

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

**TUESDAY**

**2:00 P.M.**

**AUGUST 21, 2012**

Board members present: Chairman Alan Crankovich; Vice-Chairman Obie O'Brien and Commissioner Paul Jewell.

Others: Julie Kjorsvik, Clerk of the Board; Dan Valoff, Staff Planner; Doc Hansen, Planning Official; Jeff Watson, Staff Planner; Neil Caulkins, Deputy Prosecutor and 2 members of the public.

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**PUBLIC HEARING**

**ADMINISTRATIVE SEGREGATION**

**CDS**

At 2:00 p.m. **CHAIRMAN CRANKOVICH** opened a Public Hearing to consider the Kittitas County Code Chapter 16.06 Administrative Segregation process.

**NEIL CAULKINS, DEPUTY PROSECUTOR** reviewed the history of a challenge that was brought before the Growth Management Hearings Board from the Yakama Nation regarding GMA compliance of the Kittitas County's Administrative Segregation process. He indicated the Planning Commission held a Public Hearing and recommended repealing the County's Administrative Segregation process with a 4-0 vote. He said they had been in recent negotiations with the Yakama Tribe. Mr. Caulkins described the vested rights doctrine. **COMMISSIONER JEWELL** questioned the interpretation of preliminary approval and the codes that are in effect at the time of application. He said he is hesitant to make a decision as they have not heard a response from the appellant since the Planning Commission's recommendation and suggested continuing the hearing until a later date for their response. **MR. CAULKINS** said the Yakama Nation has a brief due on Thursday and he did not see a major issue with continuing the hearing for a couple of days. **DOC HANSEN, PLANNING OFFICIAL** outlined the process for those applications that have already received preliminary approval and if there was a sunset clause set out by the Board of County Commissioners.

**THOSE PRESENT & TESTIFYING: JEFF SLOTHOWER** reviewed the history of the exempt segregation process and vesting requirements. He felt there were a lot of citizens that do not realize there is a deadline and 90 days would not be enough to get everything completed including a field survey. He thought a six month period may be more sufficient. **CATHERINE CLERF** said she would like to see the issue come to a close and felt the old exempt segregations options were not taken by everyone. She felt 90 days was plenty of time as surveyors would be

**APPROVED**  
9/18/2012

willing to get the work done. **THERE WAS NO ONE ELSE REQUESTING TO TESTIFY. THE CHAIRMAN LEFT THE PUBLIC COMMENT PORTION OF THE HEARING OPEN.**

**MR. CAULKINS** indicated the Yakama Nation was not in favor of a 12 month time limit and how the 3 month period had been negotiated. **MR. HANSEN** said he had given some consideration for notifying the public of the time limit which would include written notice to private landowners and notification in the newspaper.

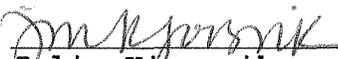
**MR. CAULKINS** offered to contact the Yakama Nation's attorney to see if they had a response to the Planning Commission's recommendation.

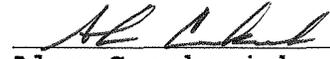
**CHAIRMAN CRANKOVICH** moved to continue the public hearing to Tuesday August 28, 2012 at 1:00 p.m. in the Commissioners Auditorium, Room 109, Kittitas County Courthouse, 205 West 5<sup>th</sup> Avenue, Ellensburg, WA. **COMMISSIONER JEWELL** seconded. Motion carried 3-0.

The meeting was adjourned at 2:53 p.m.

**CLERK OF THE BOARD**

**KITTITAS COUNTY COMMISSIONERS  
KITTITAS COUNTY, WASHINGTON**

  
Julie Kjorsvik

  
Alan Crankovich, Chairman