

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
TUESDAY, MARCH 3, 2009**

The Skagit County Board of Commissioners met in regular session on Tuesday, March 3, 2009, with Commissioners Kenneth A. Dahlstedt, Sharon D. Dillon, and Ron Wesen present.

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order 8:01 a.m.

II. PLEDGE OF ALLEGIANCE:

Chairman Dahlstedt led the gallery in the salute to the flag.

III. AGENDA:

A. 8:00 a.m. - 9:00 a.m. Public Works Department - Jeff Miller, Interim Director

1. Discussion - Update Regarding the National Pollutant Discharge Elimination System (NPDES) Phase II Permit

Watershed Planner Michael See provided a brief background of the National Pollutant Discharge Elimination System (NPDES). Mr. See said the Phase II permit requires Skagit County to meet a number of obligations in the areas of public education and outreach, public involvement, illicit discharge detection and elimination detection and elimination, runoff control, pollution prevention, and staff training. He went on to say these permit requirements have mandatory deadlines that are scheduled to be fully implemented in the Stormwater Management Plan by February 2012.

The Commissioners stated they supported the NPDES Phase II Permit process and thanked Mr. See for the update.

2. Miscellaneous

There were no miscellaneous items for Public Works to discuss.

Chairman Dahlstedt recessed the proceedings at 8:20 a.m.

B. 9:00 a.m. - 10:00 a.m. Public Hearing - To Consider Testimony Regarding Review of the 2009 Permit and Development Fee Amendments Proposed by Skagit County Planning & Development Services and the Skagit County Health Department

Chairman Dahlstedt reconvened the proceedings at 9:00 a.m.

Director Gary Christensen stated Planning & Development Services has responded to the current economic situation by reducing their 2009 expense budget by 18%, primarily through staff reductions. He said while this is no time to raise fees in general, it is an appropriate time to adjust a few fees where experience shows the cost of services exceeds the revenue received from applications or general fund

allocations.

Deputy Director Bill Dowe provided a summary of the proposed changes to the Planning and Development Services and Health Department's fee schedule for 2009.

Environmental Public Health Manager Corrine Story provided an overview of the Health Department's proposed 2009 water fees, and on-site sewage permit fees.

Chairman Dahlstedt opened the public hearing at 9:09 a.m.

Marianne Manville-Ailles with Skagit Surveyors and Engineers located at 806 Metcalf Street in Sedro-Woolley stated the flat fee charged to review applications penalized developers and individuals who hired qualified consultants to process applications. Ms. Manville-Ailles said these applications take less time to review and should not be charged on a flat fee basis. She went on to comment on the discrepancy between the Planning & Development Services and the Health Department hourly fees. She noted there should be a mechanism that ensures fees carry over into subdivision application phase. She pointed out her biggest concern was the Critical Areas' Review fees.

Warren Ottsen of 34207 South Shore Drive at Lake Cavanaugh commented on the Critical Areas' Review fees as they relate to building or repairing docks. He also commented on code violations and enforcement fees.

A motion was made by Commissioner Dillon to approve closing the public hearing at 9:21 a.m. Commissioner Wesen seconded the motion, which passed unanimously.

A motion was made by Commissioner Dillon to approve extending the time to receive public comments to Friday, March 6, 2009, at 4:30 p.m. and to render a decision on March 17, 2009, at 2:00 p.m. Commissioner Wesen seconded the motion, which passed unanimously.

Chairman Dahlstedt recessed the proceedings at 9:23 a.m.

- C. 10:00 a.m. - 11:00 a.m. Closed Record Hearing No. PL09-0068 to Review the Hearing Examiner's Decision to Approve Special Use Permit Application No. PL07-0407 for the Redevelopment and Expansion of the Existing Hillside Motel per Skagit County Code (SCC) 14.16.150 (4)(d)

Chairman Dahlstedt reconvened the proceedings at 10:05 a.m.

Associate Planner Michele Szafran outlined Appeal No. PL09-0068 filed by June Kite and Bonnie Trent of the Hearing Examiner's Decision on Special Use Permit No. PL07-0407 filed by Hillside Enterprises, LLC for the redevelopment and expansion of the existing Hillside Motel per Skagit County Code 14.16.150(4)(d).

Chairman Dahlstedt opened the closed record hearing at 10:12 a.m.

June Kite of 20819 Starbird Road in Mount Vernon spoke in opposition to the Hearing Examiners' December remand hearing decision. She asked the Board of Commissioners to support the Planning & Development's recommendations and deny the application.

Craig Magnusson of 800 Bellevue Way NE, Suite 400 in Bellevue who is the attorney representing the applicant Hillside Enterprises LLC pointed out the appeal presented to Board of Commissioners relate specifically to water, septic, stormwater run off, and drainage issues.

John Ravnik of Ravnik & Associates located in Burlington commented on the water conditions and Skagit County's drainage requirements.

Mr. Charles Lindsay who is a Hydrogeologist with Associated Earth Sciences Inc. located in Everett discussed septic and waste water disposal aspects of the project.

Peter Carletti with Carletti Architects located in Mount Vernon discussed the visual impacts and impacts to adjacent properties of the project.

Ms. Kite made a rebuttal statement.

Mr. Magnusson made a rebuttal statement.

A motion was made by Commissioner Dillon to approve closing the closed record hearing at 10:59 a.m. Commissioner Wesen seconded the motion, which passed unanimously.

A motion was made by Commissioner Wesen to approve setting Tuesday, March 17, 2009, at 11:00 a.m. to render a final decision. Commissioner Dillon seconded the motion, which passed unanimously.

Chairman Dahlstedt recessed the proceedings at 11:00 a.m.

- D. 11:00 a.m. - 11:30 a.m. Proclamation - March 2009 as Human Rights Month in Skagit County

Chairman Dahlstedt reconvened the proceedings at 11:04 a.m.

A motion was made by Commissioner Dillon to approve proclaiming March 2009 as Human Rights Month in Skagit County. Commissioner Wesen seconded the motion, which passed unanimously.

Chairman Dahlstedt recessed the proceedings at 11:29 a.m.

- E. 11:30 a.m. - 11:45 a.m. Public Comment Period

Chairman Dahlstedt reconvened the proceedings at 11: 31 a.m.

Mary Heinrich of 426 Lochwood Drive on Camano Island commented on House Bill 1172 and Senate bill 5165 which relate to the transfer of development rights. She also requested clarification of whether there will be a public hearing on the Nookachamps Wetland Mitigation Bank.

Mayor Brunz of the City of Burlington requested a member of the Board of Skagit County Commissioners participate in a meeting with the City of Burlington. He said the meeting will take place in Washington, D.C. on Thursday, March 19, 2009 at 2:00 p.m. Mayor Brunz indicated the purpose of the meeting will be to introduce the Federal Energy Regulatory Commission (FERC) staff to the County, City, and Dike District; and to discuss compliance issues for flood control elements of the new FERC Hydroelectric Project.

Chairman Dahlstedt recessed the proceedings at 11:42 a.m.

- F. 1:30 p.m. - 2:00 p.m. Presentation - Boys & Girls Club Youth of the Year

Chairman Dahlstedt reconvened the proceedings at 1:32 p.m.

Director of Skagit County Youth and Family Services and member of the Board of Directors of Skagit County Boys and Girls Club John Lum introduced fellow Board members and staff. Mr. Lum went on to introduce Cassie Medici, who is the Boys & Girls Club Youth of the Year.

Chairman Dahlstedt recessed the proceedings at 1:47 p.m.

- G. 2:00 p.m. - 2:30 p.m. Decision - To Consider Selling County Real Property Known as 4451 Concrete Sauk Valley Road in Concrete, Parcel No. P43706, and Acreage Only in the Gunderson Road/Goldie Lane Vicinity in Mount Vernon, Parcel No. P108573

Chairman Dahlstedt reconvened the proceedings at 2:00 p.m.

A motion was made by Commissioner Wesen to approve selling County real property known as 4451 Concrete Sauk Valley Road in Concrete, Parcel No. P43706, and acreage only in the Gunderson Road/Goldie Lane Vicinity in Mount Vernon, Parcel No. P108573 Commissioner Dillon seconded the motion, which passed unanimously.

Chairman Dahlstedt recessed the proceedings at 2:02 p.m.

- H. 2:30 p.m. - 2:45 p.m. Discussion/Possible Action - Grant Deed of Conservation Easement for Short Plat PL08-0539 Submitted by the Estate of Elwood Linvog

Chairman Dahlstedt reconvened the proceedings at 2:30 p.m.

Senior Planner Marge Swint stated the proposed land division is approximately 19.64 acres and will create two lots. She said lot 1 will be .73 acres in size and will

include the existing residence and a barn, and lot 2, will be approximately 18.91 acres, and will be encumbered by the conservation easement.

A motion was made by Commissioner Wesen to approve and sign the Grant Deed of Conservation Easement for Lot 2 of Short Plat PL08-0539. **(Contract No. C20090149)** Commissioner Dillon seconded the motion, which passed unanimously.

A motion was made by Commissioner Dillon to approve amending the motion previously made regarding the review of the 2009 Permit and Development Fee Amendments proposed by Skagit County Planning & Development Services and the Skagit County Health Department to read that it will be held on Tuesday, March 17, 2009, at 8:00 a.m., instead of March 17, 2009, at 2:00 p.m. Commissioner Wesen seconded the motion, which passed unanimously.

Chairman Dahlstedt recessed the proceedings at 2:35 p.m.

- I. 2:45 p.m. - 3:00 p.m. Presentation - Leadership Skagit Team Project - Camp Kirby Extreme Makeover

Chairman Dahlstedt reconvened the proceedings at 2:45 p.m.

Executive Director of Skagit County Community Action Agency Bill Hinkle of 330 Pacific Place in Mount Vernon and a member of Leadership Skagit introduced William Freitas and Marge Milnor who are also members of Leadership Skagit.

Mr. Hinkle provided a PowerPoint presentation on the Camp Kirby "Extreme Makeover" project. He invited volunteers to attend the makeover event taking place on April 4, 2009, at Camp Kirby.

IV. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 2:59 p.m.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

---

Kenneth A. Dahlstedt, Chairman

---

Sharon D. Dillon, Commissioner

---

**Ron Wesen, Commissioner**

**ATTEST:**

---

**JoAnne Giesbrecht, Clerk of the Board  
Skagit County Board of Commissioners**