

Hearing Examiner

7/11/13

Loop BOCC Auditorium

CU-11-00003 & SEPA appeal

CU-13-00002 & SEPA appeal

Item 1 SEPA Appeal CU-11-00003

- Mr. Carmondy presentation

3 areas of concern

- procedures & process lack of comment

- status & completeness of information

such as environmental

- Significant ~~replaces~~ impacts not addressed

1) issue w/ optional DNS process

- points to index #48 where he provided letter from 2003 application from KC about impacts

- no itemization of suspected conditions in notice of application

- remedy is to send issue back to have staff outline conditions & send out for comments then make new recommendation

- new noise study should have been circulated for comment, it was used for sepa determination.

2) issue with application. It is not a clear proposal. Understands it is a shooting range but not the specifics. All we have is Index #2

- What is the specifics of application
- Nixon Noise report doesn't give specific requirements only a laundry list of possibilities
→ ~~last~~ wants studies of all

Shorting types noise studies are done to see if the options mitigate/work or not

- no site specific noise study
- 40 db is quiet, but every 10db increase doubles sound so it is exponential

* Site plan should have

→ detailed site plan w/ detailed sequencing

→ must have EPA best management practices

- very loose MDNS

3) went through each MDNS condition in the information he provided to see which conditions we have issue w/ & which we don't

- Process, comment, mitigation w/ sufficient info
→ should be remanded back for new noise study, notification, and evaluation

Mr. Slothower

- There was an application filed in 2003 then club abandoned it. In 2011 the club submitted a new application but used a noise study from 2003. The comments received on this project are mixed because an old application info was submitted not for this current application.
- (outlines our briefing & stipulation order)
- County can use optional DNS. ~~outlined~~ this in his briefs
- We each have noise experts so we are playing w/ semantics
- Mr. Cammandy mis-interprets what Mr. Nixon said. It says that our shooting lanes must design them so the noise is mitigated for the activity.
- two site plans provided. One which shows the existing one shooting lane. Can be used now for private by private club. For public use we must have our lanes done in advance with acoustical engineer design

- we assume there could be other permits required and that the county will be looking over us.
- The appellant's expert had opportunity to comment & was silent on the mitigations by DORON. So we can only conclude that it was sufficient.
- lead management: we assume that the MDNS condition means that we must implement the necessary EPA ~~restrictions~~ ^{Best management practices} & each shooting use will have its own lead management plan.
- we will build as funds are available
- Believe county followed proper process, placed sufficient conditions for management and regulation

Kittitas County - Michael Nigrey

- given the briefings, county has no further comment

HE will have decision within 10 working days.

Item 2

Staff for CUP hearing CU-11-00003

~~powerpoint~~ #73

affidavit of hearing notice #74

Staff presentation

Mr. Stothower, applicant presentation

- explains history of club & use

- we have met Kittitas county criteria,
we have met them (outlines 17.02A)

- submit exhibits

★ - letter from Mr. Jeffries #75

→ ★ - large air photo #76

need a copy

Steve Rogers for applicant

- current VP of Cascade Field & Stream Club

★ Mr. Rogers testimony #77
w/ attachment

Chris Cruse for applicant

★ 7-11-13 email to CDS #78 ✓

★ Kittitas valley wind power project #79 ✓

★ Adjacent properties notification #80 ✓

★ aerial large photograph #81

need copies

Mr. Slothower was asked by HE if he agreed with staff report & conditions

Open to people in favor of Project

- Deborah Essman - KC president of F&S chapter
- Gray Brown
- Patricia Binder \star #82 Ms. Binder comment
- Duane Fluent
- Larry Fuller
- Wes Jones

- need copy \rightarrow
- Charles Dougherty \star #83 Mr. Dougherty comment
 - Joe Feldmeth
 - George Wolf

Open to opposition to project

- Dean Tonseth
- Margaret Towle
- Ken Fyall
- James Carmondy \rightarrow please look @ index #40 from KCPDI letter about access

- rec conditions
- commitment that enclosures in place around all shooting areas
 - commitment to have a full time range master during shooting use
 - \rightarrow referencing 2013 application letter for conditions as mentioned during his SEPA appeal testimony

- Rebuttal by Mr. Slothower

→ Mr. Carmondy's suggested conditions will kill this project

→ pg 9 of Noxon report give examples

→ our commitment is we will have an electrical engineer will design & construct that way

↳ HE asks if it is fair to have noise tested

closed public record hearing at 8:30pm

#41 CU-13-00002 hearing

June 10, 2013 Mr. Slothower #45

June 24, 2013 Ms. Shallbetta #46

powerpoint #47

Applicant brief on ^{CRP} ~~CRP~~ #48

attidavit of meeting #49

CP Wolfsehr letter #50

Staff

- Applicant

public in favor of project

- Nancy Jantzer
- Shirley Wainright
- Robert ~~Hambirck~~ Hambirck
- Rob Lang
- Jaime Gibson
- Holly Conti
- ~~Here~~ Eileen Mallonee
- Louis Stougard
- Clifford Wolfsehr
- Sandra Rivera
- Diane Storms

public in opposition to the project

- Bill Rowley submitted exhibit #51
- Jeff Stothower

Applicant rebuttal

- Traci Smallbetter

Record closed @ 9:47pm