



200707120011
Skagit County Auditor

7/12/2007 Page

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AFTER RECORDING RETURN TO:
SKAGIT COUNTY HEARING EXAMINER
302 SOUTH FIRST STREET
MOUNT VERNON, WA 98273

DOCUMENT TITLE: ORDER CLARIFYING REQUEST FOR RECONSIDERATION ON
SPECIAL USE PERMIT SU03-0141

HEARING OFFICER: SKAGIT COUNTY HEARING EXAMINER

APPLICANT: KIMBERLY JOHNSON

ASSESSOR NO: P70483

LEGAL DESCRIPTION: The project is located at 13913 Avon Allen Road, Mount Vernon, WA; Lots 2, 3 and 6, Block 13, Skalings Addition to Town of Avon; a portion of the SW ¼ of the SW ½ of Section 12, Township 34N, Range 3E W.M., Skagit County, Washington.

BEFORE THE SKAGIT COUNTY HEARING EXAMINER

In the Matter of the Application of)
)
KIMBERLY JOHNSON)
)
For a Special Use Permit for a Home-Based)
Business at 13913 Avon Allen Road)
_____)

PL06-0805

**ORDER CLARIFYING
DECISION**

The County Department of Planning and Development Services (PDS) filed a Request for Reconsideration of the Examiner's decision dated April 17, 2007. The Request was timely filed on April 26, 2007.

PDS sought clarification of the decision in relation to the number of days per week that photography sessions would be allowed and whether the two hour limit on photo sessions includes arrival and departure time.

The Examiner looked at the application as a whole – a request to operate some sort of home-based business on the site seven days a week. He concluded that this gave him the latitude to expand the days allowed for the photography business when the dog daycare business was denied.

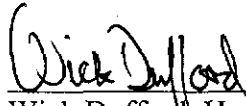
The Examiner's intent was to allow photography sessions to occur every day during the April –October season, subject to other limitations stated. He intended that the absence of restrictions as to days per week would indicate this, but on reflection can see that the matter was not made clear.

Therefore, the Conditions (6) and (7) under the **DECISION** heading are hereby amended to read as follows:

“(6) The use of the garden area for photo-sessions shall be limited to the period April through October. During this period photo-sessions may occur seven days a week.”

“(7) Photo-sessions shall be held between the hours of 10:00 a.m. and 5:00 p.m. A session shall be limited to no more than two hours, including arrival and departure.”

SO ORDERED this 9th day of May, 2007.



Wick Dufford, Hearing Examiner



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