

BEFORE THE SKAGIT COUNTY HEARING EXAMINER

FINDINGS AND RECOMMENDATION

Applicants: Christopher and Gail LeBoutillier

Address: 27250 NE 53rd Street
Redmond, WA 98053

File No: CUTR/OS#5-2008

Request: To transfer approximately 6.92 acres to the Current Use Open Space Program.

Location: Tract B S/P#PL07-0578, within Sec.1, T35N, R1E, W.M., Guemes Island

Assessor's No: P31330

Public Hearing: After reviewing the report of the Assessor's Office, the Hearing Examiner conducted a public hearing on December 17, 2008.

Recommendation: Approval

FINDINGS

1. This is one of three applications filed by Christopher and Gail LeBoutillier for the transfer of land classified as Farm and Agricultural land under RCW 84.34.020(2) to Open Space land as provided under RCW 84.34.020(3). The applicants own the property.

2. The application (CUTR/OS #5-20008) seeks to transfer approximately 6.92 acres to the Current Use Open Space Program.

3. The property is located on Guemes Island. It is Tract B, S/P#PL07-0578. within Sec 1, T35N, R1E, W.M.

4. The property has been part of a farm. This application is to transfer acres in wetland into open space.

5. The acreage has been placed in a Protected Critical Area (PCA) easement. The open space will be left in its natural state. The purpose is to protect streams and water supply and to promote the conservation of soils and wetlands.

6. The proposed open space use appears to comply with RCW 84.34.020.

7. The Staff Report and Exhibits submitted by the Assessor's Office are incorporated herein.

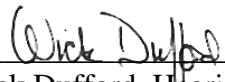
8. The hearing was held after due notice. There was no public testimony and there were no written comments.

9. The Examiner finds that the property meets the definition of the classification sought.

10. The Staff recommends approval. The Examiner concurs with Staff.

RECOMMENDATION

The Examiner recommends approval of the application.



Wick Dufford, Hearing Examiner

Date: January 7, 2009

Copies transmitted to Applicants: January 7, 2009