

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Planning & Development Services, Elizabeth K. Olsen			RECEIVED SEP 3 1997 WHATCOM COUNTY COUNCIL	9/9/97	Planning & Dev / Council
Division Head: Sylvia Goodwin	SG	8/29/97			
Dept. Head: Michael T. Knapp	MK	8/29/97			
Prosecutor:	KNF	8/29/97			
Purchasing/Budget:					
Executive:	PH	9-2-97			

SUBJECT: FILE NO: OS: 1997 A RESOLUTION ADOPTING RECOMMENDATIONS FOR OPEN SPACE/TIMBER APPLICATIONS

ATTACHMENTS: Draft Resolution
 Agency Report with attached Staff Report with ratings and maps
 Excerpts from Draft Planning Commission Minutes, July 10 and July 31, 1997

SUMMARY STATEMENT: Please complete sections of box as appropriate & explain the item below.

Related County contract #: n/a	Should Clerk schedule a hearing? NO /X/ YES / / Requested date:
Amount budgeted for this item/project: \$ n/a	Is it (or will it be) within budget? YES / / NO / / (Please explain below) n/a
Budget line item number(s): n/a	

Planning & Development Services received fourteen Open Space/Timber applications of which six were Open Space/Timber applications, one a transfer from Open Space Agriculture to Open Space/Timber and seven were a transfer from Designated Forest to Open Space/Timber. On July 10 and July 31, 1997, the Planning Commission recommended to approve five transfer applications from Designated Forest to Open Space/Timber, four Open Space/Timber applications, denial for three Open Space/Timber applications and tabling two Designated Forest transfer to Open Space/Timber applications for further review.

ORIGINATOR'S RECOMMENDED ACTION: The Director of Planning & Development Services recommends the Council uphold the Planning Commission recommendations as described in the attached resolution.

COMMITTEE ACTION TAKEN:

COUNCIL ACTION TAKEN:

1997 - 309 9/9/97: Approved 7 - 0. Res. #97-052

Case or Resolution Number (this item only):

Res. # 97-052

INTRODUCED BY: Consent
PROPOSED BY: PLANNING
DATE: 9/9/97

RESOLUTION NO. 97-052

**A RESOLUTION ADOPTING RECOMMENDATIONS FOR
1997 OPEN SPACE/TIMBER**

WHEREAS, The Planning Commission received six (6) new applications and eight (8) transfer applications for Open Space land tax assessment for review and recommendations pursuant to RCW 84.34; and

WHEREAS, pursuant to WAC Section 197-11-800(6)(c), matters relating to Open Space taxation are determined not to be major actions and are exempt from the threshold determination and environmental impact statement requirements of the State Environmental Policy Act; and

WHEREAS, pursuant to RCW 36.70.390, legal notice was published in the Bellingham Herald on June 26 and July 17, 1997, and a copy of said notice was sent in a timely manner to all applicants; and

WHEREAS, on July 10 and July 31, 1997, the Planning Commission opened the public hearing on the applications and received testimony from the Planning Division staff regarding the proposed Open Space/Timber; and

WHEREAS, Open Space/Timber is evaluated upon conformance with RCW 84.34.041; and

WHEREAS, the Planning Commission recommends approval of the Open Space/Timber applications from Cromarty/Danielson, Wolf/Gardner, William Cummins and Victoria Luhrs; and approval of the transfer from Designated Forest to Open Space/Timber from the Shields Family Trust, Darryl Brown, Susan Flint and Scott Flint; and

WHEREAS, the Planning Commission recommends denial of the applications to Open Space/Timber from James Mullen, Keith and Christine Johnson and Cheryl Bittner; and

WHEREAS, the Planning Commission has tabled two Designated Forest transfers to Open Space/Timber from Timberline Logging Inc. and Nielsen Bros. Inc.; and

WHEREAS, the Planning Commission has forwarded its recommendations to Council; and

WHEREAS, Council held a public meeting on September 9, 1997 to consider the Planning Commission's recommendations.

**NOW THEREFORE BE IT RESOLVED BY THE WHATCOM COUNTY
COUNCIL:**


1. The Whatcom County Council approves the Open Space/Timber applications for: Cromarty/Danielson, Wolf/Gardner, William Cummins and Victoria Luhrs.
2. The Whatcom County Council approves the applications for transfer from Designated Forest to Open Space/Timber for: Shields Family Trust, Darryl Brown, Susan Flint, Scott Flint and Bruce Flint.
3. The Whatcom County Council denies the Open Space/Timber applications from James Mullen, Keith and Christine Johnson and Cheryl Bittner.
4. The Council directs the Assessor to place the parcels in the appropriate Open Space status category.
5. Adjudication of invalidity of any of the sections, clauses or provisions of this Resolution shall not affect or impair the validity of the Resolution as a whole or any part thereof other than the part so declared to be invalid.

PASSED this 9 day of September, 1997.

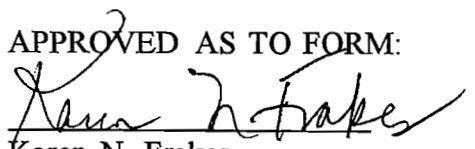
WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON


L. Ward Nelson, Chairman

ATTEST:


Clerk of the Council
Dana Brown-Davis

APPROVED AS TO FORM:


Karen N. Frakes
Civil Deputy Prosecuting Attorney