

**ISLAND COUNTY COMMISSIONERS - MINUTES OF MEETING  
REGULAR SESSION - JUNE 5, 2000**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on June 5, 2000, at 9:30 a.m., in the Basement Hearing Room of the Island County Courthouse Annex, Coupeville, Wa., with Wm. L. McDowell, Chairman, William F. Thorn, Member and Mike Shelton, Member, present. By unanimous motion, the Board approved and signed meeting minutes from May 15 and 22, 2000.

**VOUCHERS AND PAYMENT OF BILLS**

The following vouchers/warrants, along with May payroll, were approved for payment by unanimous motion of the Board: **Voucher (War.) # 75909 -76291..... \$534,721.01.**

**HIRING REQUESTS & PERSONNEL ACTIONS**

As presented by Dick Toft, Human Resource Director, the Board by unanimous motion approved the following personnel action authorizations:

<b>PAA No.</b>	<b>Description</b>	<b>Action</b>	<b>Eff. Date</b>
061/00	Acct. Asst. Temp #2214.00	Replacement	6/5/00
062/00	Dep. Officer #4014.29	Replacement	7/25/00
063/00	Human Ser. Adm. #2405.02	Pers. Action	6/5/00

**GUILD STAFF CONTRACT 1999- 2001**

The Board, by unanimous motion, approved and signed the Agreement by and between Island County, Washington and Island County Deputy Sheriffs Guild covering staff employees for the period January 1, 1999 through December 31, 2001, with a correction on page 16 in Section 18.1 from Assessor to Auditor [referring to accounting and generating pay checks].

**REVISED RESOLUTION #C-52-00 AMENDING WELLNESS  
INCENTIVE PLAN/PROGRAM**

By unanimous motion, the Board adopted amended Resolution #C-52-00 originally signed on May 22, 2000 regarding the Island County Wellness Incentive Plan/Program. The amended resolution reflects the correct resolution number [C-90-99] and adoption date [July 26, 1999] in the first paragraph, and makes corrections so that the last two paragraphs now read:

Be It Resolved, that after review it has been determined that the Wellness Incentive Plan for 1999-2000 is renewed and will contain Plan 1a and Plan 2a only; and

Be It Further Resolved, that an analysis of potential costs will be reviewed prior to April 1, 2001 at which time the program may be renewed for program year 2001-2002.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF ISLAND COUNTY, WASHINGTON**

**IN THE MATTER OF CONTINUING THE )  
WELLNESS INCENTIVE PROGRAM/PLAN ) AMENDED  
FOR ISLAND COUNTY EMPLOYEES ) RESOLUTION C-52-00**

**WHEREAS**, the Board of Island County Commissioners adopted Resolution C-90-99 on July 26, 1999 which continued the Wellness Incentive Program; and

**WHEREAS**, the above Resolution requires an analysis of potential costs to be reviewed no later and April 1, 2000, after which the program may be renewed for program year 1999-2000, and

**WHEREAS**, by participation in the program the Island County employees demonstrated that a percentage of employees favored incentives for maintaining health life styles and incentives for unused sick leave; and

**WHEREAS**, absenteeism is expensive to the County, both in paid time off and lost productivity to the organization; and

**WHEREAS**, C-52-00 was originally adopted with an inadvertent error in the language of the resolution;  
**NOW, THEREFORE**,

**BE IT RESOLVED**, that after review it has been determined that the Wellness Incentive Plan for 1999-2000 is renewed and will contain Plan 1a and Plan 2a only; and

**BE IT FURTHER RESOLVED**, that an analysis of potential costs will be reviewed prior to April 1, 2001 at which time the program may be renewed for program year 2001-2002.

**AMENDED AND ADOPTED** this 5th day of June, 2000.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**  
Wm. L. McDowell, Chairman  
William F. Thorn, member  
Mike Shelton, Member

**ATTEST:** Margaret Rosenkranz  
Clerk of the Board                      BICC 00-330

**MARINE RESOURCES COMMITTEE APPOINTEE NAMED**

By unanimous motion, the Board appointed Mike Crotty, Langley, to serve as a member of the Marine Resources Committee for Island County, refilling the position previously held by Chuck Crider, for a term to December 31, 2000.

**LIQUOR LICENSE #353127-4I: THE STORE AT DECEPTION PASS**

Having received recommendations of approval from the Sheriff's Office and Health Department, the Board by unanimous motion approved Liquor License Application #353126-4I, The Store At Deception Pass for Grocery Store-Beer/Wine license.

**HIV AIDS CASE MANAGEMENT CONTRACT**

By unanimous motion, the Board approved and signed Contract #HD-04-98(2) between Island County and Whidbey General Hospital for HIV AIDS Case Management in the amount of \$15,000, approved by the Board of Health on April 17, 2000.

**VOLUNTEER GUARDIAN-AD-LITEM STATE GRANT CONTRACT # S00-31320-014**

As presented by Jane Koetje, Public Defense Administrator/GAL program, by unanimous motion, the Board approved Amendment A to Grant Contract S00-31320-014, Island County Volunteer Guardian Ad Litem Program to allow adjustment within the program budget to accurately reflect program needs and expenses during contract period July 15, 1999 to June 30, 2000. There is no change to the total \$10,000 CASA/GAL Grant.

**CLAIM FOR DAMAGES R00-011CD, PUGET SOUND ENERGY**

Lee McFarland, Assistant GSA Director, presented Claim for Damages #R00-011CD, submitted by Puget Sound Energy for an incident that occurred on September 23, 1999, seeking \$1,998.01 to recover damages to primary power pole. On review and investigation, the County Engineer reported the date as August 24, 1999, on which date there were no county crews mowing on Elwood Drive. Denial of the claim is recommended.

By unanimous motion, the Board accepted the recommendation of staff and denied the claim.

**KOORN PROPERTY - LISTING EXTENSION**

On recommendation of Mr. McFarland, the Board by unanimous motion, extended the property listing agreement between Island County and Caldwell Banker Koetje, Steve Hertling, Agent, for one year, to May 22, 2001.

**HEARING HELD: ORDINANCE #C-46-00 (R-18-00) STATE REVOLVING FUND LOAN AGREEMENT – IVERSON PROPERTY**

As scheduled and advertised, a Public Hearing was held at 10:15 a.m. to consider Ordinance #C-46-00 (R-18-00) in the matter of Executing State Revolving fund (SRF) Loan Agreement between island County and the State of Washington DOE; Loan #L0000013.

As explained by Larry Kwarsick, Public Works Director, this is a retroactive 20-year loan that provides \$668,000 to Island County to cover the cost of acquiring the Iverson property. Terms and conditions have been modified to the program to the satisfaction of the Board.

As to some concern expressed by the Chairman, Mr. Kwarsick agreed that in evaluating feasibility of the project that one of the component parts of the study should take into account, when talking about minimum or maximum water levels and mechanisms to maintain the water levels depending on enhancement alternative selected, potential for major mosquito problems.

At the time the Chairman called for public comments, no members of the public were present, other than staff.

By unanimous motion, the Board approved Ordinance #C-46-00 (R-18-00) in the matter of Executing State Revolving Fund Loan Agreement between Island County and the State of Washington DOE, Iverson Farm Acquisition, Loan #L0000013, in the amount of \$668,000 at 1-1/2% interest for 20 years effective August 10, 1999, including authorizing the Chairman's signature on Certification relating to the agreement.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS OF ISLAND COUNTY, WASHINGTON**

**IN THE MATTER OF EXECUTING STATE ) RESOLUTION C-46-00**  
**REVOLVING FUND (SRF) LOAN AGREEMENT ) R-18-00**  
**BETWEEN ISLAND COUNTY AND THE )**  
**STATE OF WASHINGTON DEPT OF ECOLOGY )**

**WHEREAS**, the Board of Island County Commissioners, has made application to the State of Washington Department of Ecology for a Washington State Water Pollution Control Revolving Fund (SRF) Loan (No. L0000013) to provide funds for the purpose of (a) repaying funds borrowed from Conservation Futures Funds for the purpose of acquiring 300 acres of open space on northeast Camano Island containing tidelands, degraded estuarine wetland, shoreline and farmland known as the Iverson property; and (b) a feasibility study to evaluate options for passive site development and enhancements; and

**WHEREAS**, the State Department of Ecology has made a financing offer to Island County in the form of a SRF Loan; and

**WHEREAS**, the Board of Island County Commissioners deems it in the best interest to proceed with the project under the terms and conditions of the SRF Loan offer; **NOW, THEREFORE**,

**BE IT HEREBY ORDAINED**, that (a) the Chairman of the Board of Island County Commissioners is authorized to execute the State Revolving Fund (SRF) Loan Agreement (No. L0000013) with the Washington State Department of Ecology, in substantially the forms on file with the Clerk of the Board of Island County Commissioners (b) the funds received by Island County shall be used for the purposes consistent with the provisions of each of the Agreements (c) all prior actions taken by the county relating to the Agreements is hereby ratified and confirmed.

Reviewed this 8<sup>th</sup> day of May, 2000 and set for public hearing at 10:15 a.m. , on the 5<sup>th</sup> day of June, 2000.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
Mike Shelton, Member  
William F. Thorn, Member

**ATTEST:** By: *Ellen K. Meyer*  
For: Margaret Rosenkranz  
Clerk of the Board BICC 00-275

APPROVED AND ADOPTED this 5<sup>th</sup> day of June, 2000 following public hearing.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
Mike Shelton, Member  
William F. Thorn, Member

**ATTEST:** *Margaret Rosenkranz*  
Clerk of the Board

**HEARING SCHEDULED: RESOLUTION #C-55-00 (R-28-00) – GRANT APPLICATION TO DNR FOR  
AQUATIC LANDS ENHANCEMENT ACCOUNT PROJECT - GLENDALE STREAM**

As presented by Mr. Kwarsick, the Board by unanimous motion scheduled Resolution #C-55-00 for public hearing on June 26, 2000 at 10:20 a.m. [special session] in the matter of approval of a grant application to the Department of Natural Resources for Funding Assistance for an Aquatic Lands Enhancement Account Project, Glendale Stream located near the intersection of Glendale Road and Humphrey Road, South Whidbey, for total project cost of \$259,074.00. The program provides 50% matching funds to acquire shorelands; in this case, not only a parcel of property providing access to shorelands but also a parcel abutting the outfall on the Glendale Creek on South Whidbey along its northerly margin.

**ADOPT-A-ROAD LITTER CONTROL PROGRAM AGREEMENT –  
ADAMS ROAD COMMUNITY ASSOCIATION**

The Board, by unanimous motion, approved the renewal of an Adopt-A-Road Litter Control Program Agreement with the Adams Road Community Association for Bush Point Road from one-half mile South of Adams Road to one-half mile North of Adams Road.

**EARNEST MONEY & PROMISSORY NOTE – WEST BEACH VISTA, DIVISION #2**

Mr. Kwarsick submitted for approval Earnest Money and Promissory Note associated with County acquisition of four platted lots, no bank waterfront lots, in the plat of West Beach Vista, Division No. 2. The four lots consist of a total combined length along the shoreline of 234'. Immediately to the south is another 200' lot dedicated to the public for beach purposes. Appraisal has determined the value of the property at \$157,000 and the owners, Richard J. and Wanda Lange and Robert E. Lundgaard, Trustee of the Harold R. Everett Marital Trust, are willing to donate that portion of the value of the land above \$25,000. Promissory note presented was in the amount of \$5,000.00, and intent is to close acquisition by July 17.

The Board by unanimous motion approved the Earnest Monday and Promissory Note in the amount of \$5,000 for the purchase of vacant lands Lots 1, 2, 3 and 4 of West Beach Vista No. 2, W.O. #292.

**HEARING HELD: ORDINANCE #C-47-00 (R-19-00)- AMENDING THE PUBLIC WORKS SMALL WORKS ROSTER PROCUREMENT PROCESS**

A Public Hearing was held at 10:30 a.m. as scheduled and advertised for the purpose of considering Ordinance #C-47-00 (R-19-00) amending the Public Works Small Works Roster Procurement Process.

Last year the State Legislature and Governor signed into law provisions that would allow local governments to amend the public works small works roster program to provide expansion of the scope of public works projects up to \$200,000 from the previous cap of \$100,000. Expansion contains additional conditions which require all of the contractors on the small works roster who provide the type of specialty service to be contacted rather than just 5 contractors. Mr. Kwargsick confirmed belief this would benefit the public by providing the additional opportunity and expediting many of the projects in this category and cost.

At the time the Chairman called for public comments on the proposed Ordinance, no public was present to comment other than staff.

By unanimous motion the Board adopted Ordinance #C-47-00 (R-19-00) in the matter of amending the Public Works Small Works Roster Procurement Process.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF ISLAND COUNTY, WASHINGTON**

**IN THE MATTER OF AMENDING )  
THE PUBLIC WORKS SMALL )  
WORKS ROSTER PROCUREMENT )  
PROCESS )** **ORDINANCE NO. C-47 -00  
R-19-00**

WHEREAS, the 2000 Legislature adopted Engrossed Substitute Senate Bill 6347 (ESSB 6347) relating to procurement of public works contracts through small works rosters; and

WHEREAS, the purpose of ESSB 6347 is to establish a common small works roster procedure that state agencies and local governments may use to award contracts for construction, building, renovation, remodeling, alteration, repair, or improvement of real property, including public road work; and

WHEREAS, Island County has an existing public works small works roster procurement program which needs to be amended to correspond to changes made in ESSB 6347; NOW, THEREFORE,

IT IS HEREBY ORDAINED that the public works small works roster program is amended as set forth on Exhibit "A" attached hereto. Material lined through is being deleted and material underlined is added. This ordinance shall take effect on June 8, 2000, the same date ESSB 6347 becomes effective.

Reviewed this 8 day of May, 2000, and set for public hearing on the 5 day of June, 2000 at 10:30 a.m. in the Commissioners' Hearing Room.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**  
Wm. L. McDowell, Chairman  
William F. Thorn, Member

**ATTEST:** Mike Shelton, Member  
By: *Ellen K. Meyer*, Deputy  
For: Margaret Rosenkranz  
Clerk of the Board BOCC 00-285

Ordinance C-47-00/R-19-00 is adopted this 5<sup>th</sup> day of June, 2000 following public hearing.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:** By: *Margaret Rosenkranz*  
Clerk of the Board

**APPROVED AS TO FORM:**  
*David L. Jamieson, Jr.*  
Deputy Prosecuting Attorney and  
Island County Code Reviser

**EXHIBIT "A"**

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**2.30A.050 Public Works Contracts Greater than \$10,000 and ~~Less than \$100,000~~ up to \$200,000 – Small Works Roster - Alternative to Advertising and Formal Bid Procedure**

A. The advertising and formal sealed competitive bidding procedures of RCW 36.32.250 and RCW 36.77.020 through 36.77.040 may be dispensed with for public works projects estimated to be ~~\$10,000 or more, up to \$100,000~~ between \$10,000 and \$100,000 when the following procedure is followed: Quotations from contractors on the general small works roster or a specific small works roster for the appropriate specialty or category of work, which roster is maintained by the Island County Public Works Director, shall be invited from at least five (5) contractors whenever available. The invitation for quotations must include an estimate of the scope and nature of the work to be performed as well as materials and equipment to be furnished and any other public works requirements. Quotations from contractors must be in writing. Once a contractor has been given an opportunity to submit a proposal, that contractor shall not be offered another opportunity until all other appropriate contractors on the applicable small works roster have been given an opportunity to submit a proposal on a contract with Island County. Contracts shall only be awarded to the lowest responsible bidder as defined in RCW 43.19.1911 and the award shall be in writing. Immediately after an award is made, the bid quotations obtained shall be forwarded to and recorded by the Public Works Director, open to public inspection, and available by telephone inquiry. A contract awarded pursuant to this section need not be advertised. For public works projects estimated to be between \$100,000 and \$200,000, for formal sealed bidding procedures to be dispensed with, the above provisions must be complied with, however, quotations from all of the contractors on the appropriate small works roster must be invited, rather than from just five (5) contractors.

B. Public works contracts involving an amount less than \$10,000 do not require formal or informal competitive bidding.

C. The breaking of any project into units or accomplishing any project by phases is prohibited if it is done for the purpose of keeping the project below the \$10,000-bidding-exemption limit or avoiding the maximum dollar amount of a contract that may be let using the small works roster process.

**2.30A.060 List of Vendors and Small Works Roster--Alternative to Advertisement and Formal Competitive Bidding--Posting of Purchase/Contract List**

The Island County Auditor shall establish a list of vendors and the Island County Public Works Director shall establish

a small works roster under the procedure described below:

A. **List of Vendors.** The auditor shall annually prepare a roster of vendors by publishing in the newspapers of general circulation, published in Island County and the Stanwood/Camano News, a notice of the existence of vendor lists and solicit the names of vendors for the lists. The auditor shall then prepare vendor lists for the purchase of different categories of anticipated needs of materials, equipment, supplies, and services from those who have requested to be on the vendor list. The vendor roster may be updated and supplemented more often than annually by the auditor upon request of a vendor to be placed on the list. Upon request of any county department, the auditor shall furnish that department with the appropriate vendor list so that the alternative informal bidding procedure can be followed.

B. **Small Works Roster.** The public works director shall annually prepare a small works roster by publishing in the newspapers of general circulation, published in Island County and the Stanwood/Camano News, a notice of the existence of and description of small works rosters for public works and solicit the names of contractors to be included on such rosters. Interested contractors shall provide their qualifications as requested by the public works director along with evidence that they are properly licensed or registered to perform such work. The public works director shall then prepare small works rosters for different specialties or categories of anticipated public works consisting of all responsible contractors who have requested to be on the list and who are properly licensed or registered to perform such work in this state. Where applicable, small works rosters may make distinctions between contractors based upon different geographical areas served by the contractor. The small works roster may be updated and supplemented more often than annually by the public works director upon request of a qualifying contractor. Upon request of any county department, the public works director shall furnish that department with the appropriate small works roster for the public works project anticipated so that the alternative informal bidding procedure can be followed.

C. **Posting of List of Contracts, Leases and Purchases.** Every two months the auditor and public works director must post a list of contracts, leases, and purchases awarded pursuant to the alternative informal bidding procedures by posting notice on the main bulletin board at the entrance to the county courthouse.

The notice shall contain the name of the contractor or vendor awarded the contract, the amount of the contract, a brief description of the type of work performed or items purchased under the contract, the date it was awarded, and the location where the bid quotations for the contract or purchase are available for public inspection.

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#### **RELEASE OF BOND – SPR 18/94(PHILIP NIENHUIS)**

On Mr. Kwarsick's verification on the completion of bond requirements for paving and grading under conditions of Site Plan Review #SPR18/94 by Philip Nienhuis, the Board by unanimous motion, approved the release of bond in the amount of \$21,000.00

#### **HEARING HELD: ORDINANCE #C-44-00 [PLG-011-00] CONCERNING TECHNICAL AMENDMENTS TO THE ISLAND COUNTY COMPREHENSIVE PLAN AND DEVELOPMENT REGULATIONS**

A Public Hearing was held at 10:45 a.m. on Ordinance #C-44-00 [PLG-011-00] concerning Technical Amendments to the Island County Comprehensive Plan and Development Regulations, introduced on May 8, 2000 and continued from hearing held on May 22, 2000.

#### **Attendance:**

Staff: Greg Banks; Phil Bakke; Jeff Tate; Larry Kwarsick  
Public: Attendance Sheet GMA doc. #5744

#### **Correspondence Received for the Record:**

E-mail 5/23/00 from John Graham to the County Commissioners regarding Technical Amendments GMA doc. #5745

#### **Summary from May 22, 2000**

- Agreement on all numerical corrections; date corrections; and deletion throughout the document of language pertaining to illustrative maps.
- Exhibit A, Page A-1:

Change top of page A-1, first sentence to read: “Applications under the Public Benefit Rating System shall be reviewed by the County and approved directly by the Board of Island County Commissioners.”

Add sentence: “By RCW 84.34 such applications are exempt from the Comprehensive Plan annual review amendment cycle and are SEPA exempt.”

3.40.110 delete the words “the Type IV County Permit process and as required by”.

- Further review of 16.25 technical amendments with Prosecuting Attorney; regarding Appendix E, Page E-3, further review on the issue brought up “salmonid “ to “salmon”; and further consideration/discussion on Exhibit B, Page B-5 suggested change.

Greg Banks, Island County Prosecuting Attorney, addressed the question that arose about the proposed technical amendments to ICC 16.25 concerning protection of agricultural, mineral and forest lands. The Board went into Executive Session with Prosecutor Banks at 10:50 a.m. to discuss potential litigation as allowed under RCW 42.30.110(1) (i) and returned to open public session at approximately 11:05 a.m.

On advice of counsel the Board dismissed concerns about section ICC 16.25, but agreed to add words on page D-4 under 16.25.0230 at the end of the section “under RCW 7.48.305” and the same words added on page D-5, last paragraph, C. but in the first sentence reinstate the crossed out language changed to read: “...and agree to accept by the placement of this notice and the acceptance and recording of this instrument...” .

Mr. Bakke commented on Mr. Graham’s request from May 22<sup>nd</sup> that the term “salmonid” not be changed to “salmon”. On March 20, 2000 during the public hearing on Ordinance #C-151-00 Mr. Dearborn introduced the issue, and the Board agreed, to make it clear the regulations are not talking about salmonid habitats but salmon habitats throughout the regulation. It was very clear in the minutes of the hearing the County was in the process of cleaning up any areas where the code referred to salmonid rather than salmon and was referenced as a specific change to several sections of the BMPs at that point.

### **Public Comments**

At the time public input was requested by the Chairman, no members of the public were present to comment either for or against said ordinance. At approximately 11:10 Steve Erickson, WEAN, did attend and the Chair reopened public comment to accommodate his testimony.

Steve Erickson, representing WEAN, brought up the concern in his May 21, 2000 with regard to the Open Space Public Benefit Rating System process becoming onerous and expensive.

Mr. Bakke pointed out that that has been proposed for change [page A-1] where it would be a County Commissioner decision and not through the annual review amendment cycle.

Mr. Erickson continued to be concerned with regard to changing the term salmonid to salmon populations because there are steelhead in some creeks on Whidbey and that the change would omit those populations. The other changes he saw appeared to make things consistent with other changes which WEAN may or may not argue about later.

### **FURTHER DISCUSSION:**

As he explained earlier about the salmonid versus salmon issue, Mr. Bakke reiterated that during the March 20, 2000

public hearing on Ordinance #C-151-99, the express intent of the Board at that time was to change salmonid to salmon, supporting staff assertion this is a technical correction.

With regard to language proposed on Page B-5, Mr. Kwarsick explained the reasoning and the purpose the language served. Staff discovered subsequent to the passage of the new zoning ordinance that although the County wanted to provide opportunities for people to solve problems through boundary line adjustments [BLAs] what has happened is that people try to subdivide land through BLAs in a sequence of activities that would take existing lots and produce a lot smaller than the minimum lot size through a division such as this; go through a series of secondary steps of re-aggregating parcels, creating new parcels and then making lots smaller again, with the end result something that would mimic a subdivision of land. The provision was to be limited to people for solving problems on existing lots of record. Mr. Kwarsick took some time and went through some examples.

**ACTION:**

By unanimous motion, the Board approved Ordinance #C-44-00, PLG-011-00, as submitted, with all numerical corrections, date corrections and deletion throughout the document of language pertaining to illustrative maps, with the following changes:

**Exhibit A, Page A-1 3.40.100**

First sentence changed to read: Applications under the Public Benefit Rating System shall be reviewed by the County and approved directly by the Board of Island County Commissioners.

Add a second sentence to read: By RCW 84.34 such applications are exempt from the Comprehensive Plan annual review amendment cycle and are SEPA exempt.

**Exhibit A, Page A-1 3.40.110**

Delete the words: “the Type IV County Permit process and as required by”

**Exhibit D, Page D-4 16.25.30 Policy**

At the end of the added language place a comma after the word damages and add “under RCW 7.48.305”.

**Exhibit D, Page D-5 Item C.**

The paragraph beginning The notice shall state, the second line after the word “acknowledge” add the following words: “and agree to accept by the placement of this notice and the acceptance and recording of this instrument”.

At the end of the last sentence place a comma after the word damages and add “under RCW 7.48.305.”.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF ISLAND COUNTY, WASHINGTON**

IN THE MATTER OF AN ORDINANCE )  
CONCERNING TECHNICAL AMENDMENTS TO ) ORDINANCE C-44-00  
THE ISLAND COUNTY COMPREHENSIVE PLAN ) PLG-011-00  
AND DEVELOPMENT REGULATIONS )  
)

**WHEREAS**, on September 28 and 29, 1998, the Board adopted the County’s GMA Comprehensive Plan and

Development Regulations; and

**WHEREAS**, in 1999 and 2000, the Board adopted amendments to the Comprehensive Plan and Development Regulations to comply with the June 2, 1999 Final Decision and Order of the Western Washington Growth Management Hearings Board; and

**WHEREAS**, certain technical amendments are needed to correct inadvertent errors; to clarify specific provisions; or to ensure consistency between the Comprehensive Plan and adopted Development Regulations; and

**WHEREAS**, in 1998, the County completed environmental review under Chapter 43.21C RCW (SEPA) on its Comprehensive Plan and Development Regulations; and

**WHEREAS**, pursuant to WAC 197-11-600, the County SEPA official has determined that the technical amendments attached hereto are not likely to have significant adverse environmental impacts that were not considered in the environmental documents prepared for the Comprehensive Plan and Development Regulations; **NOW, THEREFORE**,

**BE IT HEREBY ORDAINED** that the Board of Island County Commissioners hereby adopts certain technical amendments to the County's Comprehensive Plan Zoning Code (Chapter 17.03 ICC); Critical Area Regulations (chapter 17.02 ICC); Title XVI (Planning and Subdivision); and Best Management Practices, all attached hereto as Exhibit A, B, C, D and E respectively.

**BE IT FURTHER ORDAINED** that the Board of Island County Commissioners hereby adopts the Findings and Legislative Intent relating to these technical amendments attached hereto as Exhibit F.

Reviewed this 8<sup>th</sup> day of May, 2000 and set for public hearing at 2:45 p.m. on the 22<sup>nd</sup> day of May, 2000.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**  
Wm. L. McDowell, Chairman  
Mike Shelton, Member  
William F. Thorn, Member

APPROVED AND ADOPTED as amended this 5<sup>th</sup> day of June, 2000 following public hearing.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**  
Wm. L. McDowell, Chairman  
Mike Shelton, Member  
William F. Thorn, Member

**ATTEST:** Margaret Rosenkranz  
Clerk of the Board BICC 00-312

**APPROVED AS TO FORM:**  
DAVID L. JAMIESON, JR.  
Deputy Prosecuting Attorney  
& Island County Code Reviser

*[exhibits on file with the Clerk of the Board]*

*[Ordinance #C44-00 –Technical Amendments - as adopted GMA doc. #5746]*

**HEARING HELD: ORDINANCE #C-121-99 (PLG-043-99) ADOPTING THE OAK HARBOR INTERLOCAL AGREEMENT GOVERNING LAND USE DECISIONS WITHIN THE NON-MUNICIPAL PORTION OF OAK HARBOR'S UGA**

A Public Hearing was held at 1:30 p.m., continued from *10/25/99, 11/23/99, 2/7/00, 3/13/00 & 4/17/00* on Ordinance

#C-121-99 (PLG-043-99) adopting the Oak Harbor Interlocal Agreement governing Land Use Decisions within the non-municipal portion of Oak Harbor's UGA.

- Chairman McDowell explained that another proposal had been submitted to the City of Oak Harbor [cover letter dated 4/24/00] after a meeting with the City. At this time, however, the City is not prepared to bring forward a proposal and by letter today the Mayor suggested further County-City staff meetings. The Chairman recommended the hearing be continued for another 60 days.

By unanimous motion, the Board continued Ordinance #C-121-99, PLG-043-99, until August 7, 2000 at 1:30 p.m. [Notice of Continuance GMA doc. #5748]

**HEARING HELD: ORDINANCE #C-50-00 [PLG-013-00] AMENDING IS. CO. ZONING ATLAS, ICC 17.03 AND COMPREHENSIVE PLAN FUTURE LAND USE PLAN MAP RELATING TO CLINTON & FREELAND RAID BOUNDARIES**

- A Public Hearing was held as scheduled and advertised, to consider Ordinance #C-50-00 [PLG-013-00], amending the Island County Zoning Atlas, ICC 17.03 and the Comprehensive Plan Future Land Use Plan Map relating to Clinton and Freeland RAID boundaries to comply with the Order of the Western Washington Growth Management Hearings Board.

**Attendance:**

Staff: Phil Bakke; Jeff Tate  
Public: (3) Attendance Sheet GMA doc. #5747

**Correspondence Received for the Record**

E-mail 6/2/00 from Diane Kendy to County Commissioners	GMA doc. #5756
E-mail 6/4/00 from Jay Hale to County Commissioners	GMA doc. #5757
E-mail 6/5/00 from Pete Friedman to County Commissioners	GMA doc. #5758

- **Staff Comments and Submittals**

Mr. Bakke referred to the 3/22/00 Order from the Western Washington Growth Management Hearings Board relating to Freeland and Clinton prescribing reduction in boundaries for Freeland and Clinton RAIDS.

Mr. Tate explained that the County had presented a Freeland Map and a Clinton Map to the Hearings Board that outlined areas where concern had been raised [those areas numbered and lettered accordingly]. The Order specifically mentioned those areas for Clinton: Areas 1, 2, A, B,C, D and E and everything south of E not in compliance with the Act, and further noted that other parcels may need to be removed to achieve logical outer boundaries once these areas are removed from the RAIDS. For Freeland, the Order did not address the lettered and numbered areas on the map, but did state that the inclusion of the following areas within the Freeland RAID not in compliance with the Act; all lands south of Highway 525 and all land north of the southern boundary of the Holly Farm.

- Mr. Tate pointed out maps posted for today's hearing, to be entered into the record:

- A copy of the map shown to the Hearings Board for Clinton identifying A, B, 1, 2, C, D & E  
GMA doc. #5749
- Map prepared by staff dated 6/5/00 showing existing zoning for the current Clinton RAID GMA doc. #5750
- Map prepared by staff dated 6/5/00 showing the proposed zoning for Clinton RAID excluding all those areas identified by the Hearing Board [shaded areas] GMA doc. #5751
- Map prepared by staff dated 6/5/00 showing existing zoning and the current RAID boundary for Freeland GMA doc. #5752

- Map prepared by staff dated 6/5/00 showing proposed RAID boundary for Freeland excluding everything south of the Highway and rezoning it to rural; rezones the Holly Farm to rural [located in-between the proposed north boundary of Freeland and the southern part of Holmes Harbor plat ]; takes out some of the shoreline parcels on the east side of the Plat Holmes Harbor [in-between the plat and the water itself]; and a northern 10-acre parcel adjacent to the Holmes Harbor plat that had been included originally because of having purchased some sewer shares. GMA Doc. #5753

To be adopted and attached with Ordinance #C-50-00 as a finding Mr. Tate submitted the following two charts:

Chart for Clinton showing adoption September 28, 1998 compared to Proposed Revisions June 5, 2000, land supply acres, improved parcels, unimproved parcels, total parcels and District Total for less than 5 acres; between 5 and 10 acres, between and 20 acres and greater than 20 acres GMA doc. #5754

Chart for Freeland adopted September 1998 compared to Proposed Revisions June 5, 2000 land supply acres, improved parcels, unimproved parcels, total parcels and District Total for less than 5 acres; between 5 and 10 acres, between 10 and 20 acres and greater than 20 acres GMA doc. #5755

Mr. Tate noted that the Holly Farm includes four parcels that total about 25 acres included originally because the property is bounded on three sides by platted development and the fourth side by water. For Freeland, the proposal ends up with two RAIDS: Freeland and Holmes Harbor.

Mr. Bakke referred to Exhibit B, ICC 17.03.075, Residential Areas of More Intensive Rural Development, noting base densities and minimum lot sizes for all RAIDS in the County. In support of including Holmes Harbor Plat as a new RAID, Mr. Bakke offered the following:

Holmes Harbor Plat is served by a public water system/private community water system and served by a comprehensive sewer disposal system. The County has on-going studies for that area as well as the Bercott area for a comprehensive stormwater plan. Density range for the Holmes Harbor plat at 6 base density du/ac and 14,500 Sq. ft. was conditioned as listed in Appendix A of the Island County Code that the stormwater planning and provisions for stormwater in the area be completed prior to issuance of any permits for subdivision or development.

Knowing pending process with Freeland Sub-area Planning Group staff recommended that the base density be limited to 3 dwelling units at this time pending design and build out of the storm water detention system.

The lot sizes, according to Mr. Tate, are about 7200 to 8000 sq. ft. right now; the overall density would be closer to 3 units given there are a number of tracts that have not yet been developed; there is development potential inside Holmes Harbor plat.

Commissioner Shelton thought once a stormwater program has been accomplished, there would be no reason that Holmes Harbor could not become an UGA.

Mr. Bakke agreed, provided a community plan is done for that area. Unique to Holmes Harbor is that the water plan and sewer plans are already there; and planning is being done for stormwater. Mr. Tate confirmed that the original premise for the RAID boundary was drawn around the existing service area, extended to include what was separately defined in Holmes Harbor.

### **PUBLIC INPUT, COMMENTS AND DISCUSSION**

Jack Sikma, Sikma Enterprises, Inc., Seattle, owner, Holmes Harbor Golf Course and a number of properties within the Holmes Harbor Sewer District, entered for today's record a letter dated 6/5/00 supporting designation of Holmes Harbor Sewer District as an UGA [*GMA doc. #5759*] and a copy of his letter dated 6/3/98 from Jack Sikma to BOCC and Planning Commission regarding Urban Growth for Holmes Harbor [*GMA doc. 5760*].

Using the map posted on the wall for Freeland he showed what properties are included in the Sewer District, noted

this did not include the Holly Farm, and showed where he thought the Freeland Water district corner came to. All the property within what he described has been assessed for sewers and the property owners have committed to pay for those sewers. He pointed to the properties around the waterfront and noted there were many different sizes, but surrounded by lot sizes 7200 to 8500 sq. ft. and several others larger than that, and on one side is the water, Holmes Harbor.

He reiterated:

That the sewer district had a defined boundary that makes sense. Properties along the waterfront are surrounded by higher density. There is a need for new UGAs on South Whidbey as it pertains to the goals of GMA. The rural/urban density split is 90%/10% at best now, with only Langley considered urban. Holmes Harbor Sewer District properties would qualify and be accepted as an UGA as it stands today; in the meantime, growth continues to be heavily concentrated in the rural area. About 1-1/2 years have been spent to find out which property owners are willing to pay for sewers and annex into the Holmes Harbor Sewer District, which is presently being challenged as qualifying for a designation as a RAID. Some two years have past since his 6/3/98 letter about the need to recognize the Holmes Harbor Sewer District as a UGA, and in the meantime the promotion of sprawl continues on South Whidbey. The Holmes Harbor Sewer District should be designated as an UGA today to help meet the requirement of the law enacted by the GMA. At the very least, he requested the County not down zone property in an area that is the central piece for urban growth on South Whidbey.

Steve Erickson, Langley, representing WEAN, was pleased to see the proposal for the Clinton RAID and agreed it made sense. Regarding Freeland and whether any part of that area should be an UGA he made no comment, inasmuch as that issue was not on the table today and would be dealt with in another process. He recalled that the Hearings Board directed that the County:

1. Delete certain areas from the RAID, including the area north of the Holly Farm. He did not remember that the Hearings Board said there could be two RAIDs, but that the boundary should be at the southern border of the Holly Farm for the RAID.
2. Allowing intensity scale development in areas that normally far exceed that allowed in a RAID for now and directed that the County examine what other areas might need to be deleted from the RAID.

Mr. Erickson suggested one area that should be deleted from the RAID was a triangle on the northeast corner of the RAID [colored in red on the map posted] bounded by Scott Road and Newman Road.

One other issue he brought up was the effective date of changes. As far as the question of rural densities, 5 acre zoning, he suggested that the Board of County Commissioners deliberately delayed the effective date of that ordinance until the last minute, and referred to a sign placed at the Permit Center desk that basically advertised a last chance to do 5 acre zoning, and he submitted two photographs for the record showing the sign [GMA doc. #5761] Therefore, he believed the Board not only allowed a rush to the permit counter but helped to foster it. He saw no reason why the effective date for the changes to RAID boundaries should wait until the last minute, and should go into effect on adoption.

When Mr. Bakke asked what it was about the Holmes Harbor RAID Mr. Erickson did not think met designation criteria, Mr. Erickson answered that as of July 1, 1990, it was not existing, including much of the infrastructure such as the sewer system, and the Hearings Board said to delete it. As the planning process proceeds with Freeland that area may or may not get added in to a larger construct, but as a RAID, he believed it contrary to State law.

Marianne Edain, Langley, representing WEAN, was pleased to see changes in the Clinton RAID and some of the changes proposed for Freeland. The Hearings Board gave the County until June 30<sup>th</sup> to come in to compliance with directions concerning boundaries of the Freeland RAID or face invalidity. Even as currently constructed with the inclusion of the golf course she believed the County would face invalidity as of June 30<sup>th</sup>. She expressed concern as well about a rush to the permit counter, seeing another application for a small parcel for short platting south of the highway in Freeland. Sprawl will continue to happen whether there is high density development in Freeland and

Clinton or not and she did not believe Mr. Sikma's argument to be valid one way or the other. Action should be taken today, and the changes go into effect today.

Mr. Bakke clarified for the record that the Holmes Harbor Water system was installed shortly after the Holmes Harbor plat was designed and platted out; the only infrastructure Mr. Erickson referred to was infrastructure relating to the installation of the sewage system in 1990. It is the opinion of staff that the plat of Holmes Harbor meets the designation criteria established in County Code and GMA for designation as a RAID.

As far as the rationale the Hearings Board used for excluding the two areas in an around Holmes Harbor [shown in green color on the map posted], Mr. Bakke commented that the Growth Board did not specifically exclude those two areas, rather stated: "...all land north of the southern boundary of the Holly Farm, even with those reductions the area remaining in the RAID has more potential for new urban development than would normally be allowed under the Act". Staff came to excluding those two areas because they are not included in the plat of Holmes Harbor. Holmes Harbor Sewer District includes those properties.

As far as answering a question from Commissioner Thorn about the Holmes Harbor Sewer District and Holmes Harbor Water District boundaries, Mr. Sikma advised that the water company services all of the Holmes Harbor Sewer District and it's service area includes more areas than the Holmes Harbor Sewer District. Again, Mr. Bakke confirmed those were established in a timely manner, certainly prior to 1990.

Commissioner Shelton observed clear and concise direction from the Hearings Board about the area north of the Holly Farm in that it cannot be a part of the Freeland RAID. One of the things the County may have been operating under, which may be according to infrastructure available, is exactly in the reverse: figuring out a way where Freeland proper would become an UGA when in fact the area of Holmes Harbor already is well under way in terms of existing infrastructure to qualify as urban growth status. The area along the waterfront and the 10 acre piece to the north should be added back in the RAID and proceed to establish the Holmes Harbor RAID. As Mr. Bakke serves as staff representative to the Freeland Sub-area Planning Committee, Commissioner Shelton asked him to consider some issues in relation to urban growth status and expansion towards Freeland proper.

As far as the effective date issue brought up by Mr. Erickson and Ms. Edain, Commissioner Shelton recalled that a year ago when the 5 acre minimum in the rural zone was in effect and the Hearings Board ordered on a date specific the County go back to the 10 acre minimum, one important note on the timing issue is that the County now is in the process of resubmitting the new Comp Plan which would enable those people who rushed to the counter last summer to do the short-platting they felt necessary. The ultimate plan submitted would enable people to do that. The timing issue then to him was somewhat of a red herring because people are not being given a one time opportunity to do something the county does not believe they should be able to do long term, i.e. the 5 acres in the rural zone.

Commissioner Shelton remembered that the Freeland and Clinton RAIDS had been established after many hearings and substantial input from many folks about what should be included in the Freeland RAID, including substantial areas south of Highway 525. The Hearings Board has said that the County should eliminate the area south of 525. There are a couple of proposed obvious development activities that have raised the ire of many South Whidbey residents but the Hearings Board order would have no affect on either one of those because both projects were vested prior to the Hearings Board order. There has been only one short plat of a 10 acre piece so there clearly has not been a rush to the counter in terms of development in the Freeland RAID. The application for subdivision south of the highway is not a project proposal, merely a subdivision process and will be governed by zoning requirements of that parcel. He proposed keeping the timing of the Ordinance as written.

It was clear to Commissioner Thorn there was a need for some concentrated areas of development in the County in order to accommodate as much as possible the people coming in and more urban areas are needed. He thought the establishment of the planning groups in Freeland and Clinton made a lot of sense and should be given deference in any decision reached. One of the things he pointed out was that the County selected the boundaries of the RAID because of the sewer and water district boundaries which makes sense and in the long run he thought where things

would end up, and in this case believed the Hearings Board made a mistake. In the case of the Freeland RAID the County should have the ability to stay with the water and sewer district boundaries.

The Board's action today should be divide the Freeland RAID into two; Holmes Harbor clearly qualifies as a RAID and should include all of the sewer district boundary [including the two green areas currently excluded on the proposed map] and be its own separate RAID. Commissioner Thorn had no problem with what the County was directed to do for the short run as far as the elimination of the property south of the highway because he thought ultimately those properties would come back into a UGA. As to the timing issue, Commissioner Thorn disagreed with waiting until June 30<sup>th</sup> believing the changes should go into effect immediately, in order to preserve the residents and planing group options in that area.

Commissioner McDowell observed the only disagreement among the Board seemed to be the effective date of the ordinance. Comments have not been received from the Freeland Sub-Area Planning group that there should be a moratorium, nor has the Island County Planning Commission suggested that. The Hearings Board order stipulates it is to be done by June 30<sup>th</sup>; the County's ordinance has been prepared with the date of June 30<sup>th</sup> and he would not want to suddenly surprise the public by having some other date. He agreed that the Hearings Board had not directed the County not to include those other pieces if creating a new RAID, which of probably all the RAIDS in the County, most qualifies as a RAID since there is a sewer as well as water, and already platted in small lots.

Commissioner Thorn did point out that the Board received an e-mail from an individual, a member of the Freeland Planning Sub-area committee but not representing himself as such, rather as a private individual, requesting action be immediate.

Mr. Bakke submitted for inclusion into Ordinance #C-50-00 new Zoning Atlas Map #439 for Range 2, Township 30, Section 34, SW ¼ to include Parcel R230-34-017-067 into the Holmes Harbor RAID, and replacement Map 190, Range 2, Township 29, Section 3, NE part, to include the referenced green area shown on the map abutting the shoreline into the Holmes Harbor RAID.

**BOARD ACTION:**

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Commissioner Shelton moved approval of Ordinance #C-50-00, PLG-013-00, in the matter of amending the Island County Zoning Atlas, ICC 17.03 and the Comprehensive Plan Future Land Use Plan Map relating to Clinton and Freeland RAID boundaries to comply with the Order of the Western Washington Growth Management Hearings Board, and to adopt Map #439 a new map, and to replace an existing map identified as Map #190, the NE part of Section 3, Township 29 North, Range 2E, WM; the new Map includes the waterfront portion of the Holmes Harbor Golf & Yacht Club; and to adopt the two charts both adopted September 28, 1998 by the Board of Island County Commissioners showing land supply and acreage for both Freeland and Clinton; to modify the Land Use Map to include the 10 acre parcel to the north and the waterfront parcel to the east of Holmes Harbor Golf & Yacht Club, and that Holmes Harbor Golf & Yacht Club be designated separately as a RAID.

Motion was seconded by Commissioner Thorn.

Commissioner Thorn proposed an amendment motion for the Board's action which was that the Ordinance be effective today June 5, 2000. Motion died for lack of a second.

Original motion as made and seconded, carried unanimously.

[Adopted Ordinance #C-50-00 GMA doc. #5762]

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF ISLAND COUNTY, WASHINGTON**

IN THE MATTER OF AMENDING THE ISLAND )	
COUNTY ZONING ATLAS, ICC 17.03 AND THE )	ORDINANCE C-50-00
COMPREHENSIVE PLAN FUTURE LAND USE )	PLG-013-00
PLAN MAP TO COMPLY WITH THE ORDER OF )	
THE WESTERN WASHINGTON GROWTH )	
MANAGEMENT HEARINGS BOARD RELATING )	

TO FREELAND AND CLINTON )

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**WHEREAS**, various parties filed petitions with the Western Washington Growth Management Hearings Board (“Board”) to review Island County’s adopted GMA Comprehensive Plan (“Comp Plan”) and Development Regulations; and

**WHEREAS**, the Board entered its Final Decision and Order on June 2, 1999 and its Decision on Reconsideration on July 8, 1999; and

**WHEREAS**, the Board found that the Freeland and Clinton RAIDs did not comply with the requirements of the GMA and remanded these matters to the County for further action; and

**WHEREAS**, the Board directed the County to take interim action, pending its urban growth area (UGA) decision for these two areas, to preclude the development of a pattern of low density sprawl and the permitting of urban growth without provision of urban services; and

**WHEREAS**, on November 8, 1999, the County adopted Ordinance C-119-99 that further restricted development in the Freeland and Clinton RAIDs; and

**WHEREAS**, the County has established Advisory Committees for Freeland and Clinton to provide recommendations on whether to designate Freeland and Clinton unincorporated UGAs; and

**WHEREAS**, work plans have been adopted by the County to guide the work of each committee; and

**WHEREAS**, the Board has given the County until December 1, 2000 to take final action on the UGA determinations for Freeland and Clinton; and

**WHEREAS**, in their Final Order dated March 22, 2000 the Board directed the County to eliminate certain parcels from the RAID boundaries of Clinton and Freeland by June 30, 2000 in order to avoid a ruling of invalidity; and

**WHEREAS**, in 1998, the County completed environmental review under Chapter 43.21C RCW, SEPA, on its Comp Plan and Development Regulations; and

**WHEREAS**, pursuant to WAC 197-11-600, the County SEPA official has determined that the proposed changes to the Zoning Atlas (Exhibit A), ICC 17.03.075 (Exhibit B) and the Island County Comprehensive Plan Future Land Use Map relating to Freeland and Clinton are not likely to have significant adverse environmental impacts that were not considered in the environmental documents prepared for the Comp Plan and Development Regulations; and

**WHEREAS**, new Zoning Atlas (Exhibit A) and Future Land Use Plan maps regarding the Clinton and Freeland RAID boundaries have been prepared eliminating those parcels designated by the Board; and

**WHEREAS**, ICC 17.03.075 (Exhibit B) reflects the change to the table in the zoning ordinance by splitting Freeland and Holmes Harbor into two separate RAIDs; **NOW, THEREFORE,**

**IT IS HEREBY ORDAINED** in order to comply with the March 22, 2000 Order of the Western Washington Growth Management Hearings Board, the Board of Island County Commissioners hereby adopts the amendments to the Zoning Atlas (Exhibit A), ICC 17.03.075 (Exhibit B) and the Future Land Use Plan Map in the Comprehensive Plan regarding the Clinton and Freeland RAID boundaries eliminating those parcels designated by the Board.

**BE IT FURTHER ORDAINED** that these amendments to the Rural Residential Zone and Zoning Atlas shall not take effect until June 30, 2000.

Reviewed this 15 day of May, 2000, and set for public hearing at 1:30 P.M. on the 5<sup>th</sup> day of June, 2000.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:** By Ellen K. Meyer, deputy  
For: Margaret Rosenkranz

Clerk of the Board BICC 00-305

**APPROVED AND ADOPTED** this 5<sup>th</sup> day of June, 2000 following public hearing.

**BOARD OF COUNTY COMMISSIONERS OF  
ISLAND COUNTY, WASHINGTON**

Wm. L. McDowell, Chairman  
William F. Thorn, Member  
Mike Shelton, Member

**ATTEST:** *Margaret Rosenkranz*  
Clerk of the Board

**APPROVED AS TO FORM:**  
*David L. Jamieson, Jr.*  
Deputy Prosecuting Attorney  
& Island County Code Reviser

*[exhibits on file with the Clerk of the Board]*

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There being no further business to come before the Board at this time, the meeting adjourned at 2:25 p.m.  
The next Regular Session will be on June 12, 2000, beginning at 9:30 a.m.

**BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON**

\_\_\_\_\_  
Wm. L. McDowell, Chairman

\_\_\_\_\_  
William F. Thorn, Member

\_\_\_\_\_  
Mike Shelton, Member

**ATTEST:**

\_\_\_\_\_  
Margaret Rosenkranz, Clerk of the Board