

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

JULY 10, 2001

Chairperson Mary Jo Cady called the meeting to order at 9:00 a.m.. Commissioners Herb Baze and Wesley E. Johnson were in attendance.

CORRESPONDENCE

AT&T BROADBAND

Notification was received that AT&T Broadband will have improvements to their channel lineup effective August 1, 2001.

SANDHILL ROAD MITIGATION FUNDS

The Washington State Department of Fish & Wildlife has noted their support for use of Sandhill Road Mitigation Funds at the Theler Wetlands.

POPULATION DETERMINATIONS

Received the population determinations from the State of Washington Office of Financial Management which lists Mason County's population at 49,600 (unincorporated 41,130/incorporated 8,470).

GROWTH MANAGEMENT

Correspondence was received from Advocates for Responsible Development concerning action taken at the June 26 Commissioners' meeting.

BUSINESS

SOLID WASTE ADVISORY COMMITTEE

The Board noted there are two vacancies on the Solid Waste Advisory Committee.

VETERANS ASSISTANCE APPLICATION

Virgil R. Vant – VFW 1694 - Utilities \$148.26

Cmmr. Baze/Johnson moved and seconded the Board approve the veterans assistance application for Virgil R. Vant for utilities in the amount of \$148.26. Motion carried unanimously. B-aye; C-aye; J-aye.

LIQUOR LICENSE APPLICATION

New Application – Tradename: The Lucky Dog; Privileges Applied For: Spirits/Beer/Wine Restaurant Lounge; Applicants: Skokomish Indian Tribe and Gary W. Peterson

Cmmr. Johnson/Baze moved and seconded there are no objections to the liquor license application for The Lucky Dog. Motion failed unanimously. B-nay; C-nay; J-nay.

There was a concern about the location of the establishment in regards to the church and casino, which are close by.

EMPLOYEE CELLULAR PHONE AGREEMENT

The Sheriff's Department is recommending approval of an employee cellular phone agreement with Frank James M. Davenport.

Cmmr. Baze/Johnson moved and seconded to approve the employee cellular telephone agreement with Frank James M. Davenport. Motion carried unanimously. B-aye; C-aye; J-aye.

HEARING SET – SEXUALLY ORIENTED BUSINESS MORATORIUM

Bob Fink, Planner, explained that the County has developed draft regulations for consideration that address the distinct character and issues related to sexually oriented businesses. Because of demands on the Planning Commission required to comply with orders of the Western Washington Growth Management Hearings Board, the current moratorium will expire before the county and public have an opportunity to review and act on the proposal.

He recommended the Board adopt an ordinance to extend the sexually oriented business moratorium for six months.

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Cmmr. Johnson/Baze moved and seconded to adopt Resolution No. 69-01 which amends Resolution No. 110-00 to extend by six months the effective period of the moratorium whereby the county shall not process land use permits as they relate to sexually oriented business in the unincorporated area of Mason County; and that we adopt by reference the findings of fact adopted for Resolution No. 34-00 and schedule a public hearing, per RCW 36.70A.390, on August 7, 2001 at 10:15 a.m. Motion carried unanimously. B-aye; C-aye J-aye. Resolution No. 69-01 (Exhibit A)

CONTRACT – UNIVERSAL FIELD SERVICES INCORPORATED

Public Works Director Jerry Hauth requested the chair execute two contracts with Universal Field Services Incorporated for right-of-way acquisition relocation plans for the Belfair Bypass project (not to exceed \$382,588.00) and Old Olympic Highway project (not to exceed \$181,779.00). There are approximately 50 different parcels which will need to be secured for the Old Olympic Highway project. In complying with all the regulations, they have been waiting for approval from the Washington State Department of Transportation (WSDOT) for authorization to hire Universal Services Inc.

There are rules, which are provided from WSDOT, which set some standards as to the right-of-way acquisition. One of the stipulations was any relocation plan would have the Department of Transportation's approval prior to securing the contract.

Annette McGee questioned if the County is trying to replace the state highway.

It was noted it is a condition of the ordinance the County passed regarding relocation. Mr. Hauth explained that they went through a consultant selection process between 3 – 4 firms.

Cmmr. Baze/Johnson moved and seconded the Board authorize the chairperson to execute the Agreement with Universal Field Services, Inc. for professional real property acquisition and relocation services on the Belfair Bypass and Old Olympic Highway projects. Motion carried unanimously. B-aye; C-aye; J-aye.

SELECTION FROM SMALL WORKS ROSTER

The Board was asked to give authorization to solicit bids from contractors on the current Mason County Small Works Roster for minor realignment of the Elson/Cloquallum Road intersection.

It was noted this has been on the project list for several years.

Cmmr. Johnson/Baze moved and seconded the Board authorize the Department of Public Works to solicit bids from contractors on the current Mason County Small Works Roster for minor realignment of the Elson/Cloquallum Road intersection. Motion carried unanimously. B-aye; C-aye; J-aye.

HEARING - SUPPLEMENTAL APPROPRIATION

Ione Siegler, Budget & Finance Director, requested the Board approve a resolution to set a hearing to consider a supplemental appropriation due to federal and state grants for the Community Mobilization Against Substance Abuse Program.

Cmmr. Baze/Johnson moved and seconded to approve Resolution No. 70-01 and set a public hearing on July 24, 2001 at 6:15 p.m. to consider a supplemental appropriation to the 2001 budget in the estimated amount of \$39,749 for the Current Expense Fund. Motion carried unanimously. B-aye; C-aye; J-aye. Resolution No. 70-01 (Exhibit B)

LANDFILL ATTENDANT I

Utilities & Waste Management Director asked for approval to post, advertise, interview and hire a person to fill the position of Landfill Attendant I at the Union Drop Box Station. Kelli Emerson will be taking another job this fall. Her

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Annette McGee asked if the County proceeds with the Belfair Bypass project if the contract would be necessary with the Universal Field Services, Inc. She questioned when the County will know.

Mr. Hauth stated there is a steering committee meeting this week and they should rank the project and have a preferred alternative which would be recommended to the Board the following week as far as the next phase.

Annette McGee also questioned if she could get the total investment in the 101 Connector project to date.

She expressed concern that she understood the Mason County Commissioners have been told to seek new grounds for the fair and ask taxpayers to finance it. She questioned where the County would get the funds to locate the fairgrounds in another location.

The Board responded they would have to go out for a levy, bond issue, or donation as there are no funds.

She asked that the Commissioners, as citizens, sign a petition to retain the fairgrounds at its current location.

RECESS

The Board recessed until 9:54 a.m.

HEARING – INTERIM REGULATIONS

The Board held a public hearing to consider Ordinance No. 65-01, an amendment of section 1.03.025 Interim Regulations – Natural Resource Based Industries. This amendment adds section “C. Building permits issued under A or B above shall meet all other applicable regulatory requirements.”

Ron Henrickson, Director of Community Development, explained with the current Order of Invalidity related to the Growth Management Act the County cannot issue freestanding building permits for natural resource industries. The purpose of the amendment is to enable the County to do so provided, the Growth Management Hearings Board approves it.

- a) Natural resource industry accessory buildings are permitted in designated rural areas provided the business exists as of January 14, 1999 and the accessory building does not exceed 5% of the existing square footage of the business or maximum of 2,000 sq. ft.
- b) The natural resource industry buildings which are less than 10,000 sq. ft. in size are permitted in designated rural areas provided the following conditions are met:
 - The development does not require an urban level of service.
 - The development does not conflict with natural resource based uses.
 - Critical areas are protected and there are not significant adverse impacts. Any public services or facilities that are provided are limited to the development and should not be provided in a manner that permits low density sprawl.
 - The development shall be compatible with surrounding uses and public ways by being visually screened from view and not generating noise at the property boundary which exceed the standard set forth in WAC 173-60.
- c) The building permits issued under A & B above shall meet all other applicable regulatory requirements.
- d) The provisions to this section are effective only when approved by the Growth Management Hearings Board and remain in effect until the county development regulations in Section 1.03.020 are found to be in compliance with the Growth Management Act, as provided in RCW 36.70A.302 (5).

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Cmmr. Baze expressed frustration with the regulations the County needs to accomplish the same thing.

Cmmr. Johnson stated this is similar to when the County found they could not put fire halls in rural areas and had to make a special application to the Growth Management Hearings Board to get permission to build a fire hall in rural areas.

Senator Sheldon was present and encouraged the Board to pass Ordinance No. 65-01. The Comprehensive Plan and the Growth Management Act are replete with encouraging words about natural resource industries in rural areas. Mason County depends heavily on wood products as the strongest manufacturing sector. Without wood products and natural resource industries in general there would be difficulty employing people in Mason County.

Cmmr. Johnson/Baze moved and seconded to concur with the action of Ordinance No. 65-01 Interim Regulations - Natural Resource Based Industries. Motion carried unanimously. B-aye; C-aye; J-aye.

ADJOURNED

The meeting adjourned at 10:03 a.m. due to no further business.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

Mary Jo Cady, Chairperson

Herb Baze, Commissioner

Wesley E. Johnson, Commissioner

ATTEST:

Rebecca S. Rogers, Clerk of the Board