

# GMVUAC November 6, 2017

## Meeting Minutes

### **Meeting Called to Order – 7:01 pm**

#### **Members Present:**

|                            |                |
|----------------------------|----------------|
| Steve Hiester              | Hank Haynes    |
| Peter Rimbos               | Linda Harer    |
| Rhys Sterling              | Warren Iverson |
| Adam Sterling              | Susan Harvey   |
| Lorraine Blacklock         | Sue Neuner     |
| Stephen Deutschman (Dutch) |                |

#### **Members Absent:**

#### **Other UACs Present:**

Green Valley Lake: Judy Carrier, Glen Carrier  
Four Creeks: Edie Jorgensen, Peter Eberle

#### **Agenda:**

Peter moved to approve agenda, Rhys seconded.

#### **Motion passed**

#### **Public Comment Period:**

(Around 100 people were in attendance)

Steve: How many are here for the asphalt plant? (most) Reserve Silica? What other subjects?

???: Enumclaw recycling center.

???: Tahoma School District.

???: Septic systems.

Steve: Please briefly speak for each, then we'll move on to our regular agenda and address the asphalt plant, etc. King County (KC) staff in attendance, please introduce yourselves.

Jim Chan: I'm the assistant director for the Dep't of Permitting and Environmental Review (DPER).

Ty Peterson: I'm the manager of DPER Commercial.

Alain Painter: I'm with KC Community Service Areas (CSA) Program.

Thomas Schrag: I'm here about the Enumclaw recycle center, it was proposed to be built north of Enumclaw, Ron Shear, who runs the Buckley Recycle Center,

was kicked out of Buckley, then kicked out of Auburn, and there have been lawsuits filed against him. He filed for a permit in an area next to a lake complex and housing, there's been a community effort to oppose since finding out on October 6. We got the 2-week comment period extended, we have been writing letters, and we met with Reagan Dunn, currently organizing to comment on it. It's a rural area, right next to homes served by wells, the facility will pollute and create traffic, so we're trying to get attention, wanted to talk to Alan Painter. It's the wrong place for this kind of facility. It would be a private facility in unincorporated Enumclaw, located at the intersection of Enumclaw and Franklin Road, there's already multiple trucks on roads from the quarry, this will add 164 vehicles per day.

Steve: That might be outside of our area.

Trip Hart: It might affect Black Diamond. It would increase noise and traffic, and KC has a park on the north side of the river.

Peter: But if it affects KC code, we're interested. Are you thinking of starting a group?

Warren: They're being kicked out of Auburn, it's within the city limits.

Rhys: Please identify yourself for the minutes.

Thomas Schrag: Reagan Dunn's assistant, Lisa, lumped this issue with the asphalt plant.

Julie Schrag: There would be odors, wood chips, and debris. The odor is a big factor, stockpiles on the property now are massive, it's a 100-acre site, the proposal is for grading of 34 acres.

Rhys: Randy Sandin with DPER sent us an email, they're lumping the asphalt plan with the recycling plan, gave us the website, materials are accessible online, the Enumclaw permitting info is being uploaded but will not be available until tomorrow.

Susan: Were neighbors given adequate notification?

Thomas Schrag: Not originally, most people didn't know.

Dianne Roschenburg: I live in Enumclaw, will be living next to this, there's already a gravel pit there, the operation will be open from 5:00 am to 7:00 pm, 7 days a week. People move to the country for a reason, I had property there for 41 years, Dep't of Natural Resources (DNR) owned the land originally, told us they might cut trees or build a school on it, now we'll be right next door to a recycling plant. The meeting was at 4:00-5:00 in the afternoon on October 16. We're concerned about the peace and quiet.

Warren: Would this be like the operation on Cedar Grove Road?

Thomas Schrag: They would sell products for burning fuel, wood chipping, and sell for animals.

Julie Schrag: It would be a biomass production site, using all natural land products, but in the past the applicant has taken in other materials, there's some data that toxic loads have been accepted, it would also be open to the public to drop off their own waste products, it would be a fire hazard, and there's no fire mitigation at this point. There are multiple issues, the site sits on a wellhead protection zone, and it's near an old coal mine. We looked at a parcel map, there are 72 homes around the area and the Bass Lake natural

complex, about \$20 million has been spent on it by KC, REI, etc. Lots of money has been spent on protecting the natural area.

Peter: Did you contact all those donors? How is the land zoned now?

Julie Schrag: Yes, and you contacted Bernie?

Thomas Schrag: It's zoned RA5 with mineral, but this company will be materials processing, there's a condition but it has to do with local streets.

Betsy Howe: I founded COOMWA, we fought off the septic system "turd tax" \$40 fees last year, there was public outcry and it was tabled. There was another vote on the issue by the KC Council, they want to do more studies on septic pollution, fees came up again, the specific problem is an accusation that those living off septic systems are the primary cause of pollution in Puget Sound. My concern is getting, upgrading, and repairing septic systems, must apply for permits for design, construction with an associated fee, and before receiving a use permit, owners must have a private contract with a company to monitor the system, must show that to KC to get a use permit. Altogether costs around \$750. The only beneficiaries of this system are KC and companies that service you, the permits create guaranteed customers. To owners it looks more like extortion, we would like to know from the speaker tonight when this system of requiring private contracts will end.

Dave Tegeler: I was at the meeting today, was contacted by Betsy to find out statistics, proof of any problems with septic systems, the bottom line is Betsy found an example of a cold spot. UW did a test in 2002 testing DNA in British Columbia, Barkley Sound, measured DNA of all e. coli in the sound in different seasons, identified seagulls to raccoons, very extensive work. What percent was human DNA? Zero percent was from humans, I presented that data to the KC Council today, septic systems by themselves do not pollute Puget Sound. What other factors? People with direct tubes from their toilets to the sound and KC Metro accidentally dumping and the only differences between the sound in BC and here. The technical data is on our side, there's no contamination of septic, they're conflating two different issues. They should be changing the description, septic systems should not be in the same classification as houses with a straight pipe into the sound.

Hank: What about vessels and ships illegally pumping?

Dave Tegeler: Yes, experiment contaminated from confounding factors, but not in BC, so that's my point.

Bill Lotto: South of the Lake Young reservoir and north of Covington, there were millions of pounds of sewage dumped into Puget Sound by KC Metro, it's the second or third time this happened, I wanted to find out what impact it had, I've been trying to find someone studying that for the government, what impact it has in relation to septic and drain fields, have not found anyone doing studies. I've also been trying to find a list of people with septic systems in KC, how many people have them, have not found one, estimates are as low as 100,000 and up, so it's not a small issue. And after the Hirst decision, wells are a major issue, it is a large issue for rural areas, and I appreciate you putting a spotlight on it.

Warren: I was on the on-site septic (OSS) advisory committee, Vashon County is aware of the direct flush issue, there's shellfish in the sound, but they have not done anything. Coming up is Vashon's community plan, we'll see if they address it, but as it was mentioned before direct flush is not septic and should not be counted as septic. I've heard 100,000 plus septic systems as well

Rhys: That number is just for KC, there are other counties around the sound as well, should have been a factor. Have you contacted UW or NOAA? Check also with the state Dep't of Ecology (DOE), their northwest department is in Bellevue.

???: Someone's probably doing a study, just not advertising it.

Bill Lotto: Legislators in Olympia have also called around, but cannot track it down.

Warren: KC promised that if you bought property you can build on it, but now because of the Hirst decision, 100,000 properties statewide will be affected, the government should support rural properties where you want to build wells.

Peter: You went to the KC Council meeting today, what are you basing those claims on?

???: The proposal was, instead of a fee, there would be \$200,000 to study hot spots, \$370,000 on the line, Kathy Lambert had an amendment to drop it, but they will spend \$337,000 dollars to study, Kathy Lambert called it education, its like someone knocking on the door telling me to change oil in my car. \$20-30,000 penalty on a blown septic tank is enough to make people aware.

Peter: Will money for the study be raised by a fee?

???: It's just a line item in the budget, there might be hotspots and boat dumping issues, but I wish they would stop KC Metro.

Peter: We need to watch it, they have not voted on a fee yet.

Alan: Supplemental budget for 2018 was discussed today, there was a full council vote.

???: The study is mostly about getting data to find what the problem is, it's funded by a 1-cent-per-gallon fee on pumping sewage from septic tanks.

???: I got the impression from Councilmember Dombowski, after listening to the presentation, that there would be liability for imposing a fee when there's no evidence, they kind of backed off for now, we will wait and see how the study comes out. They pulled the fee back temporarily.

Fred Jarrett: I was unaware of any action on the \$40 fee.

Rhys: What they did was a 1-cent fee to septic pumpers who will then pass costs on to consumers. We also must keep an eye on KC Dep't of Health (DOH), as lots of them are on the KC Council.

Jolie Imperatoli: I sell real estate in unincorporated KC, I've been going through the process of getting a septic system, putting one on daughter's house to sell it. Septic tanks used to have holes on each side, engineer told us to put in new one for \$10,000 because they cannot patch up the hole not being used, asked engineer how they can do that, it's because KC DOH said they can. It's dishonest, we've already spent \$8,000 on studies and fees, haven't even built it yet. We need new people on KC DOH, it's ludicrous that they do stuff just because they can. We got it pumped, but found an issue, cannot believe how

much it costs, one tank was okay, but the one with two holes is "cracked," can no longer plug them. We've had the tank for 27 years, it was pumped every 4-5 years.

Warren: One question on our survey is how often people pump, need to get them pumped, a lot of people don't even know where their tanks are.

Valerie Paganelli: Tomorrow is election day, the Tahoma School District board positions are up for election, 2 candidates up for one of the position, and I'm one of the candidates? I live in this district, have children in the schools, and I hope to serve on your behalf, so please let me know if you have any questions.

Warren: I served with Valerie on the PTA, I support her for office.

Valerie Paganelli: I just came from the high school, I encourage you to visit, it's a huge community asset, there's also adult learning and performing arts centers.

Cindy Alia: I live in Preston, easy to be ignored by KC. I'm offended because 4 years ago our Park & Ride was taken from us, we're not in the transit zone, no buses stop in Preston, we have a Park & Ride to park our cars and then drive to another Park & Ride to get on a bus. The High Point Tent City homeless camp gets bus service, they have a temporary permit on DNR land, Fred Jarrett's name is on the permit, what will happen to homeless people with bus service living there for 2 years? Its not temporary, and it's on DNR land when regular people are not allowed to camp there, they even go on hiking trails. I'm concerned with the thought process of KC, would like to see homeless better taken care of, should get actual housing. Also, we want a bus.

Fred Jarrett: Homeless is a big problem, we've been working for several years to improve it, the sheer magnitude is a problem, another is the nonprofits used to deal with the problem, the contracts are not managed well, last few years we added performance criteria, but the number of homeless persons is increasing, last year we found homes for 16,000 people, but same number homeless at the end of the year.

Fred Jarrett: The problem is that the law is different, for the rest of us heroin is illegal, we donate to nonprofits, but beds are empty because they demand people be drug-free. It's a difficult problem. We have a number of programs to help, we've found permanent homes for 16,000, but drugs are a problem, not just illegal but prescription drugs are a problem.

???: It's illegal drugs that are the real problem, there are RVs blowing up from make-shift meth labs.

Fred Jarrett: There are a whole series of causes to homelessness , drugs, alcohol, and mental health are parts, we are one of the better states in terms of investment, but big problems will take time. We think we've improved performance, there's rapid placement, but not a lot of political will to sweep them elsewhere.

???: We are enabling drug use, the hospitals are filled.

???: It's against the law to shoot up heroin, how is allowing drug use helping?

Fred Jarrett: That's a problem that will not be solved today, we should get back to the agenda.

### **Guest Speakers:**

Fred Jarrett, Unincorporated Area (UA) Services Initiative

Fred Jarrett: I wanted to talk about what Dow Constantine's asked me to do. I've been a local elected official for years, I served on school boards, legislature, etc. The enemy we were fighting in local government was KC, county was difficult to work with, so I ran for county Executive in KC, came in third in the primary, was then appointed Deputy KC Executive. Dow has made some real success, increased customer service, but we have a long way to go, and we haven't done as good a job in Unincorporated KC (UKC), so Dow asked me to look at the services provided here, give recommendations on how we can improve. The challenge is UKC has 125,000 living in rural areas and 125,000 in urban areas. If UKC was a city we would be the second largest in Washington, Dow wants us to be the best-run city, so I'm working on how to give recommendations to him. I've been working on 3 main points. First, I'm looking at ways to improve efficiency and quality of what we deliver, focus on what services and products we have, look at economics and not just spending. Second, we're looking to find ways to consolidate accountability for services in UKC, now we have to deal with all of the departments, but we want a single point of contact for UKC, would give ability to start doing continuous improvements, and a lot of comments have been asking for this. Also, this would create a regional advocate. For example, both county people and city people advocate for different levies, but no one is thinking about UAs, e.g., park services, in the same way a city manager would. The opportunity to have a regional advocate to be in discussions, create coalitions with the county would accelerate continuous improvement projects and improve customer service. Another thing is fragmentation, there are 165 different "governments" in KC, over 1,000 elected officials in KC, only 330 are being elected tomorrow, each one exists because a tax base exists, but these revenues are not fungible, cannot move from one source to another, so some governments are less funded while some better funded. A policy choice was made in 1935 by the legislature so choices are limited, cannot choose if you want more or less of something, cannot choose who collects taxes. How much of sales tax goes to local? There's a 1% optional local sales tax. How much does KC get to provide services? Very little, because most of the sales tax is collected by cities. Some of that is okay because most commercial areas are in cities, but the reason why there are so few services in UKC is that the growth management act was not implemented well. Third, we need to work together, to make more choices. For example, people can work together to tax themselves to increase police, but people in UAs cannot tax selves to do that. In any city you can put a levy lid lift to increase police, but illegal to do that in KC. We need to be thinking about how to restructure everything to work

together to change how state law works, to do something different. We need a single point of accountability for UKC viewpoint instead of fragmentation, might be able to do something. My intent is to work with you to make recommendations to Dow, to improve services, and I look forward to what we will do today. Within limits we have, I think we're doing a good job, but we can do even better. I'm willing to answer any questions.

Warren: Junior taxing districts are a problem, we've heard about them with the fire district levy.

???: It's interesting watching the KC Council, only Kathy Lambert was a spokesperson for UKC. Should advise someone to listen to more to Kathy.

Fred Jarrett: I have great respect for Kathy, but I'm talking about someone on the Executive side. She has my number on speed dial.

Jolie Imperatoli: We keep adding on requirements to septic systems, a lot of stuff doesn't get done, there should be a sunset clause on every law, if there's pushback on something it needs to be looked at again.

Fred Jarrett: KC's approach to septic is a continuous area for improvement. We've been able to take half the time out of approving contracts for county, halving time in process by getting 3 departments to work together, they put all their processes up with post-it notes, Finance Dep't looked at simplifying it all.

???: Could get rid of monitoring contracts.

Cindy Alia: Agency employees' paychecks should not be dependent on collecting fees and fines, it should be coming out of the general budget. Lots of people in KC's salaries are not in the budget, only get paid by issuing permits and charging fees. We need a budget that pays them as employees.

Fred Jarrett: We're frustrated by keeping revenue and costs separate. One question is cost, but also how to pay.

Cindy Alia: The legislature sets how fees work, can only charge for exact service, adding 1 cent only adds to the cost, no end to that path, not taxing to pay for services. I suggest revamping the county and cutting out bloat, spending more money on important services, not using fees to sustain services.

???: How come KC didn't start taking inventory of what services they offer before 2017? Should have been doing it earlier.

Susan: The position you proposed, would it be a rural manager? Who would that be? How will the position interface with other elected positions?

Fred Jarrett: I just think it's one way to get representation for UKC, I'm only expected to give recommendations now. I have a group of 3 council members who are coaching me on how to put these recommendations together: Reagan Dunn, Kathy Lambert, and Claudia Balducci. Dunn and Lambert both represent UAs, so with them I'm getting good advice.

Rhys: What opportunities besides these forums are there for public input? What you'll get from these meetings is limited, what about a citizen advisory group? Other than just elected officials, what you're working on will be important.

Fred Jarrett: One of my recommendations will be to look at citizen outreach, I will be submitting my recommendations around Christmas.

Peter: We have the UA council mechanism, so we can help.

Fred Jarrett: I've been to a couple of these.

???: When will it be implemented? I was part of something before, spent thousands, in the end they didn't listen to us and implemented things that made things worth, spent money on a different system when they didn't want to use the one in place, did not pay attention to us, meetings were just to make citizens feel good. What is the timeframe for implementing these?

Fred Jarrett: The Executive and KC Council has control over that, all I can do is get recommendations to Dow by Christmas, it will lead to discussion, inform budget for the next biennium. We should see things implemented as soon as next year depending on the recommendations.

???: Maybe all government employees should only get paid after they finish their jobs.

Cindy Alia: I have a suggestion, I'm trying to find things in the KC budget, spent over an hour trying to find one line item, the county should have an open online checkbook for UKC.

Fred Jarrett: We have a separate budget for unincorporated parts of the county, don't have changes in the budget. We also need changes in delivery of services, want to allow you to see the contract for what we're giving in next budget.

Cindy Alia: The government makes websites redundant and difficult, for example, how should I go about finding why the bus stop has been removed from Preston?

Fred Jarrett: You won't find that in the budget, the budget doesn't make those levels of decisions, just KC Metro performance standards, productivity metrics, etc. Maybe look at performance reports on the KC Metro website.

Meaghan Lodahl: You mentioned creating a special representative for UKC as the second-largest city, is it possible in meantime to have an interim task force or something that will talk to us when something major will be done, such as the asphalt plant, issues that will dramatically impact us, until this position is in place.

Fred Jarrett: These are the same problems that cities have, we hear the exact same things there, the Seattle times said that about zoning changes in Seattle. We need to find ways to give you opportunities to give points, then Jim Chan and team will make decisions based on the law of what can or cannot be done, then council can make a decision. It's a complicated process.

Meaghan Lodahl: If you're looking specifically for how to bridge UKC groups and the Executive, there should at least be an interim connection so our voice is heard.

Peter: We do that, Ty has been here many times, DPER didn't even contact us about those plans. Come to our meetings, we've had Dwight Dively give presentations on the KC Budget. We're not perfect, but we try.

Meaghan Lodahl: I didn't know about this group, had to research to find out about this meeting.

Fred Jarrett: We need to improve the notification process, designed more for urban areas not rural.

Warren: Notification needs to be expanded to residences within a mile.



???: There are 7 KC council people largely representing cities, whereas only 2 represent UKC.

Fred Jarrett: The reason for a focal point is to bring balance. My challenge to you is building a coalition, the rural-urban divide is a problem in KC, Washington is losing. As an example, in 1992, growth management policies were passed, but we realized rural area funding would be inadequate, so we wrote a policy to subsidize rural areas. The regions would have an obligation to come up with a standard, but we've never set a standard. There's a big divide on growth management, and it has made it difficult to have conversation with urban legislators, we need to get over that and work together.

Fred Jarrett: I also brought a handout with everything I tried to talk about

### **Council Business:**

#### **Proposed Asphalt Facility Comments:**

Angela Flick: I'm a resident of the Maple Heights/Lake Desire area, I was made aware of the asphalt plant from Facebook, neighbors have been active in the last week, started a petition, everyone in the neighborhood working on it, more than 1,000 signatures on the petition to not build an asphalt plant on the land. I read comments each day, Lakeside Industries says we have no need to worry, but we do have concerns for the environment and home values, I did research in other areas, saw 26% decrease, it's already lower than other areas in the county, we cannot afford to lose more. Looking at the zoning map, green is rural, and there's only one spot with I zoning there. It's inappropriate and needs to be revisited, it's not what the community wants, the community asked for that not to happen, we're not using the asphalt plant, and 300 trucks per day will damage the Maple Valley highway further, increase congestion and noise factors. Trucks will start at 5:00 am, we have children, animals, and fruit trees, we don't need an asphalt plant. We appreciate that Jarrett's here, although we know nothing will be done tonight.

Warren: How did you find out about the meeting tonight?

Angela Flick: Through Dutch, he's on our neighborhood Facebook page, I haven't lived here that long, I didn't know GMVUAC existed, but I will be coming again.

Peter: We have fought to keep urban-serving facilities out of rural areas for years, got something in the comprehensive plan last year, but that's only one. They're locating here because it's cheap, the Lakeside facility had to leave the City of Covington due to the approved Master-Planned Development (MPD) for that site by the same developer, Oakpointe is responsible for the two MPDs in Black Diamond, now moving to a rural area. Our motto is to keep the rural area rural.

Warren: The site used to be KC Shops.

Sara Rowan: One reason the cement plant moved was that it's too dangerous for trucks to come out on Maple Valley highway, more than 300 trucks will have

to merge into a steady stream of traffic, what will you do to make sure trucks can pull onto the road safely without a stoplight?

Peter: SR-169 is a state road, Washington State Dep't of Transportation (DOT) will be doing a study under their standards, they will give info to KC DOT, and they will then give info to DPER. I'm concerned that the evaluation will not show what we're concerned about. I drive on that road every day, trucks coming from Cedar Grove Road are horrendous, but looking at the standards and level of service, I don't have a lot of hope that the traffic analysis will win, so please be aware. We try to bring to KC what codes and policies need to be tweaked and changed, a lot is outdated.

Les Dawson: I was involved in Black Diamond MPDs and the first marijuana processing plant near the high school, there are several layers they need to go through to get a permit, the question is do we have time to comment on the processes to make our feelings known. Do we have enough time to raise questions? I just found out today that it's a historical site, has that been addressed?

Steve: Lakeside is now applying for a grading permit, then they will apply for cleanup, then a building permit.

Jim Chan: The application is for a grading permit, it's a type 1 decision, lowest level, no appeal to the examiner, but a notice was sent out because the State Environmental Policy Act (SEPA) threshold was triggered. The code currently gives authority to send notice up to 2 weeks in advance, but we receive comments throughout the entire process, the asphalt comment period ends on November 24th, but we will consider up until permit issuance. It's far from concluded that it will be approved, there may be significant impact, because we just received the application, it's very early in the process. Documents will be posted on our website, people will have an opportunity to review and comment, everything will be available online.

Hank: The historic site has vanished, has KC dug themselves into making a determination? The preferred use is manufacturing? If not manufacturing, then material processing, which might impact the environment, can DPER still back out?

Jim Chan: SEPA requires looking at impacts not in the current codes, must mitigate, the project scope has exceeded what's available for exemption. Zoning is currently I for industrial, a little gray spot on the map, only 5 parcels are zoned I and only 1 is in the urban growth area (UGA). This parcel was RA years ago, converted to I in 2008 in comprehensive plan change, asphalt is a permitted use in I-zoned parcels.

???: SEPA was triggered by the grading permit? Will there be an environmental impact assessment? Anything beyond SEPA? The Cedar River is nearby.

Jim Chan: It's based on the whole project, environmental review is based on the applications they will be applying for in the future as well.

Ty Peterson: SEPA covers the whole property, what they plan to do. There will be no future notice for future permits, e.g., building permit, but we would have to reopen SEPA if it exceeds the scope again.

Rhys: SEPA is the only review, must play within the rules given, the project proposal includes any building permits, we get only shot, must speak to the entire project including cleanup and impacts from building, even though it looks like a simple grading permit.

Les Dawson: And it must be done within the month.

???: Some questions for Lakeside, why would Lakeside pick this location? And was Lakeside responsible for paving the highway? Was there any discount given? And what toxics will be dumped? Is there any relation with Sunset Lakeside?

Bill Dempsey: I'm representing Lakeside.

Karen Deal: I'm the Environmental Director for Lakeside, the previous owners were responsible for contamination, we're responsible for clean up, it's mostly residual petroleum from the last owner.

Bill Dempsey: We did paving on the highway, and in Nisqually, it's been open for 10 years.

???: Why not go to south Seattle? Why did you pick this area? There's horrible traffic, and our taxes are being used to clean up Cedar River. And what is the relationship between Sunset Materials and you?

Bill Dempsey: The land wasn't cheap.

Karen Deal: Sunset will keep doing their work as before, we have no interaction with their activities. We recognize the community's concerns, we're hearing you, we understand your concerns, the SEPA review process is to evaluate all stakeholders concerned, it will be detailed and fully engaged. I want to mention we're headquartered in Issaquah, the business is third-generation family-owned, we care about our neighbors. We have asphalt plants in more than 12 areas, we pay careful attention to plants, operate in a safe and environmental manner, we asked GMVUAC to let us give a presentation in the December meeting, we will explain how we will not harm homes or the environment, hope to meet on December 4th to have a mutually respectful conversation. There are a number of reasons for picking this location, it's zoned for this, and it's a sustainable location.

???: My major concern is the time frame, how long do we have to get this stopped. I respect Lakeside as a business, but we need salmon. How much time?

Jim Chan: Not forever, it will go under review, depends on the backlog, we have 120 days from the application. Unless we make a determination that we cannot issue a permit, there will be no other comment period, and it ends this month. We received the complete application in August, the 120 days start from then. The comment period stops when we're finished, it will be a while, but I would not wait too long, it should be processed by the middle of next year.

???: I built a house in the area, it took 6 years for KC to process the permits due to landslide concerns, etc., also need to consider what happened in Oso. Chinook salmon use the river, I heard on the news that orcas have no food, hydrocarbons released by plants, how will you prove there's no environmental impact? There needs to be a contract with penalties if you fail to meet standards, need fines and processes.

Karen Deal: We cannot act without a permit, and there is already a fine process for violations.

???: It's cheaper to pay the penalty, that's what's happening now at Cedar Grove.

???: There was a proposed gas line, the Muckleshoot tribe stopped the gas company from going under or over the river, are they involved here? The hill is dusty, we will get more dust from an asphalt plant. We moved there for the privacy, there are deer, bears, eagles, the whole area has animals, it's a rural area and not industrial, we can see the whole area from our property, the air will no longer be pure. As for traffic, I counted 41 semis in the morning.

Jim Chan: The Muckleshoots did get notified.

Susan: I feel like we're going round and round, people will fall into the SEPA process, can follow the law, I don't see a way to defend ourselves without changing the zoning, they're following the process, but how can we change the zoning?

Jim Chan: You can change it through the docket process or the comprehensive plan. The comprehensive plan was just done last year, it's an off-year now, so you would have to submit a docket item.

???: You said the comment period is ending on November 24th, but then you said next year, is there an opportunity to do something after this month?

Jim Chan: The permitting process will take several months, there will be several revisions based on comments, that process starts after the comment period is over, but we will not stop receiving comments, if you see something you're concerned after that you can still turn it in.

Fred Jarrett: All this info is on DPER's website, if people have concerns they should notify Jim by email.

???: How many comments have you received?

Jim Chan: A lot. I haven't read them all.

???: Why was the zoning changed to industrial? Why were we not notified? Were there any impact studies?

Jim Chan: There was an interest to convert, I don't know exactly how.

Comprehensive plan changes is a public process. Lakeside will be doing all the studies. When you're an applicant, you must demonstrate you will comply. We review the studies, and if we do not agree, we ask them to revise.

???: Is there a way to extend the comment period? Not just a few weeks, we need more time. Want to stop the review. Maybe Lakeside could give a tour of their other facilities? (They did.)

Jim Chan: We will put everything on the website even after the comment period has ended. The comment period is in the code, so you would need to change the code.

Peter: I spoke to Randy Sandin, Traffic-Impact Analysis (TIA) was posted on Friday, today I found out about critical area reports, we only have 18 days to read and comment. Why weren't they posted earlier?

Jim Chan: We don't post everything, but the public may request documents for any application. We will post, but it takes time and resources to keep it current, we're limited in what we can do, we will do it for this and the Enumclaw permit processes.

Peter: We pay taxes to evaluate permits, but still not enough manpower. Cause and effect, it's the same problem with the KC Roads Dep't, taxes cannot cover what's going on, but KC keeps giving out permits, KC DOT doesn't have enough money, the right and left hands don't know what's going on, this isn't sustainable.

???: The letters we get say we're welcome to look at files whenever, but it's hopeless to look at files 8 inches thick, not given these documents from the start, and we only had initial 2 weeks to respond to a life-changing event, this is the equivalent of feeling a bomb being dropped. We live adjacent to the Enumclaw property, this is life-changing to us, we built everything on that property, the only way to stop the Enumclaw process is a lawsuit.

???: DPER will listen until the 24th, but we don't know if anything will be coming out later, what will go into the file, and yet Lakeside will not come back to talk until December 4th, the decision will be made before then. It's only 200 feet to the river, has DPER given this any real thought? After the 24th comments will have little effect, you should give all the info out now.

???: The whole county needs to know about what's going on now. It's a very short time for a permit, there's no way to stop it, this needs to be exposed.

Warren: Regarding the notification process, are they sent to PO Boxes? Do you have access to street addresses? Who will notices go to? Many people don't have their names on the deeds paid by bank loans. It's only delivered to 20 people within a 500-foot radius.

Ty Peterson: goes to whoever's name is on property, if escrow name on paper will go there. at least 20 people, w/in 500ft.

Karen Deal: I hope we still have the December 4th date available for our presentation, we would be open to having the comment period extended until the end of December.

Jim Chan: We will talk amongst ourselves to see whether we have the power to extend.

Ty Peterson: We need to consider any legal implications.  
(More questions and conversation)

Rhys: The GMVUAC has been around since 1978, a lot of people been members for years, every 2 years we have a survey and election, we now have a new website, [www.gmvuac.org](http://www.gmvuac.org), we're working on making it better, we will have detailed survey for everyone living in the UAs within the Tahoma School District, you can express interest in joining our council, we're involved in a lot of different things, we can call special meetings for people to meet, e.g., for Lakeside if necessary, we're doing what we can to facilitate participation, bringing in KC people to speak.

???: How come GMVUAC meetings are not on the City of Maple Valley's calendar?

Rhys: Because we're unincorporated.

Steve: Thanks to everyone for attending, please sign the sign-in sheet.

???: I wanted to make sure the fact that Lakeside agreed to extend the comment period was in the minutes. (yes)

(Intermission, most people leave)

Reserve Silica Comments: Peter Rimbos

Peter: We're planning to submit RS comments tomorrow, I sent 5 drafts over the past week. There's a cover letter also, I'm thinking of CC-ing the KC Council, I want them to know what were doing now

Warren moved to approve the proposed Reserve Silica comments, Rhys seconded.

**Motion passed**

Lorraine moved to approve CC-ing KC Council on the cover letter, Hank seconded.

**Motions passed**

Rhys: They've applied for a comprehensive plan amendment and rezone, the comprehensive plan is legislative, while the rezone is quasi-judicial, but we're talking to Ivan Miller, will bifurcate the process and the hearing examiner will get involved in the rezone.

Peter: Ivan still hasn't given us answers from his meeting with prosecuting attorney's office. Ivan knows it's coming, October 31st was the original due date, we're still waiting for Ivan to give us an answer on questions of law that might have been interpreted improperly.

Warren: Will Lakeside Industries still be coming out on December 4th?

Steve: They offered, and we will vote on that.

Proposed Asphalt Facility Comment Letter: Peter Rimbos

Peter: We put together draft comments on the asphalt plant, there are some holes in it because we haven't read the 3 documents that were posted today on traffic, environment, and wetlands impact. Because comments are due on the 24th, I'm requesting you accept what we have so far then allow Growth Management, Transportation, and Environmental Committees to continue working on them and submit then.

Warren: Are there mine sites in that parcel?

Dutch: The whole area is full of old mines.

Steve: I'm recusing myself from voting and committee work on this topic due to a potential conflict of interest.

Rhys moved to adopt the draft comments, Dutch seconded.

**Motion passed**

(Steve abstained)

Peter: We still have documents to read, do we need a committee meeting?

Susan: When we talked last, they just released the traffic assessment.

Peter: WS DOT is the lead agency, the TIA assumes 2% growth on Maple Valley Highway, which is ridiculous, but we don't have many arguments so our hands are tied.

Hank: What about atmospheric studies or air quality? Exhaust emissions can reach higher levels in a valley.

Peter: Please contact Environmental Committee.

Rhys: Send me what you have.

Peter: Jim Chan said something new about the asphalt plant and the comprehensive plan, I don't remember the 2008 comprehensive plan changing that zoning, I will try to run it through Ivan Miller, I never heard of it before.

#### December 4th Meeting: Steve Hiester

Steve: Will we invite Lakeside to give a presentation on our next meeting?

Rhys: Should we have a special meeting before then?

Peter: Jim said they wouldn't approve the permits by then.

Adam: Lakeside also offered to extend the comment period to through the end of the year.

Peter: The process has started and it's zoned Industrial.

Steve: They lost their previous lease.

Rhys moved to invite Lakeside to present on December 4th, Warren seconded.

#### **Motion passed**

Peter: We should do it for the people.

Rhys: We'll try to get them to come.

Linda: Should we look at getting a larger facility?

Steve: We should try to limit the number of subjects discussed. Today's meeting was all over the place.

Susan: How else will Fred Jarrett hear this pattern that DPER's process is broken, from Enumclaw, Preston, septic systems, and the asphalt plant. I thought it was good meeting.

Warren: I would like to send a follow-up letter thanking those that attended, for the Corresponding Secretary to send.

Warren moved, Rhys seconded.

#### **Motion passed**

Susan: I heard that Lakeside was not forced out by Oakpointe, but by the city.

Dutch: They're putting in an urban village, Jim Hawk owned the property, let Lakeside mine it for years, sold it off to make more money, and the city approved the sale. The City of Maple Valley discussed this property in a meeting, Maple Valley said they couldn't prevent except by rezoning, Bill Dempsey with Lakeside was also there.

Rhys: Key to stopping this is an interim moratorium. The only thing vested legally is a grading permit, they need it anyway to clean up the petroleum, don't have

building or other permits yet, we need a moratorium on further construction, hearing examiner can rezone during that time, which cuts off everything else.

Peter: Jim Chan said you can only do a rezone via docket request, but that's not true, can still do a moratorium.

Rhys: If Lakeside gets a building permit in tomorrow, they will be vested, but if people want to stop it must get in with Reagan Dunn to get moratorium for 6 months, then can go through a rezone, change it back to rural residential, then cannot have an asphalt plant.

Alan Painter: If it's vested we cannot rezone, but if not, then we can.

Hank: Can we expedite something?

Rhys: The council can make a request, just like what happened with the marijuana processing plant.

Warren: What about contacting the Mucklshoots?

Peter: They were notified. Only the KC Council has the power to rezone.

#### PSRC Meeting: Hank Haynes

Hank: Our Economic Committee meeting will be this Wednesday at 7:00 pm.

Peter: We have a draft meeting packet, Hank's modified it, the drop-dead date is coming up, we need to send out the draft to other UACs, they have a right to review it, we cannot wait until the 28th. We just need a draft, and it needs to be approved by us by vote. If I can make a recommendation, we need someone to coordinate logistics, so I asked Susan to be the coordinator for logistics, and Lorraine volunteered to take care of refreshments. The meeting date is November 28th. I sent invitations out to everyone, will follow up with a meeting packet and second invite, will send it out a week before.

Rhys: Do you want approval to send out the meeting packet?

Peter: I want the Economic Committee to send it out to us for further comment, I'm uncomfortable with doing everything on this. Right now only I have worked on it.

Hank: I've worked on it as well.

Rhys moved to approve the PSRC meeting packet and materials to be determined by further committee action, Hank seconded.

#### **Motion passed**

Peter: This is not just an economics meeting it's very different.

Adam: If it's not just about economics, then the other committees should be involved. I hope Peter will continue to work with the committee.

Steve: The packet is just about economic issues.

Dutch: The attachment files that Hank sent me are huge.

Susan: We have to give it to people, so it must be short. People will not read 17 or more pages.

Steve: Our committee meeting is at 7:00 pm on Wednesday at the Hobart church, if other people want to attend. If we don't fix the packet on Wednesday, we



should send the packet out as is. The packet should be only the agenda and the scope, it doesn't need to be a script.

Hank: I have a lot of documents, that's exactly what the county wanted to see.

Steve: Other people should come.

Peter: I'm afraid that what Hank put together is not what I wrote. Even if we put it together, we still need to determine how to run the meeting, need someone in charge.

Lorraine: I recommended Steve.

Steve: It was already decided at the previous special meeting.

Hank: I need 2 minutes to give an economics introduction. We need to talk about economics, in an economic way.

Peter: We should take the draft agenda and populate it with speakers, Steve will introduce, who will run the meeting after that?

Susan: Shouldn't we see what the packet is? Who should speak to each issue?

Peter: The draft agenda's been out for month. I haven't seen what Hank has done.

Hank: I'm hoping to interact with the PSRC.

Steve: We need to move on.

Rhys: I'll be there on Wednesday.

Susan: I'll be there too.

#### NB Zoning: Peter Rimbos

Peter: I'm expecting to get a letter from DPER, Ivan told us they might be changing their interpretation of KC code and policy, showing a distinction between urban and rural densities allowed in NB-zoned areas, but it will not affect the proposed development at the intersection of Cedar Grove Road and the Issaquah-Hobart Road because they're vested. I hope Ivan Miller will send it to everyone, including Four Creeks. It's a victory for us, we brought up a problem, they agreed, and they're fixing it.

#### Survey and Website Update: Rhys Sterling

Rhys: Our website is up and running, all three domain names all go to the same place, still in a quasi state of flux and improvement, so please visit the site and let the PR Committee know of any comments or suggestions, we'll discuss, maybe meet with Leif to make changes. We want to have a training before the end of the year, and the Executive Committee will need to make the protocol on who can access and change the pages, but I think it's great, Linda and Leif deserve lot of credit.

Peter: I noticed that the old site is gone.

Linda: It's a work in progress, if info needs to be on there, give it to us in little pieces, a deluge will just result in meltdown. Committee members, please visit your committee pages, you'll need to manage them in the future.

Hank: I have a revised train show movie.

Peter: I gave Leif info for the Growth Management page a month ago, but it hasn't changed yet.

Linda: Every line had to be manually put on there because everything is in a different format, we did not realize the gravity of the situation. Let us know of critical items to put on there.

Peter: Tomorrow I'll send our monthly article to you, not Leif, right?

Linda: Yes, but I'm a design person, so you need to tell me where it goes.

Peter: I also have a thank-you card for Treesa, I want to agree on money to give her, I recommend \$250, less than before, but she picked up our website after Tom stormed out.

Warren moved to approve payment to Treesa for \$250, Rhys seconded.

**Motion passed**

Sue: Are there any other outstanding bills for our webpage? The notice mailing went over the amount we received in grant funds.

Linda: No, everything else is covered.

Rhys: As far as our public notice is concerned, mailers will go out shortly after the 13th, 7.5-by-6-inch flat postcard mailers will be sent to ever PO Box and residential address in our service area. We are doing that.

Train Show Review: Steve Hiester

Steve: According to the sign-in sheet, we had more than 700 people attend the Train Show, but more closer to 800 if you include kids under 3 years old. Last year we barely had 400, there were forecasts of horrible weather but that didn't happen.

Linda: It's all thanks to Dutch.

Warren: The signs paid off, too.

Steve: 90% of people said it was the signs, the banners were great, but those signs by Stockton's really helped.

Rhys: I would like to thank all the volunteers that came.

Steve: With the banners, we netted \$1,100 in donations, plus a couple thousand in grant money from the county.

Sue: People also mentioned they saw it on Facebook.

Steve: One big thing is that people go every year, and then they see signs and it reminds them to come.

Alan Painter: I thought it was great, very well attended, I saw it on the Seattle Times and in local paper cover stories, it was a good mix, a lot more tables.

Steve: It was probably the second or third highest in terms of attendance.

Hank: With new website and better organization, maybe we can double it next year?

Approve Minutes: Adam Sterling

Postponed until next meeting.

**Committee Reports:**

None

Chair adjourned.

**Meeting Adjourned - 10:11 pm**