change this ordinance or at
24 least look at this ordinance and allow fire stations or
25 public-type buildings be put in all zones.

1 The second part of our concern, it appears
2 that the land inside the port is being treated
3 differently than the areas outside the port. The port
4 has a lot of unrestricted development because they
5 adopted urban services standards and because they are
6 not subject to invalidity.

7 Since Fire District 6 has adopted urban
8 service standards and since in turn the ordinance will
9 presumably remove the area from invalidity, we feel
10 this area should also be unrestricted.

11 The third thing and probably one of the most
12 important things for fire service in this day and age
13 is, I think I heard somebody say, we need the money.
14 And it's, development that would allow the UGA while
15 the, development will be allowed in the UGA with the
16 passage of the interim ordinance, while the fire
17 service struggles with the issue of how to provide
18 urban service and who will pay for it.

19 The Growth Management Act requires new
20 development to pay for their impacts on public
21 services; therefore we feel that prior impact needs
22 must be adopted as part of the interim ordinance. So
23 appropriate levels of fire service can be developed.
24 And I do have a copy of that for you folks. Thank you.

25 MR. ANDERSON: Thanks.

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Jerry Heller.

MR. HELLER: My name is Jerry Heller,
H E L L E R. I live at 12281 Bay Hill Drive in
Burlington which is within this proposed area, or at
least close to the proposed area, and I'm here
representing the Port of Skagit County.

First I would like to hand up a letter that
is addressed to the Commission signed by Patricia
Vasper-Martin (phonetic). She's the planner for the
Port who's been working with the County over the past
period of time and has been working on this ordinance.
And she says things in this letter much better than I
can, and I would like to make that part of the record.

MR. ANDERSON: Okay. Thanks Jerry.

MR. HELLER: Briefly I'd like to say that the
Port of Skagit County very much supports the ordinance
that's being presented. We think it's been a long,
long haul in this process since some of the disruptions
that have occurred as a result of the Hearings Board
decisions, and we think that this ordinance at this
point brings many, many, many of those interests
together and is an appropriate approach at this time.

It does anticipate that there's going to be a
subarea planning process over the next period of time
which will put it in a position to be finalized, and we

1 support that as well.

2 I'd like to make some specific comments
3 regarding section 11 and in subparagraph three, there
4 have been presented alternate wording in that section.
5 And the wording that the Port supports is what is
6 referred to as the alternate language there, and it
7 provides for a development of the Port of Skagit County
8 with a pedestrian circulation plan that's other than is
9 typically used. It does not require gutters and
10 sidewalks but rather it requires a pedestrian
11 circulation plan that gives about nine miles plus of
12 pedestrian walkways up to the port area, and it's
13 important up in that area because of the amount of
14 wetland and critical areas that we have. And this
15 pedestrian circulation plan is consistent with those
16 and does not inhibit or have any negative impact on
17 those areas.

18 And the Port has already gone through the
19 planning process of the circulation plan, a copy of it
20 is attached to the ordinance itself, and we are in the
21 process of proceeding with our engineering work this
22 fall and hope to have the first portion of that
23 constructed next year. We think it's a great way to
24 deal with the natural habitat and the natural area up
25 there and also accomplish the purpose that's necessary

1 for pedestrian circulation. Thank you very much.

2 MR. ANDERSON: Thanks, Jerry.

3 Next up is John Pauls.

4 MR. PAULS: Good evening, my name is John
5 Pauls, P A U L S. I reside at 12229 Bay Hill Drive
6 which is also in the urban growth area, and tonight I'm
7 here representing the City of Burlington Fire
8 Department. I also have a written statement that I
9 have several copies of and I'd like to have that
10 entered into the record and speak to it briefly.

11 There's three main areas that I want to
12 address. The acreage limitation, the adoption of urban
13 standards for fire by the port, and the subarea plan.
14 In section 3 the proposed interim ordinance discusses
15 limitation on the number of acres that can be
16 developed. Now we've been working on this for a long
17 time, the fire service, the planners, the Port and
18 everybody that's had an interest in this. And in the
19 past we've been discussing limiting the acreage to be
20 developed to 250 out of the 497 that the county-wide
21 comprehensive plan 1.1 identifies. Now that's about 50
22 percent. What we had been talking about before was
23 about 50 percent. And I previously made comments to
24 the planning department that that was excessive, that
25 we should limit development to 10 or 20 percent of the

1 available acres under an interim ordinance so that we
2 can go out and solve the problems, specifically in the
3 fire and EMS responses in the meantime. Once those
4 problems are solved, open it up.

5 Well, when the ordinance was published it was
6 a surprise to learn that the 254 acres attributed to
7 the Port of Skagit County were removed, and the acreage
8 proposed for development was then dropped to 235.

9 Well, my calculations show that's about 97 percent of
10 the acreage available outside the port, plus the 254
11 acres on the port brink properties. We're talking
12 about developing the whole thing under an interim
13 ordinance with an elaborate building credit program
14 that just seems ridiculous. I'd like you to, strongly
15 encourage you to send this back and make the limitation
16 really a limitation, not a smoke screen of a
17 limitation.

18 The second issue is the adoption by the Port
19 of urban standards for fire and EMS responses. Now the
20 Port saw fit to adopt, in principle at least, the level
21 of service standard that the Burlington Fire Department
22 operates under. They had a hearing on May 18th and at
23 that hearing I supplied testimony, both verbally and
24 written, that indicated that they missed some things.
25 They missed the minimum staffing levels, they missed

1 fire code compliance through annual fire safety
2 inspections of every commercial building. And I think
3 that this is important. That fire and EMS problem has
4 been identified as the most significant issue that we
5 have on the Bay Hill, on the Bayview Ridge. I
6 certainly agree with, you know, we need to do
7 something. We're all too far away and we need to do
8 the right thing.

9 My final point on the subarea plan revolves
10 around a comment that Margaret Fleek made. And that
11 is, again, a lot of people have been working on this,
12 the planners, the fire departments, the consultants for
13 the property owners. We feel, I feel, that many
14 elements that will go into the subarea plan have been
15 well researched, they've been studied, they've been
16 written on. There's no reason in the world that a
17 subarea plan can't be completed before June of 2001.
18 We're talking about another two years of development
19 without any answer to my particular interest, to the
20 fire problem. And I'd encourage you to move that date
21 up and get it done as quickly as possible. Thank you
22 very much.

23 MR. ANDERSON: Thank you.

24 Patti do you have some additional sign ups?

25 MS. CHAMBERS: Just one more who did not wish

1 to speak.

2 MR. ANDERSON: That completes the list of
3 speakers that have signed up to speak. Is there anyone
4 else present that didn't get an opportunity that would
5 like to?

6 MR. SOLBERG: Can I say one more word?

7 MR. ANDERSON: You can say one more word,
8 Tom.

9 MR. SOLBERG: It'll only take a second. My
10 name is Tom Solberg, S O L B E R G. I heard a couple
11 times today the need for more money. I don't think we
12 need any more money, what we need to do is spend the
13 money we got wisely and I see that this isn't
14 happening. If you follow my thing, I'm a very frugal
15 person and Bob wonders why I'm not working. I don't
16 have to work because I learned to live within my means,
17 and I do very well at it. Thank you very much.

18 MR. ANDERSON: Any one else have a burning
19 desire? Well with that I want to thank you all for
20 taking the time to come down and give your input. It
21 always makes the decisions, not necessarily easier, but
22 better decisions when you hear from the public. So I
23 appreciate you doing that and giving up your evening.
24 With that we're going to adjourn.

25 Oh, we need a motion. I'm trying to take

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over. Let me revise that --

MR. HART: I'll move to close the public hearing.

MR. WOLDEN: I'll second that.

MR. ANDERSON: It's been moved and seconded that we close the public hearing. All those in favor say aye.

MR. HART: Aye.

MR WOLDEN: Aye.

MR. ANDERSON: Now we're adjourned.