

**COMMISSIONERS' MINUTES
KITITITAS COUNTY, WASHINGTON
SPECIAL MEETING**

THURSDAY

3:30 P.M.

AUGUST 22, 2005

Board members present: Chairman Perry D. Huston & Commissioner Alan Crankovich. Absent: Vice-Chairman David Bowen

Others: Julie Kjorsvik, Clerk of the Board; Darryl Piercy, Director of Community Development Services; Nancy Goodloe, Public Health Administrator;

PUBLIC HEARING

BLAZYNSKI ADMINISTRATIVE APPEAL

CDS

At approximately 3:30 p.m. **CHAIRMAN HUSTON** opened the special meeting continued from August 17, 2005, to consider an administrative appeal filed by Stan Blazynski, of the Community Development Services denial of a process for a variance request from Chapter 17A.08.25 of the Kittitas County Code. He noted the record was closed, with the exception of a survey that the appellant offered to include in the record, as well as any minutes relating to a variance policy, which he said there were none found. He ruled that the letter dated August 19, 2005 received from Mr. Cheyne came in after the comment deadline which he or the other Board members did not read.

COMMISSIONER BOWEN said he had listened to the previous proceedings and has had no outside contact with any of the parties involved. There were no objections made by any party of record for him to sit in on the hearing. There were no objections for Chairman Huston continuing to sit in on hearing. **COMMISSIONER CRANKOVICH** disclosed that he had done some research on the history of the parcel including the sale from the County, an Assessor's map, Real Estate Excise Tax Affidavit, and the original and amended Tax Deeds. There were no objections from Mr. Slothower or Mr. Piercy for copies of those documents to be included into the record. **MR. SLOTHOWER** felt those were different issues than the appeal currently in front of the Board.

CHAIRMAN HUSTON ruled to deny the variance request for lack of a variance process. He said he couldn't find any minutes indicating the Board ever codified that policy, but he knew the policy existed and was being practiced. He also had no memory of rescinding a policy. He said the process does exist and it had not been rescinded by Board of County Commissioners, therefore the variance request should have been processed. He explained that there was some

disagreement with the type of creek located near the property and its classification, and noted there were no materials submitted by the Department of Fish & Wildlife. He referred to the objections that was made by a surrounding property owner and noted that Kittitas County was also a surrounding property owner because of the right-of-way, and they have not responded at this time. The other issue is if there is an alternative water source which has not been decided. He suggested remanding the request back to Community Development Services, as a request for variance processing, and if there is an application fee attached, the County would waive the fee and if there is a subsequent appeal at that point the County would waive that appeal fee as well. He referenced the record was not sufficient of if a process existed or not.

CHAIRMAN HUSTON moved to remand the variance request back to the Community Development Services Department, as a request for a variance to the Critical Areas Ordinance, specifically the wellhead protection section, specifically noting the deficiencies in the minutes. **COMMISSIONER CRANKOVICH** seconded. Motion carried 3-0.

CHAIRMAN HUSTON said the request for the adjoining land owner should come before the Board in an agenda format. He suggested having it in a public meeting setting during a regular agenda.

MR. PIERCY suggested that comments be sought from the Public Works Department relating to the right-of-way of the issues and impacts and to bring those to the Board of County Commissioners during their study session and use it as possible conditions of process.

CHAIRMAN HUSTON said he would still like to have comments submitted from the Public Works Department.

Meeting adjourned at 3:45 p.m.

CLERK OF THE BOARD

**KITTITAS COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**

Julie A. Kjorsvik

Perry D. Huston, Chairman