

BEFORE THE SKAGIT COUNTY HEARING EXAMINER

FINDINGS AND RECOMMENDATION

Applicants: Donald and Loalynda Bird

Address: 23309 Chase Street
West Hills, CA 91304

File No: CUTR/OS#7-2008

Request: To transfer approximately 5.61 acres to the Current Use Open Space Program.

Location: Tracts D & E S/P#PL07-0578, within Sec.1, T35N, R1E, W.M., Guemes Island

Assessor's No: P127970

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 a request for the transfer 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, Donald and Loalynda Bird, own the property.

2. The application (CUTR/OS #7-20008) seeks to transfer approximately 5.61 acres to the Current Use Open Space Program.

3. The property is located on Guemes Island. It is Tracts D & F, S/P#PL07-0578. within Sec 1, T35N, R1E, W.M. It is adjacent to the acreage of the LeBoutilliers for which a similar status has been requested.

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.

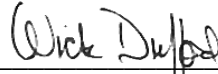
8. The hearing was held after due notice. There was no public testimony and there were no written comments.

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