

KITTTAS COUNTY COMMUNITY DEVELOPMENT SERVICES

411 N. Ruby St., Suite 2, Ellensburg, WA 98926

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REZONE APPLICATION

(To change from the existing zone to another zone)

KITTTAS COUNTY ENCOURAGES THE USE OF PRE-APPLICATION MEETINGS. PLEASE CALL THE DEPARTMENT IF YOU WOULD LIKE TO SET UP A MEETING TO DISCUSS YOUR PROJECT. INCOMPLETE APPLICATIONS WILL **NOT** BE ACCEPTED.

PLEASE TYPE OR PRINT CLEARLY IN INK. ATTACH ADDITIONAL SHEETS AS NECESSARY. THE FOLLOWING ITEMS MUST BE ATTACHED TO THIS APPLICATION PACKET:

REQUIRED ATTACHMENTS

- ADDRESS LIST OF ALL LANDOWNERS WITHIN 500 FEET OF THE SITE'S TAX PARCEL. IF ADJOINING PARCELS ARE OWNED BY THE APPLICANT, THE 500 FEET EXTENDS FROM THE FARTHEST PARCEL. IF THE PARCEL IS WITHIN A SUBDIVISION WITH A HOMEOWNERS OR ROAD ASSOCIATION, PLEASE INCLUDE THE ADDRESS OF THE ASSOCIATION.
- SITE PLAN OF THE PROPERTY WITH ALL PROPOSED: BUILDINGS; POINTS OF ACCESS, ROADS, AND PARKING AREAS; SEPTIC TANK AND DRAINFIELD AND REPLACEMENT AREA; AREAS TO BE CUT AND/OR FILLED; AND, NATURAL FEATURES SUCH AS CONTOURS, STREAMS, GULLIES, CLIFFS, ETC.
- SEPA CHECKLIST

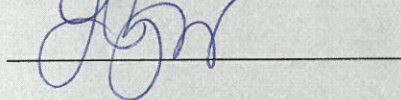
FEE:

\$1725.00 ²¹⁵⁰⁻ (\$1500 ⁴⁰⁰⁻ Rezone + \$225 SEPA) to Kittitas County Community Development Services Department
\$ 2550.00

FOR STAFF USE ONLY

APPLICATION RECEIVED BY:

SIGNATURE:



DATE:

1.11.08

RECEIPT #

#2753



NOTES:

DARRYL PIERCY, DIRECTOR

ALLISON KIMBALL, ASSISTANT DIRECTOR

COMMUNITY PLANNING BUILDING INSPECTION PLAN REVIEW ADMINISTRATION PERMIT SERVICES CODE ENFORCEMENT FIRE INVESTIGATION

1. **Name, mailing address and day phone of land owner(s) of record:**

Name: Charles Firkins
Mailing Address: 2952 Game Farm Road
City/State/ZIP: Ellensburg, WA 98926
Day Time Phone: (509) 962-2296
Email Address: _____

2. **Name, mailing address and day phone of authorized agent, if different from landowner of record:**

Agent Name: CAM STERWOOD
Mailing Address: 3323 Brickmill Rd
City/State/ZIP: ELLENSBURG, WA 98926
Day Time Phone: 509-306 9300
Email Address: _____

3. **Contact person for application (select one):**

Owner of record Authorized agent

All verbal and written contact regarding this application will be made only with the contact person.

4. **Street address of property:**

Address: 2952 Game Farm Road
City/State/ZIP: Ellensburg, WA 98926

5. **Legal description of property:**

See attached legal

6. **Tax parcel number:**

18-19-29040-0008 & 18-19-29040-0009

7. **Property size:**

15.03 ac

8. **Narrative project description:** Please include the following information in your description: describe project size, location, water supply, sewage disposal and all qualitative features of the proposal; include every element of the proposal in the description (be specific, attach additional sheets as necessary):

The project is 15.03 acres in size located north of the Vantage Highway, east of Wilson Creek Road off of Game Farm Road in the SE 1/4 of Section 29, T18N., R19E, W.M.

9. **What is the present zoning district?**
Ag-20

10. **What is the zoning district requested?**
Ag-3

11. **Applicant for rezone must demonstrate that the following criteria are met (attach additional sheets as necessary):**

A. The proposed amendment is compatible with the comprehensive plan.
See attached

B. The proposed amendment bears a substantial relation to the public health, safety or welfare.
See attached

C. The proposed amendment has merit and value for Kittitas County or a sub-area of the county.
See attached

D. The proposed amendment is appropriate because of changed circumstances or because of a need for additional property in the proposed zone or because the proposed zone is appropriate for reasonable development of the subject property.
See attached

E. The subject property is suitable for development in general conformance with zoning standards for the proposed zone.
See attached

F. The proposed amendment will not be materially detrimental to the use of properties in the immediate vicinity of the subject property.
See attached

G. The proposed changes in use of the subject property shall not adversely impact irrigation water deliveries to other properties.

See attached

12. Application is hereby made for permit(s) to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to enter the above-described location to inspect the proposed and or completed work.

Signature of Authorized Agent:

Date:

X _____

Signature of Land Owner of Record
(Required for application submittal):

Date:

X Charles L. Firlsins

11/29/07

Firkins Rezone Seven Criteria:

A. The proposed amendment is compatible with the comprehensive plan.

The Kittitas County Comprehensive Plan (Comp Plan) allows for a variety of land uses from residential to resource based activities. According to the Comp Plan, Chapter 8.2: Rural Lands-Identification of Rural Lands: “The Rural Lands exhibit a vibrant and viable landscape where a diversity of land uses and housing densities are compatible with rural character. Many sizes and shapes can be found in the rural lands, its topography and access variations allow for small to large acreage, economic activities, residential subdivisions, farming, logging and mining.”

The Comp Plan supports a mixture of land uses and densities by the following Goals, Policies and Objectives (GPO’S): GPO 2.2, Diversified economic development providing broader economic opportunities; GPO 2.5, Kittitas County should encourage residential and economic growth that will minimize the costs of providing public utilities and services; GPO 2.6, Kittitas County will maintain a flexible balance of land uses; GPO 8.5, Kittitas County recognizes and agrees with the need for continued diversity in densities and uses on rural lands.

B. The proposed amendment bears a substantial relation to the public health, safety or welfare.

The primary goal of the Comp Plan is to enhance, preserve and protect the public health, safety and welfare. In a recent court case, the court recognized that if the rezone is consistent with the County Comprehensive Plan and implements the Comprehensive Plan, then that is a clear indication that the rezone is in the interest of the public health, safety and welfare.

The rezone and proposed subdivision will have access directly to Game Farm Road, a county road. There is also a network of county roads available for future landowners to access the subject property that can handle the level of traffic created by the proposed development.

The proposed rezone and preliminary plat will allow the creation of smaller, more valuable parcels within Kittitas County. Smaller parcels, once built upon, will increase the assessed values of the property and in effect provide more revenue for county services, schools and the fire district.

C. The proposed amendment has merit and values for Kittitas County or a sub-area of the county.

Rural character, development and services are defined in RCW 36.70A.030 (15), (16) and (17) as follows: “Rural Character refers to the pattern of land use and development established by a county in the rural element of its comprehensive plan: (b) that foster traditional rural lifestyles, rural based economies and opportunities to both live and work in rural areas; (e) that reduce the inappropriate conversion of undeveloped land into sprawling, low density development. Rural development does not refer to agriculture or forestry activities that may be conducted in rural areas.

The Comp Plan states: “the current mix of rural uses and densities has not increased the cost to taxpayers for road and utility improvements, police and fire protection, or the education of school populations beyond the means of the local people to finance such infrastructure.

The proposed rezone and preliminary plat will take the pressure off of and preserve the agricultural lands in the area. Larger agriculturally used parcels may not be taken out of production when individuals desire smaller parcels as apposed to parcels 20+ acres is size, thus decreasing the potential of creating rural sprawl.

D. The proposed amendment is appropriate because of changed circumstances or because of a need for additional property in the proposed zone or because the proposed zone is reasonable development of the subject property.

As of November 1, 2007, there are 18,585 acres of land zoned Ag-3. According to KCC 17.04.060, the county will allow up to 3% of the total land mass or 44,448 acres (1,481,600 X .03) into the Ag-3 zone. Looking at parcels of land just west of the subject property along Game Farm Road, you will notice seven parcels zoned Ag-20 that are between 3 and 6 acres in size. The subject property is kiddy corner to Ag-3, where higher densities exist. The request for the change in zone is reasonable development of the subject property.

Given the current pattern of development in the area, this property would better be served in smaller, residential lots, thus allowing the property owner to realize some economic return on their investment.

E. The subject property is suitable for development in general conformance with zoning standards for the proposed zone.

Both the current zone (Ag-20) and the proposed zone (Ag-3) are considered Rural Lands as defined by the Comp Plan. Upon detailed analysis of KCC 17.28.020 (Ag-3) and 17.29.020 (Ag-20) you will observe that the permitted uses are identical across the two zoning districts with the exception of Ag-3 allowing for the raising of animals, provided an area of not less than an acre. In terms of allowed uses the only difference is lot size.

F. The proposed amendment will not be materially detrimental to the use of properties in the immediate vicinity of the subject property.

Undoubtedly, there is still active farming in the area; this development will meet the need for more residential parcels, while taking the pressure off adjacent active farm lands.

The road infrastructure in the area is all public. As in the case with most residential development in and around active farming communities, the road system is often the means of travel for both cars and farm equipment. A plat note will be place on the final mylar stating “ *The subject property is within or near lands used for agriculture*

on which a variety of commercial activities may occur that are not compatible with residential development for periods of varying duration. (RCW 36.70A.060(1)) Commercial Natural Resource activities performed in accordance with county, state and federal laws are not subject to legal action as public nuisances (RCW 7.48.305)”

G. The proposed changes in use of the subject property shall not adversely impact water deliveries to other properties.

A water distribution plan will be submitted to the KRD upon submission of this application. This plan outlines water conveyances and provisions for distribution for each proposed lot in the subdivision. A statement from KRD will disclose how many acre feet each parcel is granted and provisions for the duties of the water master. Prior to final plat approval, Kittitas County must receive verification that the distribution plan has been approved by the KRD Board of Directors.