

**SKAGIT COUNTY
OFFICE OF THE HEARING EXAMINER**

re: The Appeal of Notice of Violation	)	Health APL 25-0001
Decision by Skagit County Public Health	)	
on 2/26/25 by Tulip Time, LLC	)	TULIP TIME, LLC’S MEMORANDUM
	)	IN SUPPORT OF PRE-HEARING
	)	CONFERENCE
_____	)	

COMES NOW, Tulip Time, LLC (“Tulip Time”) by and through its counsel of record, Wolf Lee Hurst & Slattery, PLLP, and provides this Memorandum in Support of Pre-Hearing Conference as instructed in the Hearing Examiner’s November 30, 2025, Order Setting Pre-Hearing Conference (“Order”).

I. List of Applicable and Relevant Bodies of Law

Counsel for Tulip Time is still getting up to speed on this matter but believes that the matter relates to Skagit County’s (“County”) allegations that Tulip Time has failed to secure necessary permits for demanded repairs to its septic system, as required by Skagit County Code and Washington State administrative codes. Importantly, it does not appear that the County contends that there is anything substantively wrong with the septic system or that it is operationally out of compliance with any applicable regulations. Instead, the alleged violations appear to be limited to Tulip Time’s alleged failure to file a proper septic design by a licensed septic designer and securement of a necessary permit to undertake the repair work.

II. List of Additional Evidence

Tulip Time is not in a position to identify additional documentary evidence that it desires to submit at the hearing. This is in part due to the County’s failure to respond to a set of public records requests that Tulip Time has submitted dealing with the ongoing dispute. Moreover, Tulip Time

intends to secure expert assistance in the matter and therefore anticipates that additional documentary evidence will be prepared or gathered.

III. Objections or Questions to Evidence in File

Tulip Time does not have any objections to the current file as listed by the Hearing Examiner, other than to preserve its right to object to the admission of any the documents at the anticipated hearing based upon relevance.

DATED this 9th day of December, 2025.

s/ Mark J. Lee

Mark J. Lee, WSBA #19339
of Wolf Lee Hurst & Slattery, PLLP
Attorney for Appellant Tulip Time, LLC