

BOARD OF MASON COUNTY COMMISSIONERS' PROCEEDINGS

NOVEMBER 12, 2002

The meeting was called to order at 9:00 a.m. by Chairperson Wes Johnson. Commissioners Herb Baze and Bob Holter were in attendance.

C O R R E S P O N D E N C E

EMERGENCY MEDICAL SERVICES COUNCIL

Mason County Medic One Ltd. – Primary Rep: Aaron Espy; Alternate Rep: Tim Seibly

REPORT ON FINANCIAL STATEMENTS & FEDERAL SINGLE AUDIT

Received a copy of the Washington State Auditor's office report on financial statements and federal single audit for the period of January 1, 2001 through December 31, 2001.

CHIP SEAL WEST BULB FARM

A petition was received with 110 signatures requesting the County chip seal West Bulb Farm Road. (Copy forwarded to Public Works)

2003 BUDGET/LEVIES

North Mason School District submitted a copy of their budget and certification of excess tax levies for 2003.

B U S I N E S S

35 YEARS

The Board recognized George Fullerton who began work with Mason County in the 1960's as a head chainman on the survey crew and as of 1985 served as construction engineer. Jerry Hauth, Public Works Director added his appreciation for the work that Mr. Fullerton has contributed to the county. Marley Young, previous county engineer, acknowledged that he worked 17 of the 35 years with George Fullerton. He concurred that Mr. Fullerton is a person that would provide solutions to the problems as well as getting things done.

The Board presented Mr. Fullerton with a pocket watch.

OPEN FORUM

No public comments.

ADOPTION OF AGENDA

Cmmr. Holter/Baze moved and seconded to adopt the regular agenda. Motion carried unanimously. B-aye; H-aye; J-aye.

APPROVAL OF CONSENT AGENDA

Cmmr.Baze/Holter moved and seconded to approve the consent agenda as noted below. Motion carried unanimously. B-aye; H-aye; J-aye.

- 9.1 Approve the interlocal agreement between the City of Shelton and Mason County for Information Services for maintenance and service to the City's computer system. The City will reimburse the County for the cost on an hourly basis.**
- 9.2 Approval of the employment agreement between Patrick Reidt and Dale Munn and Mason County Parks for the Walker Park attendant position for the period of September 1, 2002 to December 31, 2002.**

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- 9.3 Approval for Mason County Parks Department to advertise and hire the MCRA Park attendant for 2003.
Schedule the public hearing for the Mason County 2003 Budget on Monday, December 2, 2002 at 9:00 AM.
- 9.4 Approve the Resolution setting a public hearing to consider a 2002 Budget Amendment to add a \$25,488 Dept. of Justice Grant in the Sheriff's Office and \$500 to Civil Service for testing. Resolution No. 147-02 (Exhibit A)
- 9.5 Approval of Veterans Assistance Applications for Claude H. Elder - \$400 rent; Donald B. Sensenbach Sr. - \$400 rent; and Billy R. Smith - \$400 rent – Total of \$1200
- 9.6 Schedule a public hearing for the 2003 to 2008 Transportation Improvement Program on Tuesday, December 10, 2002 at 9:30 a.m.
- 9.7 Schedule a public hearing for the 2003 Annual Construction Program on Tuesday, December 10, 2002 at 9:30 a.m.
- 9.8 Schedule a public hearing on November 26, 2002 at 6:30 p.m. to consider a Special Use Permit No. MEP2002-00049. AT&T Wireless PCS, LLC requests this permit in order to install a 150 foot tall cellular communications monopole at 511 W Hurley Waldrip Rd, Shelton WA.
- 9.9 Authorize ER&R to purchase a new 4x4 crew cab pickup from the WA state contract for the Emergency Management Department. Total amount budgeted is \$27,000.
- 9.10 Approval of Warrants: Claims Clearing Fund - Warrant Nos. 47124-47196 - \$255,708.45
- 9.11 Approve contract amendment #3 to prepare the Final Environmental Impact Statement (FEIS) for the McEwan Prairie Surface Mine. The contract is a three-party agreement between Mason County, Parametrix (the consultant), and BB&R (the applicant). The consultant works to prepare the Environmental Impact Statement (EIS) for the County but is paid by the applicant.
- 9.12 Schedule a special meeting on Monday, November 25, 2002 at 9:00 a.m. to consider additional appointments to the Belfair Sub-Area Planning Committee.

RECESS

The Board recessed for five minutes until the next scheduled agenda item.

HEARING - BUSINESS LICENSE & REGULATIONS

The Board held a public hearing to review the proposed ordinance which adds a new Chapter 5.10 Gambling and Card Room Activities to Mason County Code Title 5 Business Licenses and Regulations; this ordinance prohibits the permitting of social card room establishments in the unincorporated areas of Mason County, except for state approved non-profit and charitable organizations.

Allan Borden, Planner, presented the staff report. He noted there were no telephone calls or letters of comment received by the Community Development/Planning Department.

The Planning Advisory Commission held a public hearing and recommended approval of the proposed new Chapter 5.10 Gambling and Card Room Activities to be included in Title 5 Business Licenses and Regulations.

It was noted this would include the portions of Urban Growth Areas in the county.

There has been a moratorium since February 2000 and it has been renewed several times. If the County would adopt the proposed ordinance the current moratorium would be removed.

It was noted there are existing gambling establishments in the County, which would not be affected by this proposed ordinance. This would limit any new establishment from being created. The activity cannot be prohibited but the location of the activity can be prohibited.

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Cmmr. Holter/Baze moved and seconded the Board of County Commissioners approve the proposed ordinance which adds a new Chapter 5.10 Gambling and Card Room Activities to Mason County Code Title 5 Business Licenses and Regulations, and further move that the Board approve the seven Findings of Fact. Motion carried unanimously. B-aye; H-aye; J-aye. Ordinance No. 147A-02 (Exhibit B)

HEARING – RESOURCE ORDINANCE VARIANCE – JACKSON

The Board held a public hearing to consider a Resource Ordinance Variance, VAR2002-00050 to construct a single-family residence within a Type III stream buffer for Ronald Jackson located at 861 East Lakeshore Drive, Lakeland Village, Allyn. Rick Mraz, Planner, presented the staff report from the Planning Division and recommended approval with conditions based upon satisfaction of the review criteria.

Approve with the following conditions:

- 1) Developers and individuals shall be required to control erosion during construction. Removal of vegetation shall be avoided and any areas disturbed should be restored to prevent erosion and other environmental impacts.
- 2) The provisions and recommendations of the Habitat Management Plan shall be enacted.
- 3) All upland areas disturbed or newly created by construction activities shall be seeded, vegetated or given an equivalent type of erosion protection (silt fencing or straw matting).
- 4) A monitoring plan shall be enacted whereby a qualified biologist shall submit a report detailing the date of the issuance of the building permit and shall be submitted annually for three years.
- 5) A survival rate of 90% of plantings is required each year during the three-year monitoring period. If survival falls below 90%, the applicant shall replant to restore the required survival percentage and shall extend the monitoring report the necessary period to address the replantings.
- 6) A performance bond shall be established with Mason County in the amount necessary to perform the plantings proposed in the HMP.
- 7) No degradation of water quality shall occur as a result of the project.

The question was raised if there are other lots in the area which would require a variance to build on.

Mr. Mraz responded there are probably a few lots that still border the stream and may need a variance.

Also, it was questioned if the variance requirement was anticipated at the time of the plat development.

Mr. Mraz stated it was not anticipated. When the lots were created if there were stream buffer requirements it was smaller.

Mr. Jackson was presented and noted that they purchased their lot for a retirement home. In meeting the requirements there wasn't room to build. They were hopeful they could get some type of variance.

Cmmr. Baze/Holter moved and seconded to approve the variance, VAR2002-00050, with the 7 conditions listed in the staff report and to authorize the chair to sign the Findings of Fact. Motion carried unanimously. B-aye; H-aye; J-aye.

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HEARING – DEVELOPMENT REGULATIONS VARIANCE

The Board held a public hearing for Development Regulations Variance, VAR2002-00064. Applicant: William Graham. Location: 15841 NE North Shore Road, Tahuya.

Planner Rick Mraz submitted the staff report for the development regulations variance and recommended approval.

It was asked if the garage is at right angles with the road.

Mr. Mraz responded the garage is entered at a 90 degree. The door is perpendicular to the road.

No public comments were received.

Cmmr. Holter/Baze moved and seconded to approve the variance application, VAR 2002-00064, and to authorize the chair to sign the Findings of Fact. Motion carried unanimously. B-aye; H-aye; J-aye.

ADJOURNMENT

The meeting adjourned at 10:08 a.m.

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

Wesley E. Johnson, Chairperson

Bob Holter, Commissioner

Herb Baze, Commissioner

ATTEST:

Rebecca S. Rogers, Clerk of the Board