



# KITTTAS COUNTY COMMUNITY DEVELOPMENT SERVICES

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"Building Partnerships – Building Communities"

## CDS STUDY SESSION MINUTES

October 28, 2013

THOSE PRESENT: Obie O'Brien, Paul Jewell, Gary Berndt (BOCC) Mandy Weed, Doc Hansen, Lindsey Ozbolt (CDS) Kirk Holmes, Jan Ollivier, Candie Leader, Doug D'Hondt (PW) Neil Caulkins (PR) Clay Meyers (SH) Jerry Pettit (AU)

GUESTS PRESENT: Chad Bala, Jill Scheffer, Paul Bennett, Jim Denison, John Malissos, Jan Parker, Roger Grey, Bill Boyum, Rob Jordan, Laura Baboske

### Discussion of Mt Daniels Drive Non-Appeal:

Doc stated in regards to the Happy Trails Plat, Mt Daniels Drive was not connected as recommended by the Planning Commission as it was not included in the findings that went forward to the BOCC. Doc stated since an appeal wasn't filed within the 21 days there is nothing we can do about it. Doc further stated he went back and listened to the tape and 2<sup>nd</sup> the access was a major concern of the citizens. Neil stated the only way to change this would be by filing a LUPA and that time has already passed so there is nothing that can be done. Further discussion took place regarding what roads are completed and the connections of the roads. Commissioner Jewell questioned the lot count in the area limited by one access. Jan Parker stated they had to apply for an extension and questioned it that mattered. Roger Grey said he is surprised with the history and the explanations being presented. Grey stated what has gone forward is a strong picture that shows the street and the history is pretty vague and if there is another emergency these 40 some people won't be able to get out. Bill Boyum stated this was always the plan to be done even back to the 60's or 70's and we have created a public safety issue. John Malissos questioned who the notification went out to. Doc stated it is part of the record. Paul Bennett stated he doesn't disagree with what has been said but stated it is not an easement it is a right of way and stated that the county should immediately put it on the 6 year transportation plan and that no building permits should be issued until the 2<sup>nd</sup> access is put in. Rob Jordan stated Mt Daniels does extend to the last lot and then a driveway takes off from that and that he takes care of the water system and if any utilities need to be worked on all 40 lots are being blocked and that the county should be able to sell the dedicated right of way. Laura Baboske stated that after she moved in the town ditch flooded and people had a hard time getting in and out. Commissioner Jewell questioned what options we had if we wanted the connection made. Kirk stated he could get in contact with the developer. Doc stated he has and they don't want to build the road. Neil stated we could place it on the counties transportation plan and either build it or set up a local improvement district and it would put the assessment upon those that would benefit from it. Clay questioned if the county would be setting a precedence for other plats that don't have a 2<sup>nd</sup> access. Commissioner Jewell stated he would task staff to talk with the developer and put it on the 6 year transportation plan.

Board Direction: Make contact with the developer and place item on the 6 year transportation plan.

### Refund of Subdivision Extensions:

Doc stated over the past years funds have come in for extensions that didn't need to be paid for as they were vested due to the legislature changing the law. Board stated to place it on the agenda for approval.

Board Direction: Place item on the agenda.

### \*\*\*Executive Session\*\*\*

Present for the Executive Session: Obie O'Brien, Paul Jewell, Gary Berndt (BOCC) Doc Hansen, Lindsey Ozbolt (CDS) Neil Caulkins (PR)

At 3:18 p.m. Commissioner O'Brien announced an Executive Session approximately twenty minutes in length pursuant to RCW 42.30.110 (i) To discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency.

At 3:38 p.m. the Board reconvened out of Executive Session and Commissioner O'Brien announced another fifteen minutes in length was needed for Executive Session.

At 3:53 p.m. the Board reconvened out of Executive Session and Commissioner O'Brien stated that no action will be taken.