

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 22, 2009**

The Skagit County Board of Commissioners met in regular session on Tuesday, December 22, 2009, with Commissioners Kenneth A. Dahlstedt, Sharon D. Dillon, and Ron Wesen present.

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order at 9:03 a.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

a) 9:00 a.m. - 10:00 a.m. Planning & Development Services Department - Gary Christensen, Director

1. Discussion/Possible Action - Resolution Approving Bylaws for the Skagit County Planning Commission

Ryan Walters, Deputy Prosecuting Attorney, presented a resolution which approves the Bylaws for the Skagit County Planning Commission. Mr. Walters indicated the Bylaws have been approved by the Planning Commission.

A motion was made by Commissioner Wesen to approve the Resolution approving Bylaws for the Skagit County Planning Commission. (**Resolution R20090532**) Commissioner Dillon seconded the motion.

The vote passed unanimously.

2. Discussion/Possible Action - Natural Resource Land Easement (NRLE) for Short CaRD PL08-0569, Submitted by Norman and Eleanor Ovenell

Marge Swint, Senior Planner, stated the short plat developed approximately 40+ acres into three (3) one-(1) acre lots and one 37-acre lot with 2.27 acre developed area and 34+ acres as open space. Of the 34 acres, 26+ acres will be encumbered by this easement. The purpose of this easement is to assure that the natural resource designated open space will be retained as provided for in the easement document until the easement is terminated and to prevent any use of or activity in the open space that will significantly impair or interfere with the open space functions. The easement is to confine the use of, or activity in, the open space area to those uses and activities consistent with this purpose.

The project is located at 46276 Concrete Sauk Valley Road, Concrete, WA; within a portion of the SE 1/4 of Section 14, Township 35 North, Range 08

East.

A motion was made by Commissioner Dillon to approve and sign the Natural Resource Land Easement for short Card PL08-0569 submitted by Norman and Eleanor Ovenell. **(Contract No. C20090711)**
Commissioner Wesen seconded the motion.
The vote passed unanimously.

3. Discussion/Possible Action - 2008 Comprehensive Plan Amendments and Sanfi Acres Remanded Comprehensive Plan Amendment

Carly Ruacho, Senior Planner, described the options available to the Board for action on 2008 Comprehensive Plan Amendments and the Sanfi Acres remanded Comprehensive Plan Amendment.

Ms. Ruacho stated the proposal identified as William A. Stiles (PL08-0455) is recommended for approval by the Planning Commission. She went on to say the Department recommends denial of the proposal.

A motion was made by Commissioner Dillon to approve remanding the request of the redesignation to P36885 from Rural Reserve to Rural Freeway Service to the Planning Commission for further public hearing(s) and recommendation regarding the potential mapping anomaly on P122694 and inconsistencies with Comprehensive Plan Policy 3C-3.1. The motion did not receive a second and was lost.

A motion was made by Commissioner Dillon to approve the redesignation of P36885 from Rural Reserve to Rural Freeway Service. Commissioner Wesen seconded the motion.
The vote passed unanimously.

Ms. Ruacho provided information on the application submitted by Richard S. Stockinger File No. P108-0446, Secondary Forest NRL/Rural Village Residential zoning swap requested on 4.3 acres on the Shore of Lake Cavanaugh. She indicated the Planning and Development Services Department and the Planning Commission concurred in recommending denial of the Stockinger proposal.

A motion was made by Commissioner Dillon to approve accepting the Department and the Planning Commission recommendations to deny the request to shift approximately 4.3 acres of existing Rural Village Residential zoning to two areas in closer proximity to the lake on P108571, submitted by Richard S. Stockinger, File No. PL08-0460. Commissioner Wesen seconded the motion.
The vote passed unanimously.

Ms. Ruacho stated the proposal submitted by Andre Pomeroy File No. PL08-0462 for Mineral Resource Overlay zoning request for 80-acre Industrial Forest-NRL parcel southeast of Marblemount is recommended for approval

by the Planning and Development Services Department and the Planning Commission.

A motion was made by Commissioner Wesen to approve accepting the Planning and Services Department and the Planning Commission's recommendations to approve the request for the addition of a Mineral Resource Overlay on P46094, submitted by Andre Pomeroy File No. PL08-0462. Commissioner Dillon seconded the motion. The vote passed unanimously.

Ms. Ruacho discussed the Sanfi Acres proposal File No. CPA05-14 - Secondary Forest-NRL zoning request for 1,120 acres of Industrial Forest-NRL zoned land off the Granstrom Road. She stated the Planning Commission was unable to reach a formal recommendation on this proposal.

A motion was made by Commissioner Dillon to approve maintaining the status quo and deny the request for redesignation of approximately 1,120 acres of Industrial Forest-Natural Resource Land, known as Sanfi Acres, to Secondary Forest-Natural Resource Land, submitted by Sanfi Acres File No. CPA05-14. Commissioner Wesen seconded the motion. The vote passed unanimously.

Mr. Christensen, Director, stated staff will prepare an Ordinance, which reflects the Board of Commissioners actions for the Consent Agenda on Tuesday, December 29, 2009.

4. Miscellaneous

There were no miscellaneous items for the Planning & Development Services to discuss.

b) 11:30 a.m. - 11:45 a.m. Public Comment Period

Chairman Dahlstedt reconvened the proceedings at 11:32 a.m.

Andy Young of 27506 Burmaster Road in Sedro-Woolley stated he supported the Farmland Legacy Program.

Seeing no further public comment forthcoming, Commissioner Dillon made a motion to close the public comment at 11:34 a.m. Commissioner Wesen seconded the motion which passed unanimously.

c) 1:30 p.m. - 3:00 p.m. Town of Hamilton - Interview Candidates for Vacant Council Seat

Chairman Dahlstedt reconvened the proceedings at 1:30 p.m.

Roberta Childs, Brandi Sanders, and Jennifer Benjamin of the Town of Hamilton stated their interests in serving on the Town Council.

The Commissioners thanked the candidates and informed them a decision will be made on Tuesday, December 29, 2009, at 2:00 p.m.

IV. VOUCHERS AND WARRANTS:

- 1) 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, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:
 - a) Warrants numbered 311140 through 311406 from Clearing Fund 696 in the total dollar amount of \$691,710.30 (Transmittal No. C-162-09); and
 - b) Payroll warrants numbered 256763 through 257505 in the total dollar amount of \$1,187,403.87 (Transmittal No. P-51-09).

V. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 1:55 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chairman

Sharon D. Dillon, Commissioner

Ron Wesen, Commissioner

ATTEST:

Linda Hammons, Clerk of the Board
Skagit County Board of Commissioners