

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 21, 2012**

The Skagit County Board of Commissioners met in regular session on Tuesday, August 21, 2012, with Commissioners Kenneth A. Dahlstedt, Sharon D. Dillon, and Ron Wesen present.

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order at 9:30 a.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

- a) 9:30 a.m. - 11:00 a.m. Closed Record Appeal Hearing PL-11-0056 Robert Weeks and PL10-0493 Evergreen Islands

Chairman Dahlstedt welcomed the parties to the closed record hearing numbers PL 10-00493 and PL 11-0056, regarding the October 13, 2011, and May 29, 2012, Decision by the Hearing Examiner in the matter of the Appeal of Robert Weeks, Larry Dent and Evergreen Islands regarding the Appeal of preliminary approval of Short Plat 93-0040, a three lot short plat, submitted on June 10, 1993, approved on November 3, 2010.

He announced that the hearing was scheduled for one and a half hours and that the Commissioners would hear presentations from the Planning Department staff, up to 15 minutes; from the Appellants, up to 15 minutes; from the Respondent, or any parties of record, being any person who has testified at a prior hearing on this issue or who had submitted a written statement, or had formally requested to receive information on the issue; up to 15 minutes; and then finally, hear any rebuttal first from staff, then from the Appellants; up to 5 minutes each.

Senior Planner Marge Swint presented Planning and Development's the timeline of events that related to the land division application.

Mr. C. Thomas Moser thanked the Commissioners and the parties present in the gallery for their willingness to allow the hearing to be continued from Tuesday, July 9, 2012, to Tuesday, August 21, 2012. He indicated the hearing was continued due to a conflict and that had been scheduled to attend a trial. Mr. Moser presented the Appellant Robert Weeks opening statement at 9:38 a.m. He indicated the major issue in the appeal was the completeness of the original short plat application.

Mr. Jeffrey Eustis, presented an opening statement on behalf of the Appellant Evergreen Islands at 9:45 a.m. Mr. Eustis indicated the short plat application that was filed in 1993 as incomplete, was not vested and does not meet the requirements of Skagit County Code.

Mr. Robert Carmichael presented an opening statement behalf of the Respondent Larry Dent at 9:56 a.m. He indicated that the short plat application was complete in 1993.

Mr. Moser made rebuttal statement on behalf of the Appellant, Robert Weeks, at 10:11 a.m.

Mr. Eustis made rebuttal statement on behalf of the Appellant, Evergreen Islands, at 10:14 a.m.

Mr. Carmichael made a rebuttal statement on behalf of the Respondent, Larry Dent, at 10:22 a.m.

Chairman Dahlstedt thanked the parties for the presentation. He stated that under Skagit County Code, the Commissioners are directed to render a decision within 60 days of the appeal. The parties agreed to waive the 60-day time-period for the Commissioners to make a decision on this matter due

to Mr. Moser's trial that was scheduled for Monday, July 9, 2012. He announced that the Board would consider the evidence and are scheduled to render a decision in public session on Tuesday, August 28, 2012, at 10:00 a.m. He said that this was a quasi-judicial issue which meant that the Board was sitting as judges and not law makers and advised the parties not to try to contact members of the Board about this matter before a decision had been rendered.

Chairman Dahlstedt recessed the proceedings at 10:27 a.m.

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

Chairman Dahlstedt reconvened the proceedings at 11:30 a.m.

Seeing no public comment forthcoming, Chairman Dahlstedt closed the public comment period at 11:31 a.m.

IV. MISCELLANEOUS:

1. Resolution to appoint Keith Greenwood to serve a four-year term on the Skagit County Planning Commission. The appointment will commence on the date of execution and expire on August 31, 2016. **(Resolution No. R20120275)**

A motion was made by Commissioner Wesen to approve Resolution to appoint Keith Greenwood to serve a four-year term on the Skagit County Planning Commission. The appointment will commence on the date of execution and expire on August 31, 2016. **(Resolution No. R20120275)**

Commissioner Dillon seconded the motion.
The vote passed unanimously.

V. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 11:37 a.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