

**BEFORE THE SKAGIT COUNTY HEARING EXAMINER**

**FINDINGS AND RECOMMENDATION**

**Applicants:** T.W. and Anne Martin

**Address:** P.O. Box 47  
Clear Lake, WA 98235

**File No:** C/UO/S#14-2008

**Request:** To include approximately 9.16 acres in the Current Use Open Space Program.

**Location:** Lots 8 and 9 in the plat of Sunset Addition to Clear Lake, in Sec. 11, T34N, R4E, W.M.

**Assessor's Nos:** P69908 & 69909

**Public Hearing:** After reviewing the report of the Assessor's Office, the Hearing Examiner conducted a public hearing on February 25, 2009.

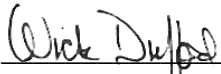
**Recommendation:** Approval

## **FINDINGS**

1. T.W. and Anne Martin seek to include 9.16 acres in the Current Use Open Space Program. The applicants own the property.
2. The property is Lots 8 & 9 of the Sunset Addition to Clear Lake, in Sec. 11, T34N, R4E, W.M.
3. The total acreage of the two lots is 9.16 acres. They were platted in 1912 and logged around that time. Since the applicants purchased the property in 1977, the second growth forest on the lots has been undisturbed.
4. Mr. Martin testified that there has been considerable development in the area and that he believes some undeveloped open space should be left to serve as habitat. The properties drain to Nookachamps Creek.
5. The reclassification will mean that the open space will be left in its natural state. The effect will be to conserve and enhance natural resources, protect streams, and promote the conservation of soils
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 attached hereto and 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.

  
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Wick Dufford, Hearing Examiner

Date: March 11, 2009

Copies transmitted to Applicants: March 11, 2009