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3 **BEFORE THE HEARING EXAMINER**  
4 **FOR SKAGIT COUNTY**  
5

6 **Applicant:** Shawn and Diane Moyer  
7 41751 Challenger Road  
8 Concrete, WA 98237

9 **File No:** C/UTRTMB #2-2005

10 **Request:** Inclusion of a property in current use timber program per RCW  
11 84.34.020

12 **Location:** Off of Gripp Road, in the Sedro Woolley area, within a portion of Lot 3, S/P  
13 #PL04-0703 lying in the SW ¼ of the NW ¼ of Section 2, Township 35  
14 North, Range 4 East, W.M., Skagit County, Washington

15 **Assessor's**  
16 **Parcel Nos.:** P122772

17 **Public Hearing:** After reviewing the report of the Skagit County Assessor's Office  
18 the Hearing Examine, *pro tem*, conducted a public hearing on  
19 August 24, 2005.

20 **Recommendation:** The application is approved subject to the conditions stated in  
21 the decision.

22 **FINDINGS OF FACT**

- 23 1. Shawn and Diane Moyer submitted an application to include 1.77 acres of land in  
24 the current use timber program.  
25 2. The property is located off of Gripp Road and Lily Lane, a private road, located  
within Section 2, Township 35 North, Range 4 East, W.M., Skagit County,  
Washington.

- 1 3. This 1.77 parcel is classified as Open Space Farm and Agriculture and is part of a  
2 10-acre parcel, the balance of which is classified as Open Space Current Use  
(Forest Land) under RCW 84.34.020(3).
- 3 4. The acreage now supports a mixed stand of red alder and black cottonwood with  
4 scattered red cedar, western hemlock and Douglas fir; small patches were  
5 harvested in the past and have been reforested naturally to red alder and black  
6 cottonwood. The stand is fully stocked and meets the requirements of WAC 222-  
7 34-010(2). A 1.5 acre portion of the property is a large field that needs to be  
8 reforested in the near future to meet WAC 222-34-010(2) requirements.
- 9 5. A Timber Management Plan prepared by David N. Anderson, Forestry Consultant,  
10 Burlington, Washington, was submitted and appears to comply with RCW  
11 84.34.020.
- 12 6. The staff report of the Assessor's Office is attached hereto and incorporated  
13 herein as set fully forth.
- 14 7. The hearing was held after due notice. There is no public testimony. There are  
15 no written public comments.
- 16 8. After review, the Hearing Examiner finds that the application meets the relevant  
17 criteria for classification sought.

### RECOMMENDATION

18 The Hearing Examiner recommends approval of the application, subject to the following  
19 conditions:

- 20 1. The applicant shall comply with the Timber Management Plan submitted.
- 21 2. At the time of harvesting, the applicant shall comply with the requirements of  
22 the Washington State Department of Natural Resources in regard to  
23 harvesting.

24 \_\_\_\_\_  
25 BRADFORD E. FURLONG  
Hearing Examiner Pro Tem

Date of Action: \_\_\_\_\_

Date of Transmittal to applicant: \_\_\_\_\_