

June 20, 2014

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KITTITAS COUNTY
CDS

Tim & Lucy Schmidt
5610 Naneum Road
Ellensburg, WA 98926

Kittitas County Community Development Services
411 N. Ruby St. Suite 2
Ellensburg, WA 98926

RE: Project: CU-14-00002

Please accept these comments related to the conditional use permit application request for the parcel located off of Naneum Road in Section 16, T18N, R19E, WM in Kittitas County, Assessors number 18-19-16051-0001.

- 1) I believe that the secure fenced area, which is made up of 8 foot cyclone with slats, is not compatible with the rural area that the proposed Marijuana production is to take place. The fencing stands out and presents a negative impact where there are presently pole and barbed wire fencing.
- 2) The fencing that is required by state law is 8 feet high. This is in violation of the Kittitas County code for rural agricultural areas in the county. Has there been an application and a variance granted to exceed the 6 foot height? If not then the existing fence is in violation.
- 3) It is my understanding that the applicant cannot use the Kittitas County Reclamation district water as it is Federalized. The Federal Bureau of Reclamation has stated that the use of any federal water is illegal for Marijuana production. It is also my understanding that the Kittitas County Commissioners have ruled that residential wells cannot be used for marijuana production unless the producer purchases senior water rights to cover any water used for the production of marijuana. This would mean that the applicant has no legal right to any water for marijuana production. I do not believe that a conditional use permit should be or can be granted until this issue is resolved. To do so would be enabling the illegal use of water.
- 4) I believe that all Marijuana production and processing should be in commercially zoned areas of the county. This would eliminate the financial (home values) and other impacts to the rural areas of the county and all citizens of Kittitas County.

Thank you for the opportunity to provide comment.

Sincerely



Tim & Lucy Schmidt