

Debra L. Nicholson

From: Kathryn Bennett <bennettrk@comcast.net>
Sent: Tuesday, April 09, 2013 10:19 PM
To: Commissioners
Subject: Urban Growth Area Expansion

Dear Commissioners,

We are writing to urge you to support of the City of Anacortes petition to modify its Urban Growth Area. As Anacortes residents who have followed this issue, we wish to express our concern that there's not enough industrial land in the City of Anacortes.

To bring more living-wage jobs to Anacortes and Skagit County, we must have land available for businesses to locate here. To maintain the diversity and the quality of services we've come to expect in Anacortes, we need the potential to grow jobs.

We believe that positive action on your part is critical. This is an important step in saying yes to needed and responsible progress.

Thank you for your attention to this decision.

Yours truly,

Richard and Kathryn (Kate) Bennett
2208 Cascade Court
Anacortes, Washington

Debra L. Nicholson

From: Debra L. Nicholson
Sent: Wednesday, April 17, 2013 12:58 PM
To: Debra L. Nicholson
Subject: FW: UGA expansion of Anacortes NOOOOO!!!!

From: Elizabeth Bird [<mailto:meowzbird@yahoo.com>]
Sent: Saturday, March 16, 2013 6:52 PM
To: KenDahlstedt; Sharon D. Dillon; Ron Wesen
Cc: LindaHammons
Subject: UGA expansion of Anacortes NOOOOO!!!!

I strongly oppose the proposed expansion of the UGA in Anacortes. NO!!!!

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Friday, April 12, 2013 4:30 PM
To: Dale Pernula; Debra L. Nicholson; KirkJohnson
Subject: FW: PDS Comments

From dept email

-----Original Message-----

From: website@co.skagit.wa.us [mailto:website@co.skagit.wa.us]
Sent: Friday, April 12, 2013 3:10 PM
To: Planning & Development Services
Subject: PDS Comments

Name : julia blake
Address : 4408 monkey hill road
City : oak harbor
State : wa
Zip : 98277
email : juliamarieblake@netscape.net
Phone : 3602835509
PermitProposal : Anacortes UGA Expansion.
Comments : I. The Anacortes UGA Expansion Application is NON-PROJECT SPECIFIC.

A. The County Staff Has Erred When Says the UGA Expansion is NON-PROJECT

B. If the County deems that the current Anacortes UGA Expansion petition is a non-project process and not about Tethys, the UGA expansion application is fatally flawed because the city's application to the county is specifically about a specific development proposal. C. The Anacortes UGA Expansion Petition must not be docketed until the 2014 Full Comprehensive Plan Update.

From Host Address: 76.28.244.0

Date and time received: 4/12/2013 3:05:38 PM



To: Skagit County Commissioners

From: Keith Boller, Concerned Citizen

cc: Hammons

SUMMARY

In summary,

- The County Planning Staff has erred by classifying the City of Anacortes application (the Application) for a 11-acre UGA Expansion because the City's quintessential reason for submitting the Application is to provide land for the Tethys bottling plant, one of the largest, if not the largest bottling plant in the United States.
- The original application did not specify or show how much land is required for the requisite rail yard for 100-unit water trains. This intentional omission conceals the actual amount of land that the Tethys water bottling plant will require. The County should demand that this additional land requirement be addressed in a "detailed development proposal."
- Steve Winters, the Tethys CEO has already stated, "We definitely plan to use the property in the UGA expansion." – a statement made after the proposed Tethys site was moved to a location within the Anacortes City Limits.
- By docketing this project, the Skagit County Commissioners will essentially deny the citizens of Skagit County the opportunity to participate in one of the largest land use decision in the County's recent history.

Evergreen Islands urges the Skagit County Commissioners to refuse to docket the City of Anacortes's application to expand its Urban Growth Area...

I also urge the Skagit County Commissioners to refuse to docket the City of Anacortes's application to expand its Urban Growth Area. This process is deceptive and I believe will negatively impact the environment in our beautiful Skagit Valley.

Sincerely, Keith Boller
4117 R Avenue, Anacortes WA
89221

78

Debra L. Nicholson

From: Commissioners
Sent: Tuesday, April 09, 2013 8:44 AM
To: Dale Pernula; KirkJohnson; GaryChristensen
Subject: FW: Anacortes UGA expansion
Attachments: DSCN5230.JPG; DSCN5231.JPG; DSCN5233.JPG; DSCN5237.JPG; DSCN5258.JPG; DSCN5261.JPG

From the Commissioners email.

Amber Klllogjeri (x. 5567)
Skagit County Commissioners Office
aklllogjeri@co.skagit.wa.us

From: Judy Booth [<mailto:judy.booth28@gmail.com>]
Sent: Monday, April 08, 2013 1:35 PM
To: Commissioners
Subject: Anacortes UGA expansion

The proposed 11 acres Anacortes wants to annex is too close to Turner's Bay which needs to be protected from future pollution. I'm attaching some photo's I took at high tide this past winter. In winter's past, it's even crossed the road. The photo's that are of wetlands are on Sunland Top Soil land. I noticed they had two sump pumps running too. I have more photo's if you like.

--
Judy Booth
360-610-3279



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2018



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County Commissioners
April 9, 2013 meeting

RE: Proposed Annexation of land to Anacortes City limits

I personally interviewed residents of Reservation Road, Shelter Bay, La Conner, L.C. downtown merchants, and the Swinomish Reservation about this annexation. I talked to, emailed, FB's 100's of people – residents and business owners alike. I talked to 100's of people – I went door to door, shop to shop. I stopped at coffee shops, I went to dances and fundraisers.

With a couple minor exceptions, NO ONE wants this, certainly not the people most affected by it. All political persuasions were against it – whether democrat, republican or independent. In all fairness, I must say I did not go to Anacortes.

Every time we let even the smallest, seemingly insignificant piece of land be turned industrial, we need to look to the future of our valley. The County should be looking at how we can further protect Turner's Bay estuary, the Heron rookery and the wetlands, not annex it into Anacortes.

By chipping away one acre at a time, adding one more train at a time, selling one more gallon of water, we throw away our precious valley and change its character forever.

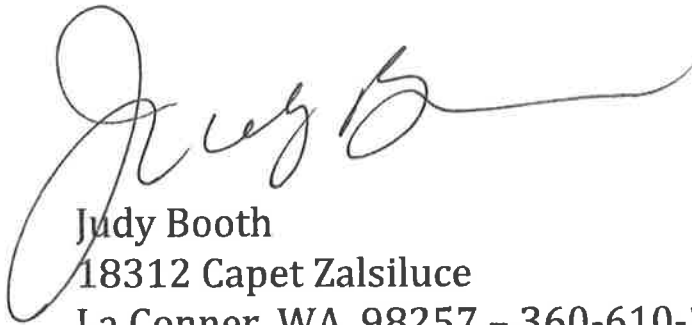
.....

If it didn't have such unacceptable consequences, this request put forth by the Mayor and Council members of Anacortes, (an obvious "slight of hand") would be laughable. Let's cut the B.S.

6

about it "not being project specific". That, at the very least is an unethical approach bordering on contempt for those of us who oppose this annexation.

Anacortes does not need more industrial land; I strongly urge the County to check the land already in their city limits: much of it may not be being used right now. If that is the case, then a non-specific project is totally unneeded. The citizen's of Skagit County don't want this land annexed. We need to protect our wetlands, rookeries and salmon habitats. And we need our viewpoint to be treated with respect.

A handwritten signature in black ink, appearing to read "Judy Booth", with a long horizontal flourish extending to the right.

Judy Booth
18312 Capet Zalsiluce
La Conner, WA 98257 - 360-610-3279

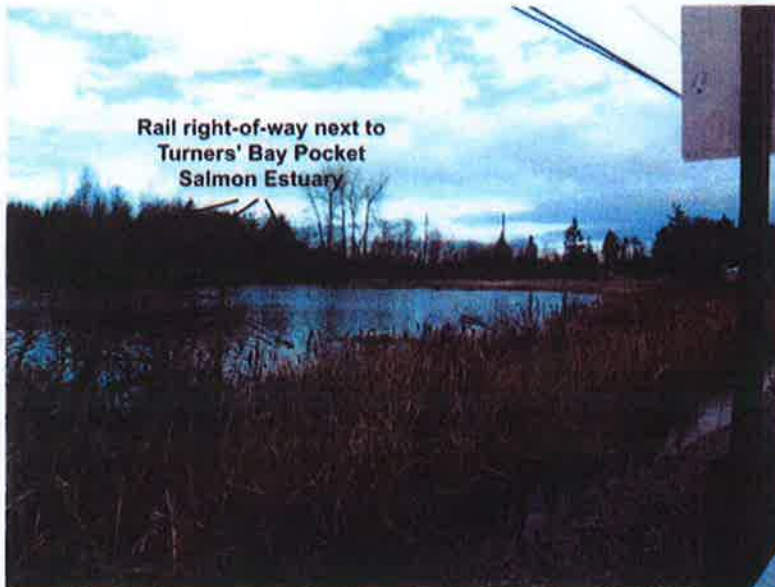


cc: Hammors

April 15, 2013

Re: CPA-PL-12-0258

From: Judy Booth
18304 Capet Zalsiluce (Swinomish Reservation)
La Conner WA 98257
360-610-3279 (c)



Pictures were taken in Dec. 2012 of Turners Bay Pocket Estuary from the scenic outlook on Reservation Road. Water level due to high tide and rain.

The Supplemental Information Submittal of Jan. 23, 2013, Page 10, states the following:

The subject UGA expansion property was situated just outside the 1999-defined study area, but the property immediately north (on the north side of Stevenson Road) was identified as being in the Similk drainage basin. A major focus of the study was to differentiate between drainage basins in the annexation area that would require storm water detention and basins where the City could allow an exemption to detention. Unlike most properties in the Fidalgo Basin, all of the annexation properties in the Similk basin were identified as an area where the City might allow detention exemption.



Would a one-million-square-foot plant and a train yard qualify as exemptions?

28

Debra L. Nicholson

Subject: FW: Feedback Submission

-----Original Message-----

From: feedback@co.skagit.wa.us [mailto:feedback@co.skagit.wa.us]

Sent: Monday, April 15, 2013 2:45 PM

To: website

Subject: Feedback Submission

Department : County Commissioners' Office Name : Phyllis Bravinder Email : gobravinder@gmail.com Other : In relation to project CPA-PL-12-0258 I ask that you deny moving this project on until the matter of legality of the submission has been established. It seems clear that this project was put forward to the commission under the haze of subterfuge. That is, the City of Anacortes maintains in the application that this is not a project specific application. Evidence suggests otherwise.

There are numerous matters of legality and forthrightness to be addressed.

Thank you for your careful consideration of this application.

From Host Address: 69.7.56.138

Date and time received: 4/15/2013 2:43:31 PM

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Monday, April 15, 2013 8:39 AM
To: Debra L. Nicholson; Dale Pernula; KirkJohnson
Subject: FW: PDS Comments

From Dept Email

-----Original Message-----

From: website@co.skagit.wa.us [mailto:website@co.skagit.wa.us]
Sent: Friday, April 12, 2013 4:40 PM
To: Planning & Development Services
Subject: PDS Comments

Name : Barbara C Bull

Address : P.O. Box 101

City : Mount Vernon

State : WA

Zip : 98273

email : missbabs223@yahoo.com

Phone : 360-420-6639

PermitProposal : UGA Expansion Application Comments : UGA Expansion Application Concerns from Evergreen Islands:

I. The Anacortes UGA Expansion Application is NON-PROJECT SPECIFIC.

A. The County Staff Has Erred When Says the UGA Expansion is NON-PROJECT

B. If the County deems that the current Anacortes UGA Expansion petition is a non-project process and not about Tethys, the UGA expansion application is fatally flawed because the city's application to the county is specifically about a specific development proposal. C. The Anacortes UGA Expansion Petition must not be docketed until the 2014 Full Comprehensive Plan Update.

II. 2014 Full Comprehensive Plan Update

A. This proposal should be docketed in the 2014 Full Comprehensive Plan Update.

B. Incomplete Proposal

1. Shoreline Jurisdictional Conflict

a. Difference between City and County shoreline protections.

2. Acreage Required for the huge Tethys Rail yard not accounted for.

A. Sets bad precedence

1. Statewide impact

2. Encourages spot zoning.

3. Ship Harbor's nondevelopable wetlands (25 acres) is zoned Commercial Marine, which could potentially be swapped.

4. Skirts the requirement to GMA requirement to demonstrate need.

5. Municipalities would not require be to justify their UGA expansion.

a. Population Forecasts

b. Acreage Calculations.

B. Anacortes City Council Bypassed the Required Comprehensive Planning Processes for Zoning Changes

1. The City Council opened the Public Comment period for 1minute after announcing the proposed zoning swap.

2. The City Council needs to complete the Comp Plan Amendment required for the zoning swap before the County can proceed with its Comp Plan Amendmet

IV. The UGA Application had not been formally revised.

A. The Original Application Contains the Tethys Language (32%) and the Samish Language (39%),for a total of (71%).

B. Under the subheading Amended Proposal (p.35),the Hovee Supplemental Information switches from the proposed Samish zoning swap to the Fidalgo Bay zoning swap without mentioning that they are amending the Samish zoning swap?

C. The frontispiece (E.D. Hovee letter to Gary Christensen) of the Hovee Supplemental Information states,?The proposal is not specific to any individual potential user but would be applicable to any future use of the subject property consistent with the proposed redesignation from Rural Reserve (RRv) to Anacortes Urban Development (A-UD) comprehensive plan and zoning designation under Skagit County jurisdiction and associated City of Anacortes Light Manufacturing (LM1) designation.? The letter makes no mention of amending the Tethys language in the original application.

D. The Hovee Supplemental Information (p. 35) does state the following:

1. Amended Proposal. With this supplemental information package submittal, the City is proposing to convert four parcels totaling 16.57 acres from LM1 to P (public use) during the City of Anacortes annual Comprehensive Plan amendment cycle.

E. When the County asked the City for "supplemental information", the County did not ask the City to amend the Tethys and Samish language, but the City took advantage of the County's request to exorcise the problematic language in a deceitful maneuver.

F. The County and the City have colluded to ignore 72% of the language in the original application. By all rights, the County should have demanded that the City retract their petition and resubmit the following year - or better yet in 2014.

G. Since 71% percent of the language in the original UGA Application has been changed, the original application should be withdrawn and a revised application should be submitted for the 2014 Full Comprehensive Plan Update.

V. Turners Bay Estuary

A. Jurisdictional Conflicts (Ross Barnes)

1. Skagit County Shoreline Master Program shoreline protections.
2. City of Anacortes Shoreline Master Program shoreline protections

B. Recently Restored Estuary at \$670,000

- A. Land Requirement Was Never identified
- B. Complete Site Plan never presented.

C. In small print, Figure 13 of the original application includes a note that states, "Some Rail Service and Staging Areas May Extend an Additional 700' +/-." The additional 700' is required for the rail yard needed to accommodate up to four 100-car unit trains - unit trains that are nearly 1-1/2 miles long.

UGA Application IS a Project Specific Application

A. Detailed Development Proposal Required for Rezone Application

1. Rural Reserve (RRv) to Anacortes UGA Development District (A-UD)

B. Always Been About Tethys from the get go

1. Tethys paid the application fees for the UGA Expansion Application

2. Tethys paid the application costs for the E.D. Hovee Response to the County.

C. Anacortes Staff Reports Mention Tethys as Justification for the UGA Expansion in Four
Differ Staff Memos.

From Host Address: 75.92.170.163

Date and time received: 4/12/2013 4:36:02 PM

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Tuesday, April 16, 2013 10:48 AM
To: Dale Pernula; Debra L. Nicholson; GaryChristensen; KirkJohnson
Subject: FW: PDS Comments

From Dept Email

-----Original Message-----

From: website@co.skagit.wa.us [mailto:website@co.skagit.wa.us]
Sent: Monday, April 15, 2013 11:15 AM
To: Planning & Development Services
Subject: PDS Comments

Name : Jodie Buller
Address : 17647 Ray Paul LN
City : La Conner
State : WA
Zip : 98273
email : jodiebuller@gmail.com
Phone : 360-336-5087x136

PermitProposal : Anacortes UGA Expansion Comments : This is Not a non-project application - and the impacts of this UGA Expansion need to be considered in the wide scale and long-term.

From Host Address: 204.11.203.118

Date and time received: 4/15/2013 11:12:20 AM

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Wednesday, April 10, 2013 8:45 AM
To: Debra L. Nicholson
Subject: FW: PDS Comments

From Dept Email

-----Original Message-----

From: website@co.skagit.wa.us [mailto:website@co.skagit.wa.us]
Sent: Tuesday, April 09, 2013 12:30 PM
To: Planning & Development Services
Subject: PDS Comments

Name : Mark Bunzel
Address : 14004 Biz Pt Road
City : Anacortes
State : WA
Zip : 98221
email : mark.bunzel@gmail.com
Phone : 360-941-3786

PermitProposal : Anacortes UGA Annexation Comments : I want to add my vote of support for the UGA Annexation for the City of Anacortes. It is critical to add new manufacturing land to the city to back fill for some lost to tribal land.

Thank You

Mark Bunzel

From Host Address: 67.168.68.6

Date and time received: 4/9/2013 12:27:49 PM

Submitted during Public Hearing
ON 4-9-2013

FRIENDS
of Skagit County
110 N. First Street | Suite C
P.O. Box 2632 (mailing)
Mount Vernon, WA 98273
360-419-0988
friends@fidalgo.net
www.friendsofskogitcounty.org



April 9, 2012

Board of County Commissioners
1800 Continental Place, Suite 100
Mount Vernon, WA 98273

RE: Petition PL-12-0268 – City of Anacortes proposed UGA modification.

Board of Directors

Gene Derig, President
Anacortes

**June Kite, Vice – President
& Acting Treasurer**
Conway

**Marilyn Derig, Secretary –
Treasurer**
Anacortes

**Diane Freethy, Board
Member**
Secro Woolley

Staff
Ellen Bynum, Director

Counsel
Gerald Steel, PE
Olympia

People dedicated to
preserving Skagit County's
rural character by protecting
the natural environment,
supporting sustainable,
resource-based economies, and
promoting livable urban
communities for present and
future generations.

Dear County Commissioners:

Thank you for the opportunity to comment on the proposed 2012 Comprehensive Plan amendments.

The Washington State Growth Management Act (GMA) requires Counties to create and update Comprehensive Plans, County codes and planning policies that uphold the goals and laws of the GMA. Any Urban Growth Area (UGA) expansion is ultimately decided by the County, not the city proposing the change. The criteria for deciding to approve UGA expansion is required to provide certainty in the 20-year planning timeframe. The GMA discourages piecemeal additions to UGAs which are not a result of changes to the GMA or legal decisions.

The Western WA Growth Management Hearings Board has made many decisions about UGA expansions which guide counties in changing their respective Comprehensive Plans and laws. "One of the fundamental purposes of a Comprehensive Plan is to achieve transformance of local governance within the UGA such that cities are the primary providers of urban services. *Abenroth v. Skagit County 97-2-0060 (FDO, 9-23-98)*". "Continued incremental movement of an UGA boundary that promotes sprawl and inefficient use of tax money did not comply, and also substantially interfered, with the goals of the GMA. *Achen v. Clark County 95-2-0067 (RO 11-20-96)*".

"The size of any UGA must be based upon the projected population growth allocated to that UGA. *1000 Friends v. Thurston County, WWGMHB Case No. 05-2-0002 (FDO, 7-20-05)*". "UGAs cannot be designated or expanded without updated estimates of current and future needs or adoption of methodologies to finance infrastructure. Further a capital facilities plan must reflect the urban facilities and services needed, who will pay for these and provide for concurrency *Durland v. San Juan County 00-2-0062c (FDO, 5-7-01)*".

"The purpose of the UGA review is to determine whether the urban growth areas and the densities within them are appropriately accommodating urban growth. The statute clearly contemplates that the jurisdiction will have a period of up to ten years to measure and evaluate the relative success of the UGA boundaries and densities it has chosen. To conduct that review without a sufficient period of time for evaluation would not allow a meaningful review. Under the analysis proposed by Petitioner, a jurisdiction that, for example, adopted its comprehensive plan in 2002, would have to conduct a review of its urban growth areas immediately thereafter. Such a review would not have a meaningful function since there would be no basis for reviewing the relative success of the

original urban growth boundaries and densities... RCW 36.70A.130(3) allows the County up to ten years from the date of designation of its UGAs to complete its review of UGA boundaries and densities. *Wiesen v. Whatcom County*, WWGMHB Case No. 06-2-0008 (Order Granting Motion to Dismiss, 7-17-06)".

"The language of the GMA is clear; counties designate UGAs, cities do not. *Wells v. Whatcom County* 97-2-0030 (MO 11-5-97)". "Without county adoption, city-adopted UGAs extending beyond municipal boundaries have no regulatory effect. *Wells v. Whatcom County* 97-2-0030 (MO 11-5-97)". The Anacortes UGA Boundary Modification Petition Supplemental Information Submittal, January 23, 2013 prepared for Skagit County by E.D. Hovee & Co., LLC cites the Skagit County Code as the authority for the UGA expansion. The document appears to ignore the fact that it is the GMA that guides and governs UGA expansion decisions. The document cites various other City of Anacortes documents concerning water, sewer, capital facilities and the city comprehensive plan, as well as the County's Transportation plan, but fails to include evidence that under GMA the proposed expansion is permissible.

Historically, the area of proposed UGA expansion has been visited by the WWGMHB. The decision in *Anacortes v. Skagit County* 00-2-0049c (FDO, 2-6-01) stated: "A CP (comprehensive plan) and DRs (development regulations) must reflect a clear statement that new growth will be encouraged within UGAs. Adding new commercial industrial areas in the rural portion of the county and amendment of a CP to add additional annexation requirements for lands within municipal UGAs does not comply with the Act. Within municipal UGAs annexations must be appropriately planned and must occur." The Rural Marine Industrial Settlement Agreement, executed on June 2, 2003, included the issue of UGA expansion in the same area, and required a number of Skagit County Comprehensive Plan and Code modifications. Friends does not believe that the adjacent RMI property will benefit from the proposed expansion, as suggested by Hovee. In fact the RMI property may well be compromised beyond use should you approve this UGA expansion.

"Under the GMA land is included in an UGA if it is deemed appropriate for urban development. If it is not appropriate for urban development it should be left out of an UGA. *Aberroth v. Skagit County* 97-2-0060 (FDO, 1-23-98)". Because the City of Anacortes has not met the requirements under GMA to warrant the adoption of the proposed UGA expansion at this time, we urge you to deny the proposed UGA expansion.

Friends and its individual members reserve the right to provide additional comments to you before the deadline of April 15, 2013.

Yours sincerely,



Ellen Bynum
Executive Director

cc: FOSC Board of Directors and Membership; Gerald Steel, PE, Counsel, Olympia.

Skagit County Board of Commissioners
c/o Linda Hammons
1800 Continental Place, Mt. Vernon, WA 98273



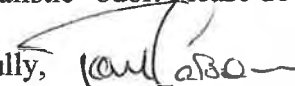
12 April 2013

Commissioners:

I write to express objections to the Anacortes (CoA) proposal for the UGA expansion. While I understand that you are reviewing the proposal without consideration of the project for which the change is proposed, I offer the following observations:

- There are serious environmental issues in the CoA proposal that have been adequately addressed by others. I urge you to take the high ground and make your decision based on such concerns. It should be obvious by now that we cannot afford to make decisions in which so-called economic-development proposals are pitted against significant environmental and quality-of-life considerations.
- It is my understanding that in recent months commitments have been made among various governmental entities in Skagit County to work more cooperatively. Within such agreements, no entity should be allowed to change boundaries without serious review by others. Between the Port and the City of Anacortes alone—to say nothing of other entities in the county--there is ample commercial potential to address the anxiety about future revenues--given a little imagination.
- While you may not want to review the specific project for which the proposal is being made, the County might want to consider the impact of any proposal in terms of rail traffic alone, given the range of projects being considered. Rail traffic along Highway 20 is increasing with refinery activity and more is proposed. Added east-west traffic, coupled with a potential for north-south coal train activity, could be devastating to both environmental and human communities.
- As a county committed to preserving farmland, all development should be reviewed for potential impact on that commitment. Much has been made about the adequacy of the Skagit River and the CoA ability to provide water, especially in statements that the "average annual flow" of the river is adequate. I question the accuracy of that statement, but at best it fails to recognize that seasonal fluctuations impact agriculture and Anacortes does implement water restrictions.
- Finally, by separating the proposal from the project, consider the potential for unintended consequences. For example, while a member of the South Fidalgo Community Council, we reviewed a county drainage study in which the consultant noted the purpose of moving water off the island as quickly as possible. When asked about the potential impact on aquifer recharge areas, the consultant also noted that it was not in the scope of review. Enough said.

It is widely accepted now that "the bottom line" is more than economics—it equally includes the economy, environment and quality of community life. The City of Anacortes has yet to make a believable case for even the economics of its proposal. The City was perhaps shrewd early-on in water matters, but recent activities have a proprietary--if not an imperialistic--odor. Please do not let that happen to the rural character of this island.

Respectfully, 
Thomas M. Carson, South Fidalgo Island
14188 Madrona Drive, Anacortes, Washington 98221

98

April 9, 2013

TO: Skagit County Commissioners

RE: UGA Expansion Application/Anacortes Public Hearing Testimony



My name is Janet Casey. I have been a resident of Skagit County for 33 years. For 30 of these years I owned a retail business in La Conner. I traveled Reservation Road five days a week past the proposed 11.5 acres of land which is now being considered for the Anacortes UGA expansion. Reservation Road is a vital link for the residents of Shelter Bay and La Conner for medical, emergency and retail services in Anacortes. Delays or obstruction caused by trains or trucks associated with major industrial operations will have life and death consequences. Additionally, retail and restaurant business will no doubt be significantly affected, as La Conner residents are forced to Burlington and Mt. Vernon instead of Anacortes. Although not easily quantified, the negative financial impact on visitors from Whidbey Island, Fidalgo Island, the San Juans and Canada who choose to bypass La Conner due to limited access could be great. This may seem insignificant to people who are guaranteed a paycheck but this one factor of impeding or diverting traffic ~~that~~ can mean the difference between a merchant remaining viable, having employees, or eking out an income in this already fragile economy. Of course, every dollar not spent in each municipality translates to a loss in its tax base. For Anacortes, this may seem like collateral damage for what it gains by building a large plant or selling municipal water. For the City of La Conner, this could be a significant portion of their revenue.

However, these considerations are MINOR compared to the negative, potentially significant (and irreversible) environmental impact that could result from allowing industrial manufacturing on this acreage bisected by train tracks and contiguous to a salmon recovery estuary.

I am aware that the January 23, 2013 supplemental UGA annexation petition states that the petition "is not specific to any individual potential user", but I find it incredible (that is not believable) that a potential user has not been identified. There is ample evidence in newspapers, comments by corporate CEO Steve Winter, and in documentation in county records that a user has been identified and is inexorably linked to this petition. In fact, Tethy's needs this UGA expansion as an integral part its forty plus acre industrial park. Two examples follow: 1) The consulting firm E.D. Hovee prepared a 47 page document for Skagit County Planning Department to address questions in the original UGA. This response was paid for with \$20,000 in loans from the City of Anacortes to Tethy's Enterprises. 2) County permits show that on 7/25/12 the applicant for lot certification for all 6 parcels in the UGA expansion area was Tethy's Enterprises.

Therefore, I maintain it is totally appropriate to use a plastic water bottling plant as an EXAMPLE OF A POTENTIAL light manufacturing industry that MIGHT buy and utilize this UGA area. If so, I submit photos of what potentially could occur if a train carrying plastic nurdles, used to manufacture the bottles had an accident. How would the spill into the fragile Turner Bay estuary be contained? What would this contamination do to the wildlife that might ingest these particles?

What is the impact on Skagit County's air quality if the manufacture of these bottles releases carcinogenic chemicals such as benzene?

This is one huge Pandora's box that you are asking the citizens of Skagit County to buy gift wrapped and unopened. I implore you to reject the docketing of this non-specific application. Do your jobs to protect the inhabitants of Skagit County now and in the future. Require that a UGA application be re-submitted that is an honest representation of the specific project that we all know is planned.

In closing, the non-profit organization, The Great Wild Salmon Run, dedicated to "protect, restore, educate, and support" the salmon, quotes Ansel Adams in their web-site: "It is horrifying that we have to fight our government to save the environment." Please do not let this be the case in the county we love. Please do not "pave paradise and put up a parking lot."

11592 Pointe Place
Anacortes, WA 98221

attachment: photos of spilled nurdles *(will email more)*

Janet Casaf



101

April 9, 2013
Jim Casey
11592 Pointe Place
Anacortes, WA 98221



Skagit County Commissioners:

My name is Jim Casey . I have been privileged to call Skagit County my home for forty years. I have always regarded Skagit County as the last best best place in the world. Eagles, sparkling rivers, totemic salmon, and verdant agriculture are emblematic of our county.

The presenting problem before us tonight is that the public has not received definitive information from the county regarding the scope and impact of a rumored mega bottling plant demanding an enlarged UGA for Anacortes.

This is problematic because the citizenry does not have, at this time, sufficient data with which to evaluate the impact of an increase in size of Anacortes' UGA.

There is also a rumor that a rail yard is to be located within the proposed expansion of the UGA. This rail yard would be laid alongside a newly restored salmon estuary, which is delineated as being part of United States National Wetland Inventory.

How can we discuss intelligently the impact of the proposed plant and the UGA expansion without dialog with our elected county officials if the process is obfuscated with a non-project specific determination?

The well meaning county staff has made their recommendation; but you commissioners are accountable to the electorate.

We all know who the elephant in the UGA is. To pretend otherwise is disingenuous and ludicrous.

The residents of Skagit County know our quality of life is extraordinary; when aroused the citizens are a formidable force, having beaten back repeatedly projects, which they deemed incompatible with our ecological systems. In the sixties, an aluminum plant envisioned for Guemes Island was defeated.

In the seventies a nuclear power plant was slated for the Skagit River. It too was halted by the people.

In retrospect is there anyone who thinks those projects were a good idea?

102

Does Skagit County wish to be known for its export of tulips or plastic bottles? Which ones of you would be proud to put your name on the brass plaque commemorating the largest water bottling plant in North America?

Chief Seattle sagely gave us an opprobrium, " Contaminate your bed and one day you will suffocate in your own waste".

A million plastic bottles a day emanating from Anacortes will put us well on our way.

I respectfully urge you to reject this nonspecific UGA expansion application and require that a revised application should be submitted as project- specific modification.

A handwritten signature in cursive script that reads "Jim Casey". The signature is written in black ink and is centered on the page.

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Monday, April 15, 2013 8:38 AM
To: Debra L. Nicholson; Dale Pernula; KirkJohnson
Subject: FW: PDS Comments

From Dept Email

-----Original Message-----

From: website@co.skagit.wa.us [<mailto:website@co.skagit.wa.us>]
Sent: Saturday, April 13, 2013 2:05 PM
To: Planning & Development Services
Subject: PDS Comments

Name : Duane Clark
Address : 13925 Seaview Way
City : Anacortes
State : WA
Zip : 98221
email : dclark@capsantecourt.com
Phone : 360 202-8557

PermitProposal : Anacortes UGA Expansion Comments : Anacortes, like most communities, depends on available land designated for industrial use. Economic stability depends on an appropriate balance of retail, residential, services, industrial/manufacturing, stewardship/conservation, and other components. The UGA process recognizes this and has provided a blueprint to facilitate this balance. I urge you to docket this request, and allow the UGA process to continue as it was designed to do.

Duane Clark

From Host Address: 67.160.72.185

Date and time received: 4/13/2013 2:01:57 PM

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Thursday, April 11, 2013 9:19 AM
To: Dale Pernula; KirkJohnson; Debra L. Nicholson
Subject: FW: PDS Comments

From Dept Email

-----Original Message-----

From: website@co.skagit.wa.us [mailto:website@co.skagit.wa.us]
Sent: Wednesday, April 10, 2013 5:25 PM
To: Planning & Development Services
Subject: PDS Comments

Name : Carolyn Cochran
Address : 315 7th Street
City : Anacortes
State : Washington
Zip : 98221
email : carolyn.cochran@gmail.com
Phone : 3605881627
PermitProposal : PL-12-0258

Comments : Please do not docket the City of Anacortes" request for a UGA expansion. The initial request stated that the object was to make land available to Tethys development. This project is very controversial and needs to be considered as part of the 2014 Full Comprehensive Plan Update for the County.

From Host Address: 76.28.200.204

Date and time received: 4/10/2013 5:21:43 PM



cc: Hammms

Skagit County Commissioners
Ken Dahlstedt, Sharon Dillon, Ron Wesen
1800 Continental Place
Mount Vernon, WA 98273

Re: PL 12-0258, Anacortes/Tethys UGA Expansion Application

Dear Commissioners:

The City of Anacortes has requested a UGA expansion for the purposes of light manufacturing and specifically named the Tethys group in their initial application. This UGA Expansion Application has been declared to be non-project specific, when Tethys in fact named in the application. I request that the Skagit County Commission delay docketing this project until the 2014 Full Comprehensive Plan Update. This further consideration will provide the Commission and the citizens of Skagit County time to consider the impacts of the development of a huge beverage bottling plant within the UGA expansion requested by Mayor Maxwell.

If the City of Anacortes moves forward in securing property for one of the largest water bottling plants in the United States, I foresee the use of my tax dollars to fight the many law suits that are bound to be brought by environmental groups, citizens of the county, and those concerned with water rights. Please do not simply let this application go through without further study.

Thank you,

A handwritten signature in cursive script that reads "Carolyn Cochran".

Carolyn Cochran
315 7th Street
Anacortes, WA 98221
360-588-1627
carolyn.cochran@gmail.com

Debra L. Nicholson

From: Phil Cohen <pcohen@wavecable.com>
Sent: Monday, April 15, 2013 5:33 AM
To: KenDahlstedt; Sharon D. Dillon; Ron Wesen
Cc: LindaHammons
Subject: Skagit County Public Hearing of April 9, Annexation of 11 acres of City of Anacortes - comments

Skagit County Commissioners,

I am opposed to the annexation by the City of Anacortes of the 11.15 acres in the Stevenson Rd/Reservation Rd area of Fidalgo Island. My opposition comes from the proposed planned use of the annexed land as part of the site for the Tethys bottling plant.

I live in the area, have waterfront property, and consider the proposed size and operation excessive based on the following information that has been provided by Tethys:

Operation will be 24 hours a day, seven days a week – day and night and weekend manufacturing noise
500 workers employed, some on swing and graveyard shifts with attending day and night and weekend traffic noise
3 or 4 trains per day and night of 100 cars each – with attending noise of switching, railyard activity, and train horns at local crossings
Night sky light pollution from 22 acres of manufacturing plant

These comments are just about the Tethys plant itself. Tethys president Steve Winter has stated that there will be additional businesses locating in the area as suppliers and subcontractors.

I also share concerns with others about water quality impacts to the Turners Bay estuary from insufficiently treated stormwater runoff from the manufacturing complex, railyards, new roadways, and improvements to existing roadways.

Phil Cohen
8650 Turners Bay Place
Anacortes, WA

pcohen@wavecable.com

LindaHammons

From: LindaHammons
Sent: Monday, March 18, 2013 10:50 AM
To: Dale Pernula; KirkJohnson
Subject: FW: Anacortes UGA expansion

FYI

From: Suzanna Dentel [<mailto:suzdentel@gmail.com>]
Sent: Monday, March 18, 2013 9:55 AM
To: Sharon D. Dillon
Cc: LindaHammons
Subject: Anacortes UGA expansion

Commissioner Sharon Dillon

I will be unable to attend the 3/20/13 meeting to show my opposition to the docketing the Anacortes UGA expansion for the Tethys bottling plant.

I have many concerns, including the Turners Bay lagoon in relationship to rezoning close-by parcels to light manufacturing and the Skagit County Urban Growth Area Boundary Modification Process.

I am requesting Anacortes' petition to modify its urban growth area (UGA) to include six parcels be denied.

Thank you for considering the concerns of citizens. Suzanna Dentel

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Suzanna Dentel
4319 Ginnett Road
Anacortes, WA 98221
(360) 299-0977
suzdentel@gmail.com

NW Mediation Service
info@nwmediationservice.com
www.nwmediationservice.com

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Suzanna Dentel
NW Mediation Service
PO Box 652 Mount Vernon, WA 98273

(360) 299-0977

info@nwmediationservice.com

www.nwmediationservice.com

LindaHammons

From: LindaHammons
Sent: Monday, March 18, 2013 11:42 AM
To: Dale Pernula; KirkJohnson
Subject: FW: Anacortes UGA expansion

FYI

*Linda Hammons, CMC
Clerk of the Board
Skagit County Commissioners
Administrative Building
1800 Continental Place, Suite 100
Mount Vernon, WA 98273
Phone (360) 419-3400
Fax (360) 336-9307*

From: Suzanna Dentel [<mailto:suzdentel@gmail.com>]
Sent: Monday, March 18, 2013 9:57 AM
To: Ron Wesen
Cc: LindaHammons
Subject: Anacortes UGA expansion

Commissioner Ron Wesen

I will be unable to attend the 3/20/13 meeting to show my opposition to the docketing the Anacortes UGA expansion for the Tethys bottling plant.

I have many concerns, including the Turners Bay lagoon in relationship to rezoning close-by parcels to light manufacturing and the Skagit County Urban Growth Area Boundary Modification Process.

I am requesting Anacortes' petition to modify its urban growth area (UGA) to include six parcels be denied.

Thank you for considering the concerns of citizens. Suzanna Dentel

--
Suzanna Dentel
4319 Ginnett Road
Anacortes, WA 98221
(360) 299-0977
suzdentel@gmail.com

NW Mediation Service
info@nwmediationservice.com
www.nwmediationservice.com

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Suzanna Dentel
NW Mediation Service
PO Box 652 Mount Vernon, WA 98273
(360) 299-0977
info@nwmediationservice.com
www.nwmediationservice.com

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Wednesday, April 10, 2013 7:50 AM
To: KirkJohnson; Dale Pernula; Debra L. Nicholson
Subject: FW: PDS Comments

From Dept Email

-----Original Message-----

From: website@co.skagit.wa.us [mailto:website@co.skagit.wa.us]

Sent: Tuesday, April 09, 2013 7:40 PM

To: Planning & Development Services

Subject: PDS Comments

Name : Suzanna Dentel

Address : 4319 Ginnett Road

City : Anacortes

State : WA

Zip : 98221

email : suzdentel@gmail.com

Phone : 360-299-0977

PermitProposal : City of Anacortes (PL12-0258), proposal to expand its Urban Growth Area Comments : Thank you for accepting my comments.

I believe Skagit County has erroneously classified the Anacortes UGA Expansion proposal as a ?non-project? application.

There are immediate and long-term impacts of a huge facility in this area. Please reconsider this decision.

Classification as a non-project process will deprive myself and all Skagit County residents of the right to participate.

I believe this development will have a negative impact and its effect will be very detrimental. Thank you, Suzanna Dentel

From Host Address: 50.149.126.129

Date and time received: 4/9/2013 7:37:15 PM

3/16/13

Dear Commissioners Dalton, Dillon
and Wesen:

I am urging you to oppose the
decreasing of the Anacortes UGA
Expansion. The expansion is not
warranted by the information at
hand.

The public process regards the
expansion was flawed from the
beginning and that will come
into play later.

Please say NO to the expansion.

Thanks for your time,



Gene Deitz
1302-K Ave
Anacortes, WA 98221



Gene Deitz
P.O. Box 341
Anacortes, WA 98221
SEAT
18 MAR

Debra L. Nicholson

From: Commissioners
Sent: Tuesday, April 09, 2013 8:16 AM
To: Dale Pernula; KirkJohnson; GaryChristensen
Subject: FW: Refuse to docket the Anacortes request for UGA expansion

FYI

Amber K. Klogjeri (x. 5567)
Skagit County Commissioners Office
Assistant Clerk of the Board
1800 Continental Place, Suite 100
Mount Vernon, WA 98273
☎ (360) 336-9300 📠 (360) 336-9307
aklogjeri@co.skagit.wa.us

From: Gene Derig [<mailto:gderig@me.com>]
Sent: Sunday, April 07, 2013 10:45 AM
To: Commissioners
Subject: Refuse to docket the Anacortes request for UGA expansion

Skagit County Commissioners
(Ken Dahlstedt, Sharon Dillon, Ron Wesen)
1800-Continental Place
Mount Vernon, WA 98273

Re: PL 12-0258, Anacortes/Tethys UGA Expansion Application
Complicity Rail Yard.

ar Commissioners:

request to the County Commissioners is this: Please refuse to docket the City
anacortes application to expand its urban growth area. If the commissioners
et this project they will be

H

Debra L. Nicholson

From: LoriAnderson on behalf of Planning & Development Services
Sent: Wednesday, April 10, 2013 3:54 PM
To: Dale Pernula; Debra L. Nicholson; KirkJohnson
Subject: FW: PDS Comments

From Dept Email

-----Original Message-----

From: website@co.skagit.wa.us [mailto:website@co.skagit.wa.us]
Sent: Wednesday, April 10, 2013 3:25 PM
To: Planning & Development Services
Subject: PDS Comments

Name : Gene and Marilyn Derig
Address : PO Box 341
City : Anacortes
State : WA
Zip : 98221
email : gderig@me.com
Phone : 360-293-3928
PermitProposal : PL12-0258 UGA Expansion Request Comments : April 10, 2013

Skagit County Commissioners
(Ken Dahlstedt, Sharon Dillon, Ron Wesen) 1800-Continental Place Mount Vernon, WA 98273

Re: PL 12-0258, Anacortes/Tethys UGA Expansion Application
Complicity Rail Yard.

Dear Commissioners:

Our request to the County Commissioners is this: Please refuse to docket the City of Anacortes application to expand its urban growth area. If the commissioners docket this project they will be robbing the citizens of Skagit County access to participation in open government. Being blocked from participation creates mistrust in government and suspicion of the motives of public officials.

It is wrong to deny citizens their rights to participate. Therefore we ask you to do the right thing: do not docket the Anacortes application for UGA expansion.

Thank you,

Gene and Marilyn Derig
1302 K. Avenue
Anacortes, WA 98221
360-293-3928
gderig@me.com

From Host Address: 24.19.173.224

Date and time received: 4/10/2013 3:24:25 PM