

**COMMISSIONERS' MINUTES  
KITTTITAS COUNTY, WASHINGTON  
COMMISSIONERS AUDITORIUM  
SPECIAL MEETING**

**MONDAY**

**1:30 P.M.**

**JUNE 23, 2008**

Board members present: Chairman Mark McClain, Vice-Chairman Alan Crankovich, Commissioner Linda Huber.

Others: Jim Van de Venter, Interim Public Works Director; Kelly Carlson, Public Works Admin Assistant; Darryl Piercy, Director of Community Development Services; Allison Kimball, Community Development Services Assistant Director; Cathy Bambrick, Public Health Administrator; Holly Myers, Environmental Health Manager; Kathy Jurgens, Public Works Financial System Manager; Jan Olivier, Public Works Transportation Manager; Christina Wollman, Public Works Planner; Lindsay Watkins, CDS Office Assistant; Debbie Myers, BOCC Deputy Clerk and approximately 5 members of the public.

---

**APPEAL HEARING**

**SEPA MDNS KITTTITAS CO PUD#1**

**CDS**

At approximately 1:30 p.m. **CHAIRMAN MCCLAIN** opened the continued appeal hearing from Wednesday June 18, 2008. **ATTORNEY JEFF SLOTHOWER** on behalf of the Ranch on Swuak Creek LLC. is appealing the issuance of a SEPA MDNS by the Kittitas County Development Services on the Kittitas County PUD #1 - 115,000 volt, Lauderdale Transmission Tap & New Electrical Substation application.

**DARRYL PIERCY**, Director of Community Development Services, stated at the previous hearing the Board directed staff to seek guidance from legal staff on this issue. Neil Calukins, Civil Deputy Prosecutor was consulted and his recommendation was that when an application has been formally withdrawn, to appeal would be inappropriate. As to the request for the appeal fee to be refunded, **MR. PIERCY** commented that considerable time and effort of county's staff time had been spent on the appeal, and historically the County has not refunded fees and the County code does not allow refunds on appeal fees. Staff is recommending not take action on appeal as the application has been formally withdrawn and not to refund the appeal fee.

**JEFF SLOTHOWER** on behalf of appellant, the Ranch on Swuak Creek LLC., said the Appeal was timely and properly filed. The application was withdrawn, but he believes that does not render the appeal necessarily moot, i.e. was the SEPA properly done, should it have

