

**From:** [Jeremy Johnston](#)  
**To:** ["Theresa Dougherty"](#)  
**Cc:** [Kelly Bacon \(CD\)](#); [Dan Carlson](#)  
**Subject:** RE: Hidden Point; Public Comment Extension Request  
**Date:** Wednesday, December 30, 2020 8:53:13 AM

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Good Morning,

Thank you for your letter. I apologize on the delay in our response, it has been quite busy around here. As you noted in your letter Kittitas County Code 15A.03.060(2)(f) outlines specific timeline for public comment periods. Generally when these comment periods coincide with major holidays we add extra days to compensate and ensure a reasonable opportunity for public comment. In this case we added 3 days to compensate for Christmas Eve, Christmas and New Years. This is the same standard in which we process all Conditional Use applications. Outside of these instances, it would be unfair to the applicant to hold them to a different standard than other Conditional Use applicants. As such, we will not be extending the formal comment period for this application.

That being said, this comment period is not the only opportunity for public comment. Any interested party can attend the open record public hearing (yet to be scheduled) and provide information and evidence to the Hearings Examiner prior to his determination. Based off of your letter it sounds like you were given a date of January 22, 2021 for your public information request to be fulfilled. This will be well before the public hearing is noticed for this application, as these applications tend to run 4-6 months from the submittal date (in this case November 20, 2020) before a hearing is scheduled.

In reference to your inquiry about the inclusion of code enforcement complaints in the application record, we have put a request into our legal counsel to verify that our previous practice of not including these in the record is appropriate. We will follow their recommendation once we receive it. Historically we have never included this type of information unless submitted by a third party during the public comment period or during the open record public hearing.

I am happy to keep you up to date once we receive a response from our legal counsel and I will ensure you receive all noticing documents moving forward.

Best Regards,

**Jeremy Johnston, MURP**

*Kittitas County CDS, Planning Official*

(509) 962-7065

[jeremy.johnston@co.kittitas.wa.us](mailto:jeremy.johnston@co.kittitas.wa.us)



*"Building Partnerships-Building Communities"*

Please Note: In an effort to mitigate the spread of COVID-19 and the Governor's "Safe Start" reopening plan, Kittitas County Community Development Services is currently in Phase 3 and is open to the public in a limited capacity. At this time many of us are on a rotating schedule working from home and in the office; during this time I will do my best to respond to you as promptly as possible.

**From:** Theresa Dougherty <theresa.k.dougherty@gmail.com>  
**Sent:** Tuesday, December 29, 2020 5:14 PM  
**To:** Kelly Bacon (CD) <kelly.bacon.cd@co.kittitas.wa.us>  
**Cc:** Dan Carlson <dan.carlson@co.kittitas.wa.us>; Jeremy Johnston <jeremy.johnston@co.kittitas.wa.us>  
**Subject:** Re: Hidden Point; Public Comment Extension Request

Hello all -

I hope you had a wonderful holiday weekend! I am following-up on my prior request for an extension.

Kind regards,

Theresa

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**Theresa Dougherty**

Attorney at Law  
1272 Emerick Rd.  
Cle Elum, WA 98922  
theresa.k.dougherty@gmail.com  
206.617.5319

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On Wed, Dec 23, 2020 at 4:30 PM Kelly Bacon (CD) <kelly.bacon.cd@co.kittitas.wa.us> wrote:

Good afternoon Theresa,

We have received your request. I have forwarded the request to the Planning Official as well, Jeremy Johnston.

Thank you,

# Kelly Bacon

**Planner I**

## **Kittitas County Community Development Services**

411 N. Ruby Street, Ste 2

Ellensburg, WA 98926

Office: (509) 962-7539

[Kelly.bacon.cd@co.kittitas.wa.us](mailto:Kelly.bacon.cd@co.kittitas.wa.us)

Please Note: In an effort to mitigate the spread of COVID-19 and the Governor's "Safe Start" reopening plan, Kittitas County Community Development Services is currently in Phase 3 and is open to the public in a limited capacity. At this time many of us are on a rotating schedule working from home and in the office; during this time I will do my best to respond to you as promptly as possible.

**From:** Theresa Dougherty <[theresa.k.dougherty@gmail.com](mailto:theresa.k.dougherty@gmail.com)>

**Sent:** Wednesday, December 23, 2020 3:53 PM

**To:** Dan Carlson <[dan.carlson@co.kittitas.wa.us](mailto:dan.carlson@co.kittitas.wa.us)>; Kelly Bacon (CD) <[kelly.bacon.cd@co.kittitas.wa.us](mailto:kelly.bacon.cd@co.kittitas.wa.us)>

**Subject:** Hidden Point; Public Comment Extension Request

Dear Mr. Carlson and Ms. Bacon,

Please see attached request to extend the deadline for public comments regarding the Conditional Use Permit application CU-20-00005 Hidden Point. Please include this letter in the CUP file.

I appreciate your consideration.

Kindest regards,

Theresa Dougherty

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**Theresa Dougherty**

Attorney at Law  
1272 Emerick Rd.  
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