

**KITTITAS COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA STAFF REPORT**

**AGENDA DATE:** January 5, 2010

**ACTION REQUESTED:** Request to set a hearing to consider an administrative appeal of an interpretation regarding the Performance Based Cluster Plat Code

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**BACKGROUND:** On December 9, 2009 the Kittitas County Board of Commissioners received an appeal from Attorney Michael J. Murphy on behalf of Sapphire Skies, Meadow Springs, LLC, Stuart Vista, LLC and Starlite Construction, LLC. He is appealing an interpretation issued by the Community Development Services department dated November 25, 2009 regarding the Performance Based Cluster Plat Code. The appeal fee was paid in the amount of \$500.00 and deposited with the Kittitas County Treasurer.

**INTERACTION:** Staff has been in contact with Mr. Murphy, as well as County staff to determine a mutual hearing date and time which is being proposed for Wednesday January 20, 2010 at 10:00 a.m.

**RECOMMENDATION:** Set a hearing for Wednesday January 20, 2010 at 10:00 a.m. in the Commissioners Auditorium, to consider an appeal filed by Attorney Michael Murphy on an interpretation of the Performance Based Cluster Plat Code dated November 25, 2009.

**HANDLING:** BOCC staff to forward a copy of the legal notice to Attorney Michael Murphy  
BOCC staff to publish & post on legal notice board  
Copy of legal notice to CDS, Public Works and Prosecutor's office

**ATTACHMENTS:** Notice of Hearing

**LEAD STAFF:** Julie Kjorsvik, Clerk of the Board