

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

**WEDNESDAY**

**10:00 A.M.**

**JUNE 6, 2007**

Board members present: Chairman Alan Crankovich; Vice-Chairman David Bowen (late) & Commissioner Mark McClain.

Others: Mandy Robinson, Deputy Clerk of the Board; Randy Carbary, Public Works Planner II; Darryl Piercy, Director of Community Development Services; Brandon Drexler, Director of Public Works; Scott Turnbull, CDS Staff Planner; Christina Wollman, Planner II; and approximately 13 members of the public.

**APPEAL HEARING**

**BERRY/HOMESTEAD VIEW PLAT**

**PUBLIC WORKS**

At approximately 10:00 a.m. **CHAIRMAN CRANKOVICH** opened a hearing to consider an appeal from Jeff Slothower of the Administrative Decision made by the Public Works Director, denying a Variance request from the current Kittitas County Private Road Standards, from David Berry relating to the Homestead View Plat (P-06-07). He explained that the request was to not require a certification of the sub-grade for Summit View Road (Table 12-1, footnote (4)), allow grades exceeding 12% & widths under the required 22-ft. for the private road between lots C2, C3 & C5, C6 (Table 12-1, footnote (5)), and to allow a 30' easement whereas a 60' is required. He read the hearing procedures into the record and swore in witnesses.

**BRANDON DREXLER, PUBLIC WORKS DIRECTOR** reviewed a staff report. He explained that Charles Cruse of Cruse and Associates, authorized Agent for David Berry, applied for a six lot plat within the Forest & Range zoning district. He explained that the County Community Development Services department received the plat application on February 8, 2006. He reviewed site information, Referrals, Variance Elements and Appeal Elements (5). His conclusion was that the denial was consistent with the requirements set forth in KCC 12.01.130 and the proper procedures for a variance review and appeals were followed. He explained the variance was carried out in accordance with KCC 12.01.130, and the request was found that it did not meet the minimum conditions to protect the health, safety and welfare of the citizens of Kittitas County nor does the Road Variance Committee have the ability to change the conditions of preliminary approval, noting that the applicant was unable to meet the conditions of preliminary plat approval, and the appeal should not result in an approval of the variance.

**DARRYL PIERCY, COMMUNITY DEVELOPMENT SERVICES DIRECTOR** explained that his interest in the matter where it pertains to the Homestead View Plat.

**COMMISSIONER McCLAIN** felt that the Board should either continue the hearing to allow Mr. Slothower time to review the new record or see if Public Works and Community Development Services are comfortable to proceed without the new record in hand.

**MR. PIERCY** asked that the Board put a great deal of focus on the Public Works Staff Report, Appeal Issue #4.

**JEFF SLOTHOWER, REPRESENTING APPELLANT, DAVID BERRY** reviewed a memo in support of the Appeal of Administrative Decision dated June 5, 2007. He provided the Board with additional background information and discussion on the Appeal issues, noting that in closing the applicant reserves the right to supplement the record in argument as is necessary pursuant to Kittitas County Code. He stated that the applicant is requesting that the Board either (a) overrule the Road Variance Committee and grant the Variance, or (b) remand the issue back to the Road Variance Committee with instructions to comply with KCC 12.01.130.

**APPELLANT TESTIMONY:**

**JEFF SLOTHOWER, REPRESENTING APPELLANT** gave an overview of the history of the property. He explained that his client obtained the property in 2001 and shortly after, he hired Chuck Cruse of Cruse & Associates to create six 21 acre lots. **COMMISSIONER McCLAIN** questioned if Derald Gaidos is certified to make decisions on roads. **MR. SLOTHOWER** noted that during this time his client also obtained Mark Kirkpatrick as an Engineer for the property.

**PROPONENT'S RESPONSE:**

**MR. PIERCY** questioned Mr. Slothower, Mr. Berry, Mr. Kirkpatrick and Mr. Cruse.

**MR. DREXLER** questioned Mr. Kirkpatrick.

**INTERESTED PARTIES TESTIMONY:**

**KENNETH MCKIN ADJOINING PROPERTY OWNER** submitted pictures into the record and indicated that he was both for and against this Administrative Decision made by Public Works.

**JOE SKVARLA, 5026 42<sup>ND</sup> AVE SW, SEATTLE WA. 98136** indicated that he was interested in the outcome of the hearing, but that after

listening to the process up to this point he didn't feel his testimony would apply.

**FINAL ARGUMENTS:**

**MR. PIERCY** requested that the Board remand the Administrative Decision back to staff. He felt that there was additional information they would benefit from having in making their final decision.

**MR. DREXLER** reminded the Board that the Road Variance Committee is still lacking in membership for the Committee. He indicated that it would be beneficial when making decisions if they had a full Board so that if staff or other Committee members needed to recuse themselves they could.

**COMMISSIONER CRANKOVICH** moved to continue the Hearing to June 25, 2007 at 1:30 p.m. during the Public Works Study Session to be was closed. **COMMISSIONER BOWEN** seconded. Motion carried 3-0

Meeting adjourned at 12:30 p.m.

DEPUTY CLERK OF THE BOARD

  
Mandy Robinson

KITTITAS COUNTY COMMISSIONERS  
KITTITAS COUNTY, WASHINGTON

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Alan Crankovich, Chairman

COMPLETED