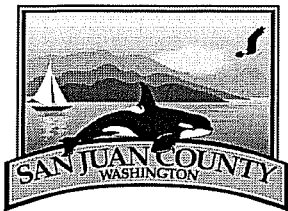


*Approved with correction  
at the 8/10/11 PC mtg.  
DLG  
Correction shown  
with strikethrough.*



SAN JUAN COUNTY PLANNING COMMISSION

MINUTES OF THE JULY 22, 2011 MEETING

The meeting of the San Juan County Planning Commission was called to order by Chair, Susan Dehlendorf, at 8:36 a.m. in the San Juan Island Grange, 152 First Street, Friday Harbor, San Juan Island.

Members Present: Barbara Thomas, Karin Agosta, Mike Carlson, Bob Gamble, Brian Ehrmantraut, Susan Dehlendorf, Stephen Adams (in at 8:42 a.m.), Evelyn Fuchser, and John Lackey.

Community Development  
And Planning Department

Staff Present: René Beliveau, Director; Janice Biletchnikoff, Planner; Chris Laws, Code Enforcement Officer; and Lynda Guernsey, DAII.

Prosecuting Attorney's Office

Staff Present: Randy Gaylord, Prosecuting Attorney; Amy Vira, Deputy Prosecuting Attorney

**Continued hearing for deliberations only on proposed Code Enforcement regulations and repeal of SJCC Code Chapter 18.100 (Enforcement)**

Susan Dehlendorf, Chair, brought everyone up-to-date as to where we are in the process and the decisions that have been made as to how this hearing process will be proceeding. René Beliveau, Director of Community Development and Planning (CD&P), explained how the current draft Code Enforcement ordinance amendments differs from the existing draft and clarified some specific items.

Deliberations

**Section 12, Appeal of a Notice of Violation**

Moved by Barbara Thomas, seconded by Stephen Adams, that in the last line of (1), to delete the word "any and replace with "the", insert the words "administrative" between the words "required" and "fee"; and insert the words "as set by Council" between the words "fee" and "must". Motion withdrawn.

René Beliveau to supply information about violations in regards to those who comply promptly and those that don't. Chris Laws explained how violations are handled and the number of violations. Randy gave a history and a "how and why" of the Code Enforcement Ordinance and responded to questions from the Planning Commission. Discussion was held about code enforcement in general between Randy Gaylord, René Beliveau, Chris Laws, and the Planning Commission.

Moved by Barbara Thomas, seconded by Stephen Adams, that in the last line of (1), to delete the word "any and replace with "the", insert the words "administrative" between the words "required" and "fee", and insert the words "as set by Council" between the words "fee" and "must". Stephen Adams – yes, Mike Carlson – no, Brian Ehrmantraut – yes, Bob Gamble – yes, Barbara Thomas – yes, Karin Agosta – yes, John Lackey – no, Evelyn Fuchser – no, Susan Dehlendorf – yes. Motion passed with six yes votes and three no votes (Carlson, Lackey, and Fuchser).

Moved by Stephen Adams, seconded by Bob Gamble, to create a new Finding that would read: The Planning Commission finds that this enforcement ordinance is not a means or potential source of revenue and fees should not be set for cost recovery purposes. Stephen Adams – yes, Mike Carlson – yes, Brian Ehrmantraut – yes, Bob Gamble – yes, Barbara Thomas – yes, Karin Agosta – yes, John Lackey – yes, Evelyn Fuchser – yes, Susan Dehlendorf – yes. Motion passed unanimously.

Moved by Evelyn Fuchser, seconded by Mike Carlson, to create a new #4 that would read: Any number of notices

of violation can be included in the same appeal on the same project within a timely period. Stephen Adams– yes, Mike Carlson – yes, Brian Ehrmantraut– yes, Bob Gamble – abstain, Barbara Thomas – abstain, Karin Agosta – no, John Lackey – yes, Evelyn Fuchser – yes, Susan Dehlendorf– no. Motion passed with five yes votes and two no votes (Agosta and Dehlendorf), and two abstentions (Gamble and Thomas).

A handout was supplied by Mike Carlson with ordinance proposal changes for the Planning Commission to consider.

### **Section 13, Notice of Violation Appeal Hearing Procedures**

Moved by Stephen Adams, seconded by Bob Gamble, to move ahead with this draft, Section 13 forward, considering Mike Carlson's suggestions. Staff would incorporate any of those changes then come forward with a new draft for a new public hearing. Stephen Adams– yes, Mike Carlson – no, Brian Ehrmantraut – no, Bob Gamble – no, Barbara Thomas – no, Karin Agosta – no, John Lackey – no, Evelyn Fuchser – no, Susan Dehlendorf – abstain. Motion passed with failed with one yes vote and seven no votes (Carlson, Ehrmantraut, Gamble, Thomas, Agosta, Lackey, and Fuchser), and one abstention (Dehlendorf).

Moved by Bob Gamble, seconded by Mike Carlson, that this hearing today should be continued for deliberations only to a date and time certain. Stephen Adams– yes, Mike Carlson – yes, Brian Ehrmantraut – no, Bob Gamble – yes, Barbara Thomas – yes, Karin Agosta – yes, John Lackey – yes, Evelyn Fuchser – yes, Susan Dehlendorf – yes. Motion passed with eight yes votes and one no vote (Ehrmantraut).

Discussion of calendar dates ensued and the most likely dates to have the next meeting on this project were either September 22nd or September 23<sup>rd</sup>. The Planning Commissioners are to look at their calendars and get back to Lynda as to which of those dates work best for them. The meeting, for deliberations only, would then be advertised based on the most members being present.

### **Adjournment**

The meeting was adjourned at 11:30 a.m. The next meeting of the Planning Commission will be a special meeting on August 10, 2011 to hear the CAO General Provisions. It will be held at the San Juan Island Grange, 152 First Street N, Friday Harbor.

Respectfully submitted,

Lynda Guernsey

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