

From: [V.V.V](#)
To: [Kelly Bacon \(CD\)](#)
Subject: Robbie Cape Road Project: Miscellaneous SEPA Applications - SE-22-00002 Cape
Date: Tuesday, February 15, 2022 7:58:40 AM

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TO: Kittitas County
RE: Robbie Cape Road Project: Miscellaneous SEPA Applications - SE-22-00002 Cape

As a permanent resident at 780 Alice Road, Cle Elum, (L.P.P.T.) the subject proposal application raises numerous serious concerns that have the potential to cause us personal harm, damage our quality of life, create an unsafe situation, restrict access to our properties, restrict first responder access, adversely affect the environment.

First:
Ponder This: Much Of The Alice Road And the Permit Subject Road, Is Not Wide Enough For Two Dump Trucks To *Safely* Pass By Each Other, or a First Responder Vehicle. There are also several blind corners and driveways on the Alice Road and no turn outs.

Damage:
We are concerned that construction traffic for the proposed project will damage Alice Road. Importing 5,000 cubic yards of road material could require as many as 500 fully loaded dump truck trips up and down the Alice Road, and then up the

hill. So much heavy truck traffic along our gravel road will very likely damage Alice Road and put a significant financial burden on all of us to repair that damage.

Will the weight of the dump trucks fully loaded be below the Kittitas County weight limit for gravel access roads that are public but privately maintained?

Will Kittitas County (the County) be responsible for repairing Alice Road damages after the project is approved by them?

If no, then what does the County recommend to resolve this issue?

Noise, dust and neighborhood disruption:

The massive volume of traffic would cause noise, dust and neighborhood disruption, even if only temporary. The County should not permit the proposed project without requirements for minimizing noise, dust and disturbance on Alice Road, and requirements and guarantees that any damage to Alice Road will be fully and promptly repaired by the project applicant at their sole expense.

What responsibility will the County assume as issues arise and require timely response and resolution?

If no, then what does the County recommend to resolve this issue?

Longer term:

We are concerned that a paved surface up that steep hill will accelerate runoff during big rain or melt events and create a risk of flooding, debris flow or other water damage at the intersection with the Alice Road.

The proposal does not adequately address how storm water and runoff will be managed to protect adjacent and

downstream properties from damage. The County should not permit the proposed project without clear plans and requirements for minimizing, mitigating and managing drainage so that adjacent and downstream properties are not adversely affected.

If the County approves this project and there is an adverse effect on Alice Road will the County be liable for repairs to the Alice Road?

If no, then what remedy does the County recommend in the event of future damage resulting from the County approving such a design plan?

It also doesn't seem right that one property owner can unilaterally decide to pave a shared road that runs through other people's private property.

Does the County assume any responsibility or liability for responding to and resolving this issue?

If no, then what does the County recommend to resolve this issue?

Responsible person:

We will need the name of the Project Manager for the County AND for Robbie, assuming there is one.....that is, the one person that is in charge and responsible for resolving our concerns. There will be issues, and we need to know who has the authority to resolve those issues. Yes, Robbie is the top of the food chain, but I doubt he will be managing this project, day to day. If he is, then that's fine and we can address issues and concerns to him. In writing, prior to commencement.

Who is the one responsible person for the County to resolve issues as they arise on a day to day basis?

Will the person be on site, to address and resolve issues as they arise?

If no, then what does the County recommend to resolve this issue?

Dust control and road surface integrity:

Ask Robbie Cape to gravel, water down and then oil the road from the bottom of Alice to the easement *before* and *after* the project. This would serve to reduce dust and would have the potential to make the road better than ever with all the truck traffic packing the new oil and gravel. Sort of a chip seal, but not the full meal deal. I believe this is a reasonable request. If he balks at before *and* after, then we just request before with all three; and water and oil after. We will have to see how the dust control holds up with hundreds of truck loads transiting.....we may need dust control during the project, depending on the weather and the impact of all those loads. Also, an assessment of Alice road condition, after the project is complete and agree to mitigate, during or after the project....we can't foresee all the issues that this much traffic will have on the road surface. He needs to agree all that up front, in writing. We will need to see how timely Roadtek (or other road contractor to be named) can respond, if we need water and oil during the project. All this in writing from Robbie Cape.

If Robbie does not or will not agree in writing will the County assume liability for these issues?

If no, then what does the County recommend to resolve this issue?

Safety: Trucks will have to transit at no more than 10 miles an

hour. How will this be enforced? Who will be responsible for monitoring and notifying drivers? Written plan required, up front. What liability will the County assume IF/WHEN approving this project. There is a high potential for collateral damage, both to the road and to residents with the volume of large trucks "making time" on the Alice Road. We might need a couple new speed signs.....? Can the Alice Road property owners set a speed limit of 10 MPH?

Will the County allow that?

If no, then what does the County recommend to resolve this issue?

What does the County recommend to mitigate safety concerns and liability?

Engineering: The adverse effects of run off from the new hard surface on the easement will need to be addressed.

What does the County recommend if damage occurs to Alice Road as a result of poorly engineered water run off mitigation?

Will the County be responsible for repairing damage resulting from their approval of a runoff mitigation plan?

If no, then what does the County recommend to resolve this issue?

Off Loading and Equipment Staging Area:

Robbie and the Project Manager and the County Representative need to inform us of their plan as to where they will offload and stage road equipment.

This will need to be "up on top" on the application road and NOT ON OR ADJACENT TO THE ALICE ROAD.

No offloading or parking of road equipment on the Alice Road

will be allowed.

We need this plan submitted to us writing from Robbie and/or Project Manager and from the County representative.

Absolutely no track or lug conveyed equipment will be allowed to transit on the Alice Road.

Will the County write this into the project plan and require the applicant to satisfy all the concerns addressed in this memo?

If no, then what does the County recommend to resolve this issue?

These concerns are hereby submitted to Kittitas County for their consideration and response/resolution to the satisfaction of the Alice Road (L.P.P.T.) property owners prior to any issuance of any permit for subject application.

Finally, will the County write the concerns documented here, into the project plan and require the applicant to satisfy all the concerns addressed in this memo as a requirement for approval and issuance of subject permit?

IF NOT, the County, by default would seem to assume liability for the concerns and potential devastating safety issues detailed here.

Last:

Remember: Much Of The Alice Road and the permit subject road, Is Not Wide Enough For Two Dump Trucks To *Safely* Pass By Each Other, or a First Responder Vehicle. There are also several blind corners and driveways on the Alice Road and no turn outs. That is a recipe for potentially serious safety issues.

If ALL the concerns detailed in this memo cannot be mitigated 100% in writing we hereby request the subject permit application be denied.

We are NOT unilaterally opposed to the project, we just want to make certain that any foreseeable negative ramifications as detailed in this memo are resolved prior to application approval and commencement of said project.

I am available to make public testimony.

Please assure the property owners on the Alice Road that these concerns will become part of the public record.

Sincerely,

Van and Adriana Vorwerk
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