



16
OCT 24 2023

BOARD of CLALLAM COUNTY COMMISSIONERS

MINUTES for the week of October 16 – 20, 2023

WORK SESSION – 9 a.m.

The work session convened at 9 a.m., Monday, October 16, 2023. Present were Commissioners Ozias, Johnson and French, and Administrator Mielke.

Items of discussion per the agenda published October 12 were:

- Calendar/Correspondence
- Agreement with Washington State Administrative Office of the Courts for security services and equipment
- Discussion regarding a memorandum of agreement with Evergreen Forest County Group for \$10,000 annual dues for Public Land, Environment and Natural Resources work by Robert K. Weidner – Chartwell Enterprises Inc.
- Agreement with Department of Ecology for water quality combined grant
- Agreement with Concerned Citizens for adult developmental disability services
- Agreement with Morningside for adult developmental disability services
- Agreement with Pierce, Jones & Associates for adult developmental disability services
- Notice to call for proposals to be received not later than Monday, November 20, 2023 at 3 p.m. regarding Developmental Disabilities 2024 proposals
- Pre-application questionnaire and letter of support with Department of Commerce for Climate Planning Grant
- Resolution appointing Susan Montana to the Clallam Bay/Sekiu Community Action Team
- Discussion on proposed budget revisions to be considered on October 31
- Discussion on proposed budget reductions to be considered on October 31
- Discussion of proposed supplemental appropriations to be considered on October 31
- Discussion of proposed budget emergencies to be considered on October 31

Meeting concluded at 11:13 a.m.

REGULAR MEETING OF THE BOARD OF CLALLAM COUNTY COMMISSIONERS

Chair Ozias called the meeting to order at 10 a.m., Tuesday, October 17, 2023. Also present were Commissioners Johnson and French and Administrator Mielke.

REQUEST FOR MODIFICATIONS/APPROVAL OF AGENDA

ACTION TAKEN: CRJm to adopt the agenda as presented, CMFs, mc

CONSENT AGENDA

- 1a Approval of vouchers for the week of October 9
- 1b Approval of payroll for the period ending September 30
- 1c Approval of minutes for the week of October 9

ACTION TAKEN: CRJm to adopt the consent agenda, CMFs, mc

REPORTS AND PRESENTATIONS

- CMF commented on
- CRJ commented on Olympic Area Agency on Aging annual meeting, Department of Community Development staff meeting
- CMO commented on Legislative Steering Committee, Salish Behavioral Health Administrative Services Organization

CONTRACTS AND AGREEMENTS

- 2a Agreement with Washington Traffic Safety Commission for Click it or Ticket and Distracted Driving Campaign programs

ACTION TAKEN: CRJm to approve, CMFs, mc

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2b Agreement with Washington Traffic Safety Commission for Target Zero Manager grant
ACTION TAKEN: CRJm to approve, CMFs, mc

BIDS AND AWARDS

3a Bid award – Lighthouse Pump Station Replacement Project – Tapani, Inc.
ACTION TAKEN: CRJm to approve the bid award and authorize the Chair to sign the agreement once available, CMFs, mc

ADMINISTRATION

4a Notice to call for bids to be received no later than Tuesday, November 14, 2023 at 10 a.m. regarding the Courthouse Security project

ACTION TAKEN: CRJm to issue notice, CMFs, mc

4b Call for hearing to be held on Tuesday, October 31, 2023 at 10:30 a.m. regarding an Ordinance amending Clallam County Code Chapter 5.40 Opportunity Fund Program

ACTION TAKEN: CRJm to issue notice, CMFs, mc

BUDGET

5a Notice that the following budget revisions will be adopted by Resolution on October 31:
Information Technology – Capital – Reallocation of funds for actual project costs/\$69,447
Sheriff – VRF Boating Program – The purchase price of the new patrol vessel was updated after last year's budget projections occurred, leading to a shortage on the capital line for the vessel cost/\$3,450
Sheriff – Jail - Contracted costs for Norpoint Services to provide courthouse security for the month of September 2023/\$19,497

ACTION TAKEN: CRJm to issue notice, CMFs, mc

5b Notice that the following budget reductions will be adopted by Resolution on October 31:
HR-Employee Health Care Benefit – Updated guidance from WA State Auditor's Office is that HR Employee Health Care fund is not a true Internal Services Fund and should be in the General Fund as part of payroll. All 2023 revenue and expenses will be moved to Human Resources in the General Fund, and once completed, the HR Employee Health Care fund will be closed (1 of 3)/\$48,450

ACTION TAKEN: CRJm to issue notice, CMFs, mc

5c Notice that the following supplemental appropriations will be adopted by Resolution on October 31:

HHS – Foundational Public Health Services - Department of Health Consolidated Contract #14 is adding Foundational Public Health Services funding for Environmental Health, HHS operations, and unanticipated projects pending program planning (1 of 3)/\$428,500

HHS – Environmental Health - Department of Health Consolidated Contract #14 is adding Foundational Public Health Services funding for increases to salaries and benefits, overtime costs for the records scanning project, and food safety program position (2 of 3)/\$198,801

HHS – Operations - Department of Health Consolidated Contract #14 is adding funding for the WIC, Immunizations, MCH and FPHS programs for increases to salaries and benefits, and also overtime costs for the records scanning project (3 of 3)/\$206,946

Public Works – Solid Waste – Reimbursement from the Department of Ecology LSWFFA grant and the City of Port Angeles Enterprise Fund for the final scope of work and amount of WSU service efforts for the 2023 Waste Reduction Plan/\$10,000

Auditor – 2022 Primary Election revenue budgeted in 2022 was not received until 2023/\$104,000

Sheriff – Operations – Reimbursement for overtime shifts worked in support of our Operation Stonegarden Grants FY19 and FY20/\$62,136

Sheriff – Jail Medical – Reimbursement for expenditures to Peninsula Behavioral Health as they are the provider filling in inmate evaluations as needed/\$6,100

ACTION TAKEN: CRJm to issue notice, CMFs, mc

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- 5d Resolution calling for a hearing to be held October 31 at 10:30 a.m. for the following debatable emergencies:

HR – Employee Health Care Benefit – Updated guidance from WA State Auditor’s Office that HR Employee Health Care fund is not a true Internal Services Fund and should be in the General Fund as part of payroll. All 2023 revenue and expenses will be moved to Human Resources in the General Fund, and once completed, the HR Employee Health Care fund will be closed (2 of 3)/\$78,450

Human Resources - Updated guidance from WA State Auditor’s Office that HR Employee Health Care fund is not a true Internal Services Fund and should be in the General Fund as part of payroll. All 2023 revenue and expenses will be moved to Human Resources in the General Fund, and once completed, the HR Employee Health Care fund will be closed (3 of 3)/\$78,450

HR – Risk Management – Additional funding to address approved reclassifications as well as unanticipated increase in insurance premium costs that were not allocated or anticipated in the current budget/\$269,590

HR – Workers Compensation Claims – Additional funding to address approved position reclassification, unanticipated workers compensation claim costs, and unknown yet-to-be incurred charges for the remainder of 2023/\$203,600

Parks and Facilities – REET 2 – Funding to cover unforeseen construction issues such as removal of kiosk, replacement of curb and gutter at drive through, soft spot repair in driveway, and installation of a catch basin/\$60,200

Sheriff – Emergency Services – Additional funding to cover adjusted salary cost of Emergency Management Coordinators/\$5,400

Sheriff – Animal Control – Additional funding to cover adjusted salary cost of Animal Control Deputy/\$4,500

Sheriff – Jail Medical – Additional funding for Doctor salaries, inmate medicine, and inmate medical which covers outside provider services/\$50,000

Auditor – Unforeseen expense due to new requirement from K & H Printers to order envelopes for the 2024 February Special Election and the 2024 March Presidential Primary/\$28,000

ACTION TAKEN: CRJm to adopt, CMFs, mc

PUBLIC COMMENT

- Greg Madsen, Sequim, commented on “meatballism” tree removal

HEARING(S)

- H1 Ordinance amending Clallam County Code, Chapter 5.28 Assessment Levied for Noxious Weed Control
- Christina St. John, Noxious Weed Coordinator, and members of Noxious Weed Board, provided a staff report

ACTION TAKEN: CRJm to open the public hearing, CMFs, mc

- The following signed up to provide testimony:
 - Pam Erickson, Sequim
 - David Allen, Agnew
 - Ed Bowen, Clallam Bay
 - Dan Harvey, Joyce
 - Cathy Lear, Port Angeles
 - Kenneth Reandeau, Port Angeles
 - Anders Tron Haukebo, Sequim
- The following sent in written testimony: Pamela Caldwell, Janis Burger, Neil and Lisa Turnberg, Kathy Cooper, James Bettcher, Sandra Seligmiller, Donna Hollatz, Tom Mix, David Allen, Paul Forrest, John Hannam, Allyce Miller (see attached)

ACTION TAKEN: CRJm to close the public hearing and adopt, CMFs, mc

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PUBLIC COMMENT

- Ed Bowen, Clallam Bay, commented on testimony provided, application for Trust Land Transfer for Elwha Watershed, and City of Port Angeles Council Meeting (see attached)
- Elizabeth Dunne, Port Angeles, commented on Trust Land Transfer and process, Department of Natural Resources contract Power Plant and TCB 23 – Elwha River
- Nina Sarmiento, Port Angeles, commented on Power Plant and TCB 23 – Elwha River (see attached)
- Ed Telenick, Sequim, commented on Hearing Examiner case (see attached)
- Kenneth Reandeau, Port Angeles, commented on front entry project of courthouse, vehicles for County

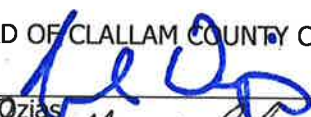
Meeting concluded at 11:25 a.m. and continued to 9 a.m., Monday, October 23, 2023.

The Board of Commissioners attended WSAC Virtual Update, Budget Meetings, and Board of Health during the week of October 16.

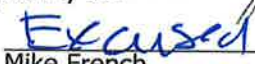
PASSED AND ADOPTED this 24th day of October 2023.

ATTEST:  Loni Gores, MMC, Clerk of the Board

 BOARD OF CLALLAM COUNTY COMMISSIONERS

 Mark Ozias

 Randy Johnson

 Mike French

KEY TO ABBREVIATIONS:

ATM Administrator Todd Mielke
CMF Commissioner Mark Ozias
CRJ Commissioner Randy Johnson
CRJ Commissioner Mike French

m moved
mc motion carried
s seconded

Public Hearing

10/17/23

**H1 Ordinance amending Clallam County Code,
Chapter 5.28 Assessment Levied for Noxious Weed
Control**

**Written comments
received**

Gores, Loni

From: Pamela Caldwell <pandmcaldwell@gmail.com>
Sent: Sunday, October 1, 2023 8:20 PM
To: Gores, Loni
Subject: Noxious weed ordinance and assessment rates

I do NOT approve of this rate increase.

Pamela A. Caldwell
1225 Leo Lane
Port Angeles, Wa 98363

Gores, Loni

From: Janis Burger <toucan@olypen.com>
Sent: Tuesday, October 3, 2023 10:25 PM
To: Gores, Loni
Subject: support increasing assessment for noxious weeds

To the Board of Commissioners,

I am a retired biologist, hiker, naturalist and member of the Washington Native Plant Society and am very aware of the impact of non-natives on natural ecosystems and native plants. Impacts include crowding out natives, ruining pastures, and even altering wetland and riparian function and salmon habitat for some of the worst culprits like knotweeds and reed canary grass. Education of landowners and just everyday citizens, monitoring and early detection are essential to controlling invasives and catching new invasives before they become a problem. All those things take resources. The modest increase in the weed assessment is long overdue and will help us all deal with this ongoing challenge.

Sincerely,

Janis Burger

Gores, Loni

From: St. John, Christina
Sent: Thursday, October 5, 2023 7:44 AM
To: Gores, Loni
Subject: Comment on noxious weed assessment

From: noreply@civicplus.com <noreply@civicplus.com>
Sent: Wednesday, October 4, 2023 11:44 AM
To: zNoxiousWeedControl <web_weed@clallamcountywa.gov>
Subject: Online Form Submission #2328 for Noxious Weed Control Contact Form

Noxious Weed Control Contact Form

This form is not for emergencies.

If you have an emergency, please phone 911.

First Name	Neil and Lissa
Last Name	Turnberg
Phone	<i>Field not completed.</i>
Your Email	greendog183@gmail.com
Subject	Incease in tax assessment for noxious weed control
Comments	This seems like a very reasonable assessment to fund such a big job. We both support the increase and hope to see more public education and landowner assistance when this passes.

Email not displaying correctly? [View it in your browser.](#)

Gores, Loni

From: noreply@civicplus.com
Sent: Thursday, October 5, 2023 9:54 PM
To: Gores, Loni
Subject: Online Form Submission #2350 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	Kathy
Last Name	Cooper
Email	katcooplend@gmail.com
Phone	2062768327
Subject	Noxious Weed Assessment
Comments	I wholeheartedly support the proposed ordinance raising the Noxious Weed Assessment. I feel Noxious weeds are a very serious problem in Clallam County and control needs to be stepped up.

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Gores, Loni

From: noreply@civicplus.com
Sent: Sunday, October 8, 2023 2:50 PM
To: Gores, Loni
Subject: Online Form Submission #2376 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	James
Last Name	Bettcher
Email	zoombag68@yahoo.com
Phone	3606705994
Subject	Noxious Weed Control Assessment
Comments	Himalayan blackberry in particular is a hazard to users of trails and even roads in Clallam County. In addition Scotch Broom is an aggressive plant that overwhelms indigenous plants with many consequences. These are only the most common and well known noxious weeds. Everyone benefits from control of noxious weeds. I support increasing this assessment to increase the weed control board's efforts in Clallam County.

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Gores, Loni

From: noreply@civicplus.com
Sent: Monday, October 9, 2023 6:15 AM
To: Gores, Loni
Subject: Online Form Submission #2380 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	Sandra
Last Name	Seligmiller
Email	sandyseligmiller@gmail.com
Phone	425-409-1959
Subject	Noxious Weed Ordinance funding amendment
Comments	This is an important and necessary funding increase. These funds support public education and the inspection program, allow weed identification workshops and talks and the ability to work with landowners to safely and effectively control invasive weeds, and ensure that landowners are complying with state and county noxious weed laws. We currently have one of the lowest assessment rates in the state. This important Clallam County program has had no assessment increase since 2000, and has never been fully funded. With climate change, it is more important than ever.

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Gores, Loni

From: St. John, Christina
Sent: Monday, October 9, 2023 3:13 PM
To: Gores, Loni
Subject: FW: Comment to Commissioners re: Proposed Fee Increase for Weed Board

From: Donna Hollatz <jdhollatz@gmail.com>
Sent: Monday, October 9, 2023 2:11 PM
To: St. John, Christina <christina.stjohn@clallamcountywa.gov>
Subject: Comment to Commissioners re: Proposed Fee Increase for Weed Board

Hi Christina,

I have tried to put a notice of support on the County website, but it just keeps saying "message has more than 500 characters" when I try to submit it. There doesn't appear to be a way to tell how many words have been typed and it allows me to keep typing in the text box, but then it won't let me submit the comments. Is there some way to fix this?

Here is the message I am trying to send:

"My husband and I have personally seen first hand how consistent treatment of noxious weeds can almost eradicate them, both with spraying Tansy Ragwort at Miller Peninsula State Park and with the pulling of Eurasian Milfoil at Lake Sutherland. (I worked on the milfoil pulling for several summers when the program first started and my parents owned lake property. Lakefront owners pay an extra assessment to help fund that work.) Weed control has to be an ongoing program as the weeds are never completely eliminated and they need to be monitored and re-treated when necessary. Miller Peninsula used to be covered with Tansy and we worked with Back Country Horsemen to spray them. This year I hand pulled a few plants and there were not enough to warrant spraying, but it needs to be re-evaluated each year. The fee increase is minimal for taxpayers and it will go a long way in educating the public and getting people to treat their weeds so they do not spread in Clallam County. Our Noxious Weed Board is a dedicated and well educated group of people. The general public needs to know about the services and knowledge they provide."

Thanks,
Donna

Gores, Loni

From: noreply@civicplus.com
Sent: Monday, October 9, 2023 9:04 PM
To: Gores, Loni
Subject: Online Form Submission #2400 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	Tom
Last Name	Mix
Email	backcountrypacker.mix@gmail.com
Phone	3605820460
Subject	Noxious weed management assessment
Comments	I fully support the update to the property assessment for noxious weed management. I have worked closely with the noxious weed management board for over 2 decades. They have done great work but are limited on funds. I have been personally involved with management of tansy ragwort on Miller Peninsula state park lands and those of PAI. Same for Canadian thistle in the upper dungeness drainage and hawkweed near Mt. Muller. Please approve the proposed parcel assessment.

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Weed, Rachel

To: Gores, Loni
Subject: RE: Online Form Submission #2441 for Contact the Clerk of the Board

From: noreply@civicplus.com <noreply@civicplus.com>
Sent: Friday, October 13, 2023 7:11 PM
To: Gores, Loni <loni.gores@clallamcountywa.gov>
Subject: Online Form Submission #2441 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	David
Last Name	Allen
Email	shoreroadnursery@gmail.com
Phone	360-775-8984
Subject	Weed Assessment
Comments	I am strongly in favor of increasing the assessment for weed control. It is extremally inexpensive while being a very important service. Most people are unaware of the need and value of weed control and so will rely on your good leadership in approving this assessment. Thank-you very much. David Allen

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Weed, Rachel

To: Gores, Loni
Subject: RE: Online Form Submission #2454 for Contact the Clerk of the Board

From: noreply@civicplus.com <noreply@civicplus.com>

Sent: Monday, October 16, 2023 7:18 PM

To: Gores, Loni <loni.gores@clallamcountywa.gov>

Subject: Online Form Submission #2454 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	Paul
Last Name	Forrest
Email	pforrest47@hotmail.com
Phone	3604617435
Subject	Increasing the property assessment for noxious weed control
Comments	I fully support the increase in property assessments for noxious weed control. Expecting this department to carry out its mission using a 20 year old funding base is absurd. They have an important job to do and must have the capital to do it!

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Weed, Rachel

To: Gores, Loni
Subject: RE: Online Form Submission #2458 for Contact the Clerk of the Board

From: noreply@civicplus.com <noreply@civicplus.com>
Sent: Tuesday, October 17, 2023 9:25 AM
To: Gores, Loni <loni.gores@clallamcountywa.gov>
Subject: Online Form Submission #2458 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	John
Last Name	Hannam
Email	John@johnmhannam.com
Phone	5038071700
Subject	Noxious weeds
Comments	I support additional funding fir additional resources to control noxious weeds. In areas sych as Willow Creek Manor in Sequim, it appears ro be almist everywhere. Thank you!

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Weed, Rachel

To: Gores, Loni
Subject: RE: Online Form Submission #2459 for Contact the Clerk of the Board

From: noreply@civicplus.com <noreply@civicplus.com>

Sent: Tuesday, October 17, 2023 9:48 AM

To: Gores, Loni <loni.gores@clallamcountywa.gov>

Subject: Online Form Submission #2459 for Contact the Clerk of the Board

Contact the Clerk of the Board

First Name	John
Last Name	Hannam
Email	John@johnmhannam.com
Phone	5038071700
Subject	Ordinance amending Chapter 5.28 of the CCC - Assessment Levied for Noxious Weed Control
Comments	Now with the soelling corrected! 😊 Comments I support additional funding for additional resources to control noxious weeds. In areas such as Willow Creek Manor in Sequim, it appears ro be almost everywhere. Thank you!

Please Note

This form is not for emergencies. If you have an emergency, please phone 911.

Email not displaying correctly? [View it in your browser.](#)

Weed, Rachel

To: Gores, Loni
Subject: RE: noxious weed increased assessment, yes!

From: Allyce Miller <Allyce.Miller@elwha.org>
Sent: Tuesday, October 17, 2023 11:22 AM
To: Gores, Loni <loni.gores@clallamcountywa.gov>
Subject: noxious weed increased assessment, yes!

Hello,

I wanted to let you know how in support myself, on behalf of the Lower Elwha Klallam Tribe, is of the increasing the noxious weed assessment. They serve a crucial role in our county and they need the cost increase to run at their fullest potential.

Thank you for your consideration,

Allyce Miller

Revegetation Manager/Project Biologist; Lower Elwha Klallam Tribe
(360)457-4012 x7489

Public Comments

10-17-23

Trust Land Transfer Program Parcel Application Cover Sheet

Date: 9/29/2023

Name of parcel: Elwha Watershed Protection Project

County/counties in which parcel is located: Clallam

Contact Information

Provide contact information as indicated below. All fields are required unless indicated otherwise.

A receiving agency also can serve as an applicant, in which case the receiving agency primary contact name and applicant name would be the same. The primary contact at the receiving agency does not need to be the same person who signs the receiving agency's letter of intent.

➤ Applicant

Name: Nathan A. West

Professional affiliation (if any): City of Port Angeles

Job title (if any): City Manager

Mailing address*: 321 E Fifth Street Port Angeles, WA 98362

Best phone number to reach you: 3604174500

Email address: nwest@cityofpa.us

*Optional

➤ Receiving Agency

Name of receiving agency: City of Port Angeles

Mailing address: 321 E Fifth Street Port Angeles, WA 98362

Primary contact name: Nathan West

Job title: City Manager

Primary contact phone number: 3604174500

Primary contact email address: nwest@cityofpa.us

Trust Land Transfer Program Parcel Application

Fill out this application to nominate a parcel of state trust lands for the Trust Land Transfer (TLT) Program. All fields are required. Submit the following attachments with your application:

- A map of the proposed parcel. Include section boundary lines for geographic reference so DNR can map the parcel in its GIS data system.
- A letter of intent from the receiving agency to accept and manage the parcel (required). The letter must be signed by someone at the receiving agency who has the authority to accept the transferred parcel.
- Letters of support from the community, receiving agency, advocacy groups, neighborhood associations, or others. Letters of support are optional but strongly recommended. If you need more time to obtain letters of support, you may submit them separately from your application. Letters should be sent to dnrtltprogram@dnr.wa.gov no later than April 1, 2024.

Submit this application, including the cover sheet and requested attachments, to dnrtltprogram@dnr.wa.gov by 5pm on September 30, 2023. Make sure the application is signed by both the applicant and the primary contact at the receiving agency. The primary contact does not have to be the same person who signs the receiving agency letter of intent.

Please do not send attachments that are not specifically requested in this application, such as fact sheets, press releases, or other materials. These additional attachments will not be reviewed or provided to the advisory committee for use in scoring. Also, do not send photos. If your parcel is considered eligible for the TLT program, you will be asked to give a presentation to the advisory committee; photos can be included in your presentation.

For more information on the TLT program and instructions for filling out this application, visit www.dnr.wa.gov/managed-lands/land-transactions/trust-land-transfer.

Part A: Parcel, Applicant, and Receiving Agency Names

Date: 9/29/2023

Name of parcel: Elwha Watershed Protection Project

Applicant name: Nathan A. West

Name of receiving agency: City of Port Angeles

Name of primary contact at receiving agency: Nathan West

Part B: Parcel Information

Parcel Location and Zoning

If the entire parcel is in one county, fill out the top three lines only. If the parcel crosses county boundaries, provide information for the portion of the parcel that is located in each county.

County in which parcel is located: Clallam

Township, range, and section: See Attachment A

Current zoning: RCC3 and RCC5

County in which parcel is located:

Township, range, and section:

Current zoning:

County in which parcel is located:

Township, range, and section:

Current zoning:

Total, estimated number of acres in proposed parcel: 3089

Does this parcel include State Forestlands?



Yes



No

If yes, approximately how many acres of State Forestlands does this parcel include?

Parcels that are worth \$15 million or more, or have 4,500 or more total acres require a pre-nomination meeting with DNR and the receiving agency before July 1, 2023.

If your parcel meets this criteria, indicate the date on which the meeting occurred:

DNR strongly recommends a pre-nomination meeting with DNR and the receiving agency for parcels that include 1,000 acres or more of State Forestlands, regardless of the parcel's total size or value. The meeting should take place before July 1, 2023.

If your parcel meets this criteria, did you attend a pre-nomination meeting?



Yes



No

Date on which the meeting occurred: N/A

Parcel Description

Describe the topography. For example, is the parcel flat, hilly, or mountainous?

Terrain in the Elwha watershed can best be described as hilly. Elevations in the parcels range from sea level to just under 800 feet. The relatively subtle variations in topography reflect the geologic history of the watershed, with uplift of the Olympic mountains later smoothed and shaped by glaciers and the constant, eroding processes of the Elwha River and its tributaries, Indian Creek and Little River.

What is the dominate vegetation type (for example, forested, grassland, shrub-steppe)? If forested, is the entire parcel forested or does the parcel have a mix of forest and open areas?

The dominant vegetation type in the Elwha watershed are dry Douglas-fir dominated forests which are unique to the rainshadow climate found only on this part of the North Olympic Peninsula. Within this dry climate zone, the forests respond to micro-climates and variations in topography. Mesic sites with higher soil moisture or fog can feature a high cover of western red cedar with associated moist site indicator understories of sword fern and salmonberry. Drier sites host madrone, ocean spray and baldhip rose. Elwha watershed uniquely features balds hosting less common meadow species.

Are there barns, boat launches, public restrooms, or other facilities on the parcel? If yes, describe. If the parcel has been leased for agriculture or other uses, describe any improvements the leaseholder has made, if known.

These parcels feature public trails including the Olympic Adventure Route of the Olympic Discovery Trail. Numerous other important community trails are located on these properties. There are no other noteworthy facilities on these parcels.

Describe any unique physical features of the parcel, such as local landmarks or water bodies.

The most unique feature of the parcels is the floodplain of the Elwha River, and its important tributaries Little River and Indian Creek. The parcels are adjacent to or include parts of these waterbodies and associated floodplains.

Due to the history of forest management, the parcels include a mix of forest stand ages and conditions, ranging from 100+ year old naturally regenerated forests with complex canopy structure, to very recent clearcuts.

Part C: Prioritization Criteria

In the following section, address four of the five prioritization criteria that the advisory committee will use to prioritize the parcels for transfer¹. Answer all questions succinctly. Refer to the prioritization criteria summary for information on how each criterion is scored.

This application does not include Criterion Five, tribal support. DNR and the receiving agency together will conduct tribal outreach and provide a summary of comments received to the advisory committee in a separate document.

DNR records and files are subject to the Public Records Act ([RCW 52.46](#)). In addition, DNR will post applications for eligible parcels on its website. Do not include any confidential or sensitive information in your application that cannot be made public. For example, do not provide specific location information for rare or unique plants or specific descriptions and location information for archaeological sites, artifacts, or other sensitive cultural resources.

To protect personal contact information such as email addresses and phone numbers, the cover sheet on this application will be removed before the application is posted.

➤ *Criteria One: Community Involvement and Support*

This criterion gauges the level of community involvement and support for transfer of the proposed parcel. This criterion does not address tribal support. As noted above, tribal support is assessed through a separate process.

When scoring your parcel for this criterion, the advisory committee will consider letters of support from local citizens, local organizations, local elected officials, interest groups, volunteers, public agencies, and others, in addition to the information in your application. These letters are optional but encouraged. You may provide these letters to DNR with your application, or send them to DNR separately from your application package by April 1, 2024.

¹ Some deed restrictions will be placed upon the parcel when it is transferred. Restrictions may include mineral reservations (RCW 79.11.210), ability to purchase road access (RCW 79.36.370), specific easement reservations to protect remaining state trust lands, and/or restrictions on future, permitted uses of the property for the grantee (receiving agency) and their successors (in the event the parcel is conveyed to a new owner, or the receiving agency changes their name). Use restrictions will be based on the specific legislation that authorizes and funds the transfer. DNR also may consider a DNR proprietary use and management restriction on the parcel associated with DNR's *State Trust Lands Habitat Conservation Plan* (HCP). DNR will consult the intended TLT recipient on any proposed, proprietary HCP encumbrance language prior to the transfer.

Has the community been provided an opportunity to learn about the proposed transfer and share their thoughts? If yes, describe efforts made to engage with the community.

Yes. Community awareness and concerns about logging in the Elwha River Watershed date back to the "Aldwell" timber sale. The community has expressed significant concerns about logging on state land in the Elwha River Watershed and has supported the proposed transfer of the land as a solution. Local residents active with the Elwha Legacy Forests coalition held two educational forums at the Port Angeles library. Hundreds of flyers and informational materials have been distributed in public places, including farmers markets and the County fair. The Board of Clallam County Commissioners held a work session discussing revitalization of the trust land transfer program, and in that forum numerous community members have expressed their support for trust land transfer as a revenue replacement option to protect lands in the Elwha River Watershed. On September 19, 2023, the Port Angeles City Council discussed the proposed transfer and voted unanimously to direct the City to submit this application pertaining to lands in the Elwha River Watershed.

Describe the level of involvement and support from the community for the transfer, including local citizens, local organizations, local elected officials, interest groups, volunteers, public agencies, and others.

The City of Port Angeles has received a substantial number of complaints and concerns regarding the protection of these State forest lands. No less than 228 emails have been received by Council and staff. City Council has taken action on multiple occasions to protect and support the integrity of the Elwha Watershed. These actions have included proclamations, letters, direction to staff and support of local organizations working towards the same results. City Council has held Open Public Meetings where discussion of protecting these portions of our watershed have been included. Those meetings took place on October 18, 2022, September 20, 2022, April 4, 2023, May 16, 2023, September 5, 2023 and September 15, 2023. City representatives have attended multiple Board of Natural Resource meetings, and County Commission meetings providing testimony on the protection of these watershed lands.

A broad group of residents, organizations and state and local lawmakers have voiced their support for protecting forests in the Elwha River Watershed. Nearly 2,500 people have sent letters seeking cancellation of the Power Plant timber sale.

Explain any known opposition to the transfer and any efforts to mitigate or address this opposition. Provide an explanation of why the transfer should move forward despite any community opposition.

There is no known opposition to the transfer. Emails directed to City Council have been for the protection of this forestland and watershed rather than against. Of the 228 emails referenced in the above question only one was in opposition to the Council's position. While some concerns may arise from junior taxing districts, most of those districts depend on the long term protection of the Elwha River water supply for their viability.

Describe any outreach efforts specifically to overburdened communities, underserved populations, or vulnerable populations, and summarize any feedback received from these groups.

The City of Port Angeles is largely made up of a population that can be classified within Federal guidelines as one that is an overburdened community that is also underserved and vulnerable population as this community is heavily reliant on our tourism industry as a major economic driver. The tourism sector of the community economic survivability is largely dependent on the responsible use of an ever vulnerable reliable water supply.

Specific outreach activities have centered around the discussions at City Council meeting forums and discussions, local housing community events and at forums for residents and staff to discuss water concerns such as at the County Fair.

The community is well aware of the vulnerability of the city only having but a single source of drinking water through the Elwha River and our need to continually protect that precious resource especially in these times of post Elwha River Dam Removal. Additional reminders of the importance to protect the Elwha River watershed flows and the precarious conditions present with a single source of life sustaining water on our residents especially given the annual water conservation emergency directives that they receive when the flows of the Elwha River reach perilous levels during mid to late summer into the fall months of the year.

➤ *Criteria Two: Ecological Values*

Ecological values are the water, minerals, biota, and other factors that make up natural ecosystems and support native life forms. Examples of high ecological values include but are not limited to the following:

- Habitat for fish and wildlife species, including federal or state endangered, threatened, or sensitive species; and/or wide-ranging migratory species, especially winter range for these species.
- Opportunities to create larger blocks of high-quality habitat.

- Federal or state endangered, threatened, or sensitive plant species.
- Forests that meet the definition of old growth in DNR's *Policy for Sustainable Forests*.
- Other ecological traits that make this parcel significant on a global, regional, state, ecosystem, or watershed level.

Describe the specific ecological values of the proposed transfer. Include the ecological and biological quality of wildlife habitat and the habitat's role in supporting these species. If discussing endangered, threatened, or sensitive plant species, do not provide specific location information.

Forested parcels in the Elwha Watershed offer very high quality habitat due to the mix of forest age classes and forest types found within it, in particular the structurally complex older forest, with large diameter Douglas -fir and western red cedar trees. This whole area occurs within the rainshadow of the Olympic Mountains, resulting in unique forests which have adapted to the relatively dry climate conditions and occur only in this limited geographic area. The parcels offer high quality habitat for a broad mix of species, from amphibians to passerine birds. Importantly, these forests are contiguous with documented habitat for the endangered marbled murrelet. The forests in the Elwha Watershed, and especially these parcels adjacent to the Elwha River, play an important part in restoration of the watershed where over \$360 million dollars has been spent to restore native fish populations including federally listed Bull Trout and Chinook. Intact forest structure is an essential component of a hydrologic cycle beneficial to fish retain and cool surface water, reduce sediment delivery to the Elwha and guard against low flows in the summer..

Older forests such as those included in these parcels provide the additional important ecological benefit of storing and sequestering atmospheric carbon. Maintaining intact forests as well as reducing road construction associated with logging prevents the carbon loss to the atmosphere from the logging, and maintains the impressive carbon capturing power older forests provide.

Lastly, these forests enhance the climate resilience to climate stressors, and reducing the risks of blowdown, wildlife, landslides and flooding.

Describe the proximity of this parcel to other conserved areas (public, private, or tribal). Will this transfer create larger blocks of quality habitat?

These parcels are adjacent to the Elwha Project Lands, areas conserved as part of the Elwha dam removal project. They link to the Olympic National Park, thus increasing the connectivity between less disturbed forest tracts south to north along the Elwha and creating and enhancing blocks of larger quality habitat used by many species including elk, deer, cougars and bears.

These parcels are in close proximity to the Lower Elwha Klallam Tribe Creation site a location that is highly important to the Tribe's culture and history.

Describe the stewardship or management practices of the receiving agency to perpetuate the ecological values of the parcel. For example, does the agency have the ability to manage, monitor, and protect these values once the parcel is transferred? How would the parcel fit within long-term management plans?

The City of Port Angeles is a full-service city providing residents with a staff who routinely professionally practice in the areas of land management stewardship, Civil and Environmental Engineering and one with a fully staffed fulltime employee Fire Department. The City is well positioned to protect the ecological values of this parcel as a protective armor watershed especially given that it is a key sustainability component for the viability of our community. Protection of the Elwha River watershed is a major component of our Water Management Plan and is embraced in the mission and values expressed in our Climate Resiliency Plan. Management of this parcel is in the long term interest of the city and as such will be an important component of our long-term management plan.

➤ **Criteria Three: Economic Values**

This criterion addresses the potential positive or negative economic impact of the proposed transfer on local economic industries and the extent of those impacts. Examples of economic industries include but are not limited to the following:

- Local recreation
- Local tourism
- Forest products
- Non-forest products
- Local public services
- Shellfish
- Agriculture

In your answer, do not address the impacts to local industries of ceasing DNR's trust management activities on the parcel, now or in the future. Examples of these activities include timber harvest or leases for agriculture, grazing, or other uses. If a parcel is being nominated for this program, chances are that few, if any, of these activities are occurring on the parcel now, and the potential for these activities occurring in the future is low. DNR assesses this potential in detail when it conducts the "best interests of the trusts" analysis.

Instead, address the potential economic implications (positive or negative) of the parcel becoming a park, open space, nature preserve, or similar designation. For example, will the transfer:

- Attract more visitors to the area, who will spend money with local businesses?
- Provide additional protection of water resources, which will protect a local fish or shellfish industry?
- Affect agriculture, timber harvest, grazing, or other revenue-generating activities currently occurring on adjacent or nearby private properties?

- Affect future development plans for the local area?
- Affect the delivery of public services, such as a water pipeline, transmission line, or other infrastructure?

Describe the positive economic values of this transfer.

The City of Port Angeles has 13 large employers that produce in excess of 100 jobs each. All of these employers rely heavily on a consistent and dependable water supply. For most, their business model would not succeed without potable and industrial water. Therefore our jobs and local businesses that depend on the Elwha water supply are critical to maintaining our limited economic base. Port Angeles is also the economic center of the Olympic Peninsula with well over 400 businesses that rely on adequate fire flow via City services and the Elwha River. By protecting all of the subject parcels and ultimately the watershed the jobs of hundreds of businesses will be retained. Port Angeles sees over 3 million tourists annually and our tourism sector is a major driver in the local economy. The subject parcels host critical segments of the Olympic Discover Trail Adventure system which host numerous events annually. These events generate overnight stays and service industry activity that sustains the area economy. Protecting these properties helps maintain the environmental quality that enables the Olympic Peninsula to be a tourist destination. For visitors and locals the parcels maintain accessible cover of salal, ferns, mosses and berries harvested for sale for flower arrangement and holiday decorations. The parcels identified have limited economic viability from irregular timber harvest due to encumbrances and the need to protect their many unique environmental characteristics.

Describe the negative economic values of this transfer, and any potential strategies for mitigating those impacts.

There may be some short-term timber revenue loss to junior taxing districts and temporary or short-term loss of jobs. Strategies for the transfer will include working with local taxing districts and state legislators to mitigate impacts until replaced timber lands are acquired.

➤ Criteria Four: Public Benefits

A public benefit is something that has a positive effect on the general public or one or more groups of people. Examples of public benefits include but are not limited to the following:

- Park, open space, nature preserve, or similar designation
- Opportunities for resource-based recreation that are scarce or unavailable in the local area
- ADA-accessible recreation opportunities
- Distinctive scenic or aesthetic features
- Documented archeological, non-tribal cultural, or historically significant sites (Indicate if these features are present but do not describe them or indicate where on the parcel they are located)
- Scientific research opportunities and outdoor education opportunities

Describe the current public benefits provided by the parcel. Including any existing recreational uses.

The public benefits provided by these parcels include recreational and ecosystem services.

Access to conserved lands, trails, and parks is crucial to quality of life. Research shows that conservation and open spaces promote our well-being and improves both both physical and mental health. Recreational use of this parcel includes birding, hiking, walking, trail running, mountain biking, gravel biking, climbing, horseback riding, trail and trials motorcycle use. These activities occur not only on or near the Olympic Adventure Route, but also through networks of informal trails spread throughout the parcels.

We do not have any adequate mechanism to economically calculate the many and valuable public benefits provided by the ecosystem services these parcels provide. Mature forest canopy and associated soils improve water quality by capturing precipitation, filtering surface pollutants, and slowing runoff, therefore keeping surface water cool and maintaining in-stream summer flows. Further, forests remove air pollutants that endanger human health and damage structures.

These mature forests provide the public benefit of mitigating the effects of climate change.

Public benefit related to City of Port Angeles water supply.

Describe the public benefits that would result from the transfer. For example, transferring this parcel could expand existing public recreational access to the parcel, or provide new access.

The main public benefit is to further bolster the security of the City and County water supply. Short-term job loss associated with a decrease in logging activities in the transferred parcels, is mitigated by the local economic benefits of a more secure water supply, enhanced recreation and tourism, and increased job opportunities in ecological forest management. The transfer also will further opportunities that promote non-timber forest practices such as: harvesting berries, salal etc. The City would further highlight the high value of ecosystem services already identified in the DNR report entitled Trust Lands Performance Assessment Project: Charting a Course for the Future (https://www.dnr.wa.gov/publications/em_tlpalege_report_complete.pdf). This report illustrates an annual value of ecosystem services in the amount of \$990 million and the social cost of carbon of forested areas as \$16.56 billion.

Identify the communities that would be served by the parcel, including any overburdened community, underserved population, or vulnerable population that might receive direct public benefits from this transfer.

The City of Port Angeles, Clallam County residents will be directly served by the protection of these parcels. The City transmits water to the Clallam Public Utility District beyond City boundaries serving over 30% of the County's population. Dry Creek Water and the Lower Elwha Klallam Tribe also rely heavily on the Elwha River for water. Port Angeles has long been an economically disadvantaged community with income levels far below the State average. Our local underserved populations will continue to benefit from the non-forest timber products accessible throughout these parcels.

Describe how the proximity of the proposed transfer to these communities may increase the benefits you describe.

Local access to recreational opportunities and non-forest timber products will be retained. The proximity to Port Angeles and other underserved communities enables easy access for local needs.

Cite any publicly reviewed or adopted plans that support the need for the public benefits identified. Provide a link to these plans if available.

<https://www.cityofpa.us/DocumentCenter/View/5994/Water-System-Plan-2018?bidId=> Water System Management Plan

<https://www.cityofpa.us/DocumentCenter/View/11771/2022-Climate-Resiliency-Plan---Final> Climate Resiliency Plan.

<https://www.cityofpa.us/937/Comprehensive-Plan>

Part D: Receiving Agency

How will the receiving agency manage this parcel? Will the parcel be managed as a park, open space, nature preserve, or similar designation? Include information on how you will preserve the parcel's ecological values and public benefits. If the parcel is forested, describe plans (if any) to maintain or improve forest health and reduce wildfire risk.

The City of Port Angeles will manage these parcels as open space. Recreational access will be maintained. Where needed to improve forest health and reduce wildfire risk, the City may elect to develop forest management plans under which ecological forest methods including selective forest thinning might be applied.

Is there a comprehensive or landscape management plan that would apply to this parcel once it is transferred? If yes, include a hyperlink to the plan, if available.

See plans mentioned above most specifically the Water Systems Management Plan and Climate Resiliency Plans. Additional plans will be developed as necessary upon transfer.

<https://www.cityofpa.us/DocumentCenter/View/5994/Water-System-Plan-2018?bidId=> Water System Management Plan

<https://www.cityofpa.us/DocumentCenter/View/11771/2022-Climate-Resiliency-Plan---Final> Climate Resiliency Plan

Has the acquisition of this parcel been identified in planning documents as a priority? If yes, briefly explain why:

The acquisitions of these specific parcels have not been called out in planning documents, however, the motives for the transfer are incorporated throughout City policy documents with the message being protect the City's water supply. As noted in prior responses multiple Council actions have also recently been taken which effectively act as City policy. Most notable is the City Council action at the September 19th meeting where Council considered and approved the TLT approach and authorized the submission of the application.

How will the receiving agency fund the management of this parcel?

The City of Port Angeles works with numerous non-profit partners that assist with maintaining public properties and facilities. The City also has over 250 employees. Protection of the Elwha River watershed is a key component of our Water Management Plan and is embraced in the mission and values expressed in our Climate Resiliency Plan. Management of this parcel is in the long term interest of the city and as such will be an important component of our long-term management plan.

Part E: Summary Statement

In 300 words or fewer, summarize why you think this parcel is a good candidate for the TLT program.

The parcels identified are critical contributors to the Elwha River water supply and therefore impact a large portion of the Clallam County water supply for residents and businesses alike. Department of Natural Resources (DNR) standard practices for these properties lack the protection necessary to ensure the timberlands within these parcels protect critical watershed infiltration. Even with DNR standard practices timber harvest should not occur on slopes equal to or greater than 35%. Calculations for slopes equal to or greater than 35% within the proposed TLT area is 1,498 acres. The forests within these parcels act as an infiltration bank that maintain healthy flows of tributaries and groundwater into the Elwha River. A transfer to the City will ensure the the protection of the watershed is at the forefront of parcel planning and management.

Part F: Signatures

➤ *Applicant*

The information I have provided is true to the best of my knowledge.

Nathan A. West

Signature

09/29/2023

Date

City Manager

Job Title (if any)

City of Port Angeles

Professional affiliation (if any)

➤ *Receiving Agency**

*If the receiving agency is acting as the applicant, check this box and leave rest of this section blank.



I have reviewed this application and the information is true to the best of my knowledge.

Signature

Date

Job Title

Professional affiliation (if any)

Part G: Glossary

Old-growth forest: Per DNR's *Policy for Sustainable Forests*, forest stands of at least 5 acres that are in the most structurally complex stage of stand development, sometimes referred to as the fully functional stage of stand development, with a natural origin date prior to 1850, generally considered the start of European settlement in the Pacific Northwest. Examples of structural complexity include multiple canopy layers, snags, gaps in the forest canopy, and fallen trees on the forest floor.

Overburdened community: A geographic area where vulnerable populations face combined, multiple environmental harms and health impacts, and includes, but is not limited to, highly impacted communities as defined in RCW 19.405.020 (ESSSB 5141 Sec. 2 (11)). "Highly impacted community" means a community designated by the department of health based on cumulative impact analyses in RCW 19.405.140 or a community located in census tracts that are fully or partially in "Indian country" as defined in 18 U.S.C. Sec. 1151.

Resource-based outdoor recreation: Outdoor recreation that is dependent on a particular element or combination of elements in the natural and cultural environments that cannot be easily duplicated by humans. Examples include but are not limited to trail use, camping, boating, swimming, picnicking, and nature study.

Underserved populations: Populations who face barriers in accessing victim services, and includes populations underserved because of geographic location or religion, underserved racial or ethnic populations, populations underserved because of special needs (such as language barriers, disabilities, alienage status, or age) and any other population determined to be underserved by the Attorney General or the Secretary of Health and Human Services, as appropriate (34 USC § 12291(a)(39)).

Vulnerable populations: Population groups that are more likely to be at higher risk for poor health outcomes in response to environmental harms (ESSSB 5141 Sec. 2 (14)). "Vulnerable populations" includes, but is not limited to: (i) Racial or ethnic minorities; 11 (ii) Low-income populations; 12 13 (iii) Populations disproportionately impacted by environmental harms; and 14 15 (iv) Populations of workers experiencing environmental harms.

Name	DNR Parcel Sys	DNR Parcel Acres	Section	Zoning	Trust
Parched	5621	31	T30 R6W s23	RCC3 and/or RCC5	State Board Transfer
Parched	5622	21	T30 R6W s23	RCC3 and/or RCC5	State Board Transfer
Parched	5624	44	T30 R6W s23	RCC3 and/or RCC5	Common Schools and Indemnity
Parched	16442	42	T30 R6W s23	RCC3 and/or RCC5	Common Schools and Indemnity
Parched	5620	279	T30 R6W s23	RCC3 and/or RCC5	State Board Transfer
Parched	5623	21	T30 R6W s23	RCC3 and/or RCC5	State Board Transfer
Parched	16441	227	T30 R6W s23	RCC3 and/or RCC5	Common Schools and Indemnity
Parched Total		665			

Elwha West	5594	40	T30 N R7W s9	RCC3 and/or RCC5	
Elwha West	5600	45	T30 N R7W s10	RCC3 and/or RCC5	
Elwha West	5595	86	T30 N R7W s10	RCC3 and/or RCC5	
Elwha West	5602	181	T30 N R7W s16	RCC3 and/or RCC5	
Elwha West	5603	5	T30 N R7W s16	RCC3 and/or RCC5	
Elwha West	5601	72	T30 N R7W s15	RCC3 and/or RCC5	
Elwha West	5605	80	T30 N R7W s16	RCC3 and/or RCC5	
Elwha West	5615	194	T30 N R7W s21	RCC3 and/or RCC5	
Elwha West	11643	78	T30 N R7W s21	RCC3 and/or RCC5	
Elwha West		781			

Elwha East	5597	189	T30 N R7W s14	RCC3 and/or RCC5	
Elwha East	5598	10	T30 N R7W s14	RCC3 and/or RCC5	
Elwha East	5599	31	T30 N R7W s15	RCC3 and/or RCC5	
Elwha East	5617	42	T30 N R7W s22	RCC3 and/or RCC5	
Elwha East	5618	105	T30 N R7W s22	RCC3 and/or RCC5	
Elwha East	5619	15	T30 N R7W s22	RCC3 and/or RCC5	
Elwha East	5626	252	T30 N R7W s25	RCC3 and/or RCC5	
Elwha East	5629	346	T30 N R7W s29	RCC3 and/or RCC5	
Elwha East	5627	42	T30 N R7W s26	RCC3 and/or RCC5	
Elwha East	116393	41	T30 N R7W s26	RCC3 and/or RCC5	
Elwha East	116427	26	T30 N R7W s22	RCC3 and/or RCC5	
Elwha East	116428	4	T30 N R7W s22	RCC3 and/or RCC5	
Elwha East	116429	78	T30 N R7W s22	RCC3 and/or RCC5	
Elwha East	116434	277	T30 N R7W s26	RCC3 and/or RCC5	
Elwha East	116435	106	T30 N R7W s25	RCC3 and/or RCC5	
Elwha East Total		1564			

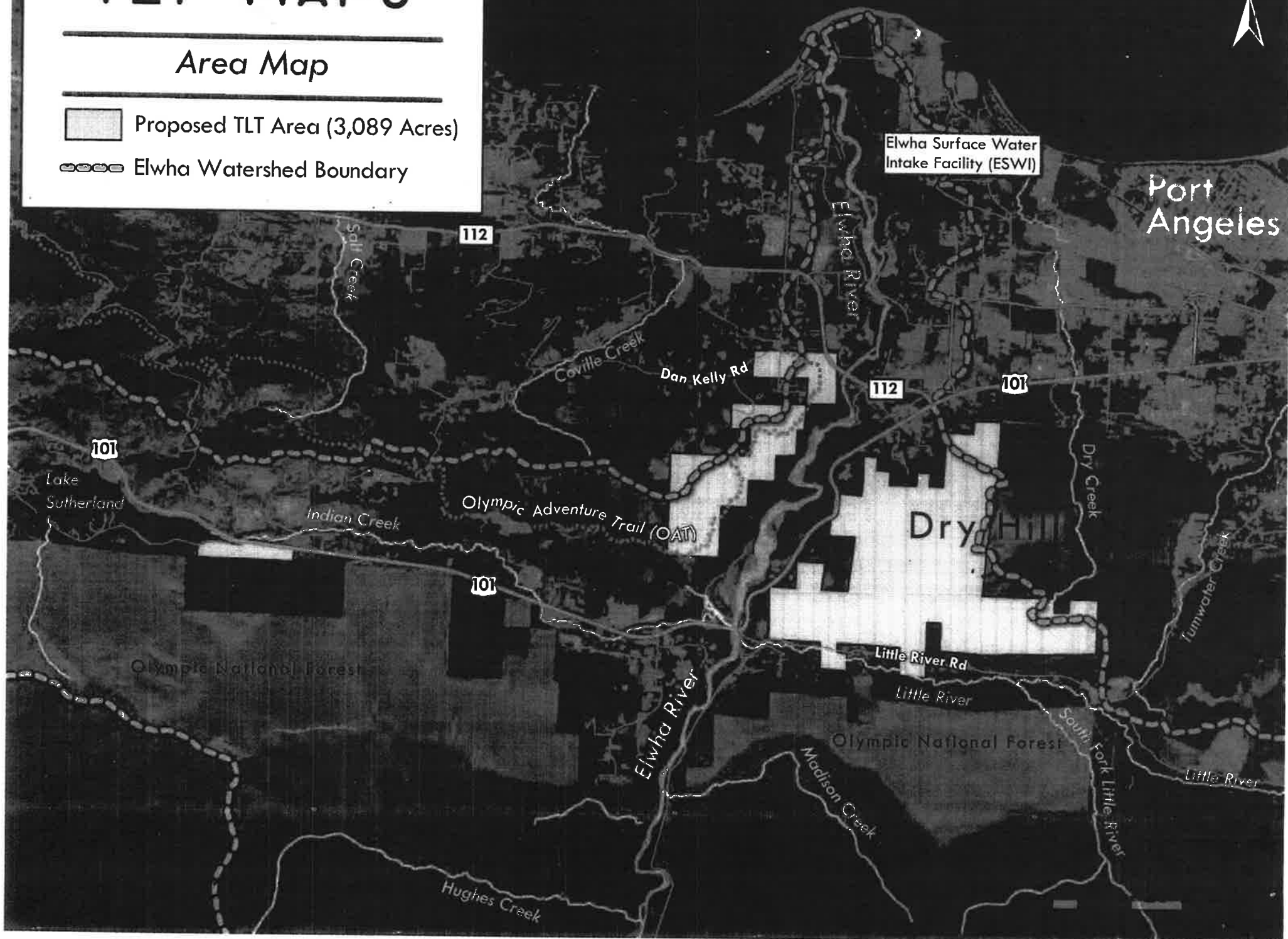
Indian Creek	5669	37	T30 N R8W s22	RCC3 and/or RCC5	
Indian Creek	5671	42	T30 N R8W s23	RCC3 and/or RCC5	
Indian Creek Total		79			

Elwha Watershed Protection Project Acreage Total **3089**

TLT MAPS

Area Map

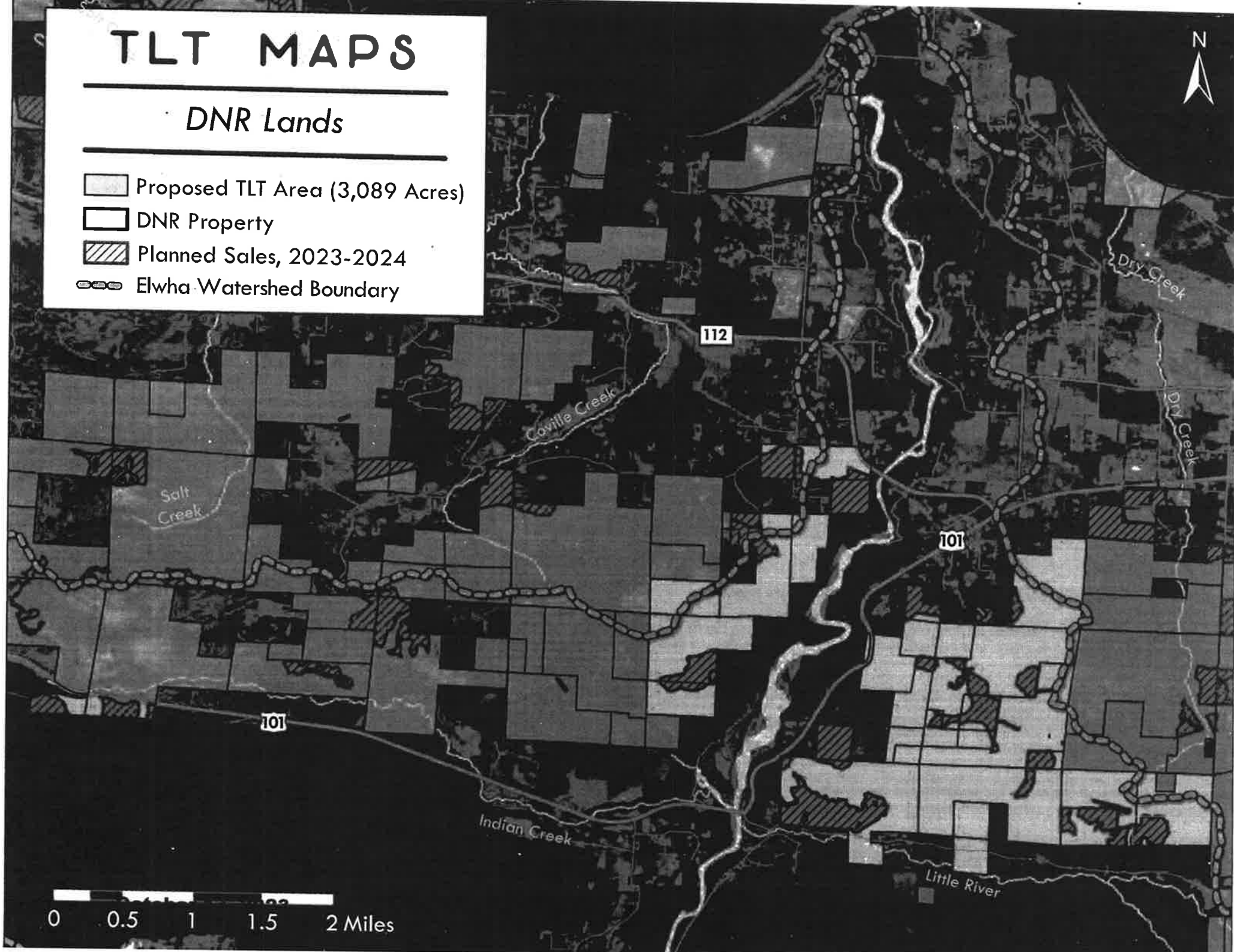
-  Proposed TLT Area (3,089 Acres)
-  Elwha Watershed Boundary



TLT MAPS

DNR Lands

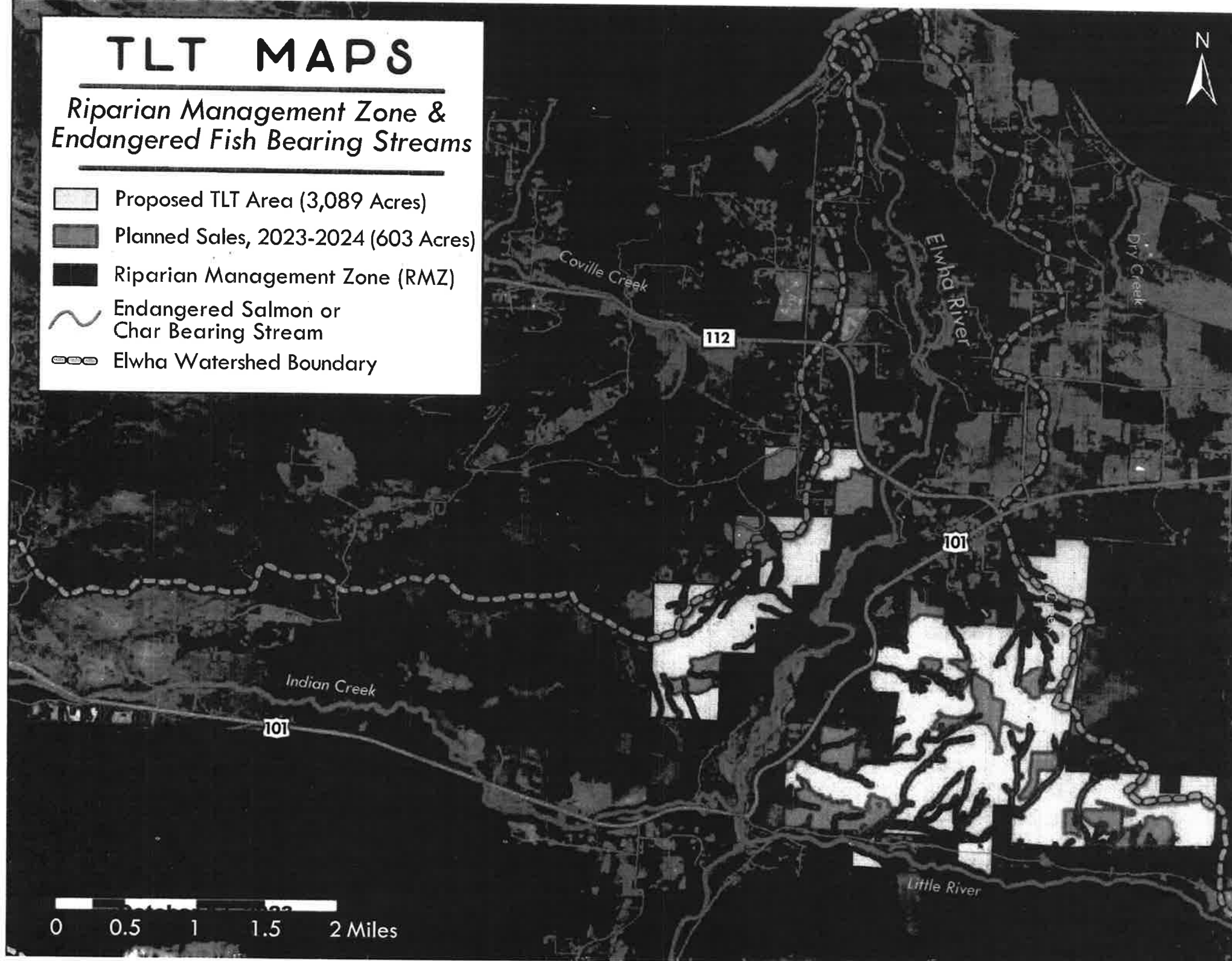
-  Proposed TLT Area (3,089 Acres)
-  DNR Property
-  Planned Sales, 2023-2024
-  Elwha Watershed Boundary



TLT MAPS

Riparian Management Zone & Endangered Fish Bearing Streams

-  Proposed TLT Area (3,089 Acres)
-  Planned Sales, 2023-2024 (603 Acres)
-  Riparian Management Zone (RMZ)
-  Endangered Salmon or Char Bearing Stream
-  Elwha Watershed Boundary



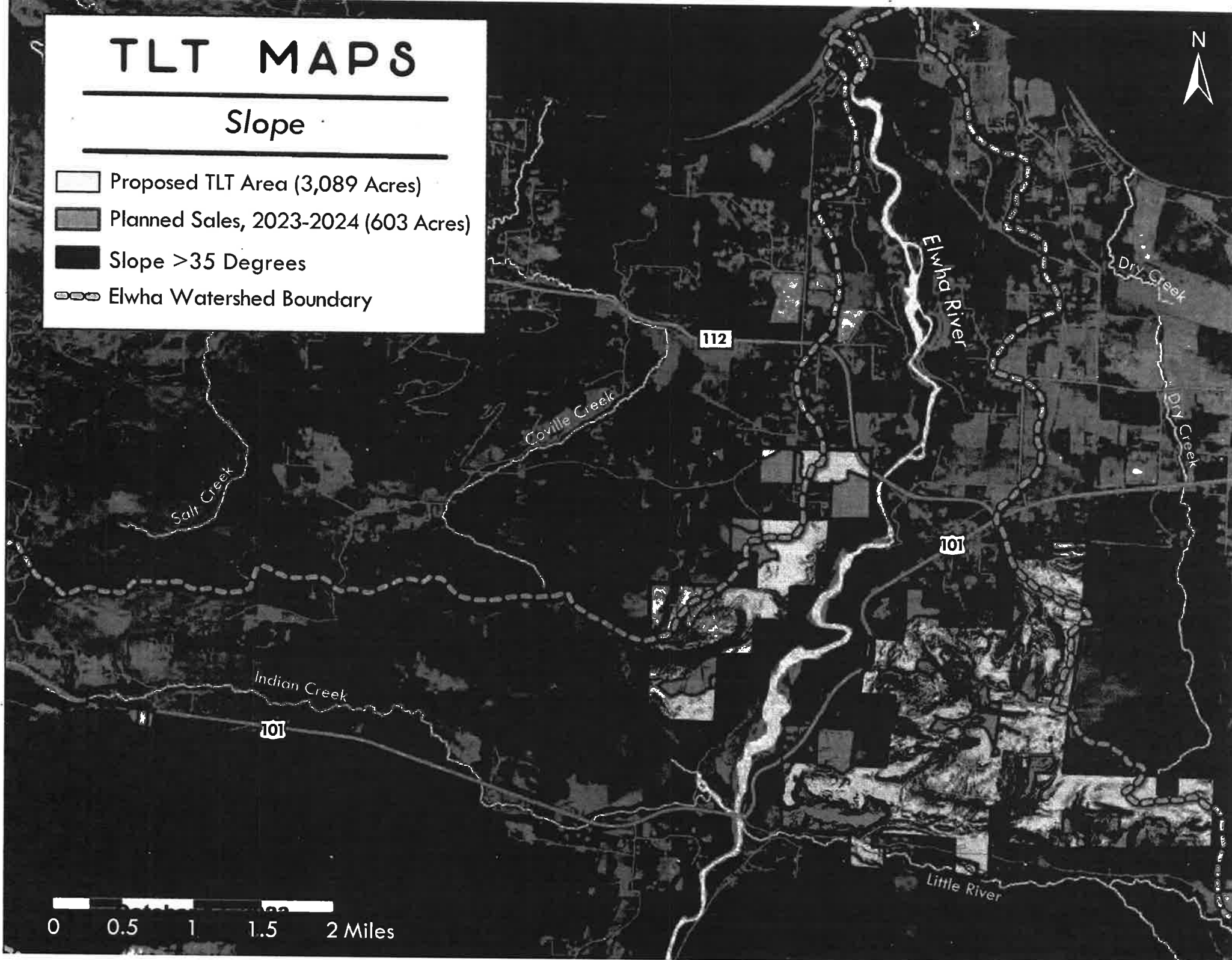
TLT MAPS

Slope

- Proposed TLT Area (3,089 Acres)
- Planned Sales, 2023-2024 (603 Acres)
- Slope >35 Degrees
- Elwha Watershed Boundary



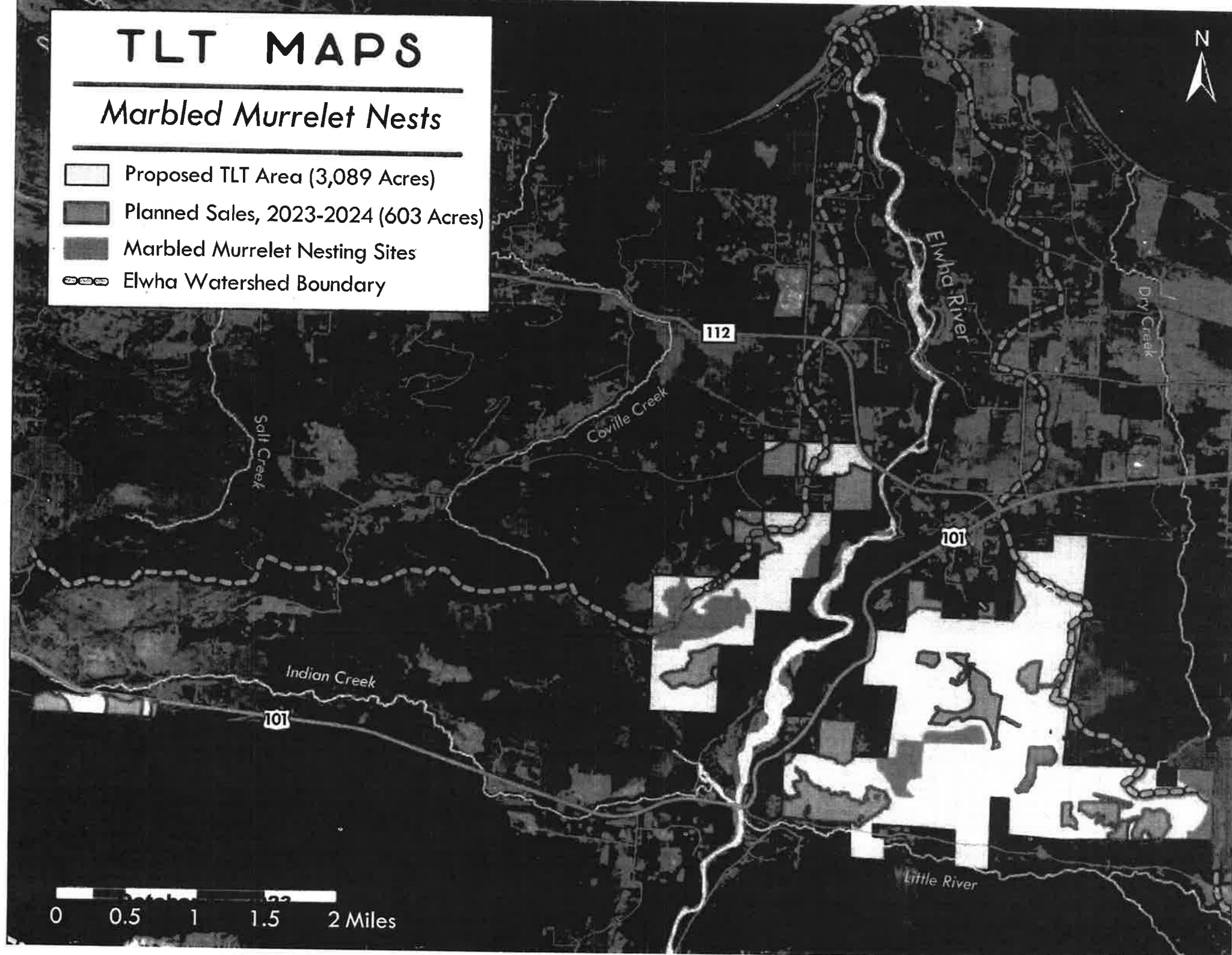
0 0.5 1 1.5 2 Miles



TLT MAPS

Marbled Murrelet Nests

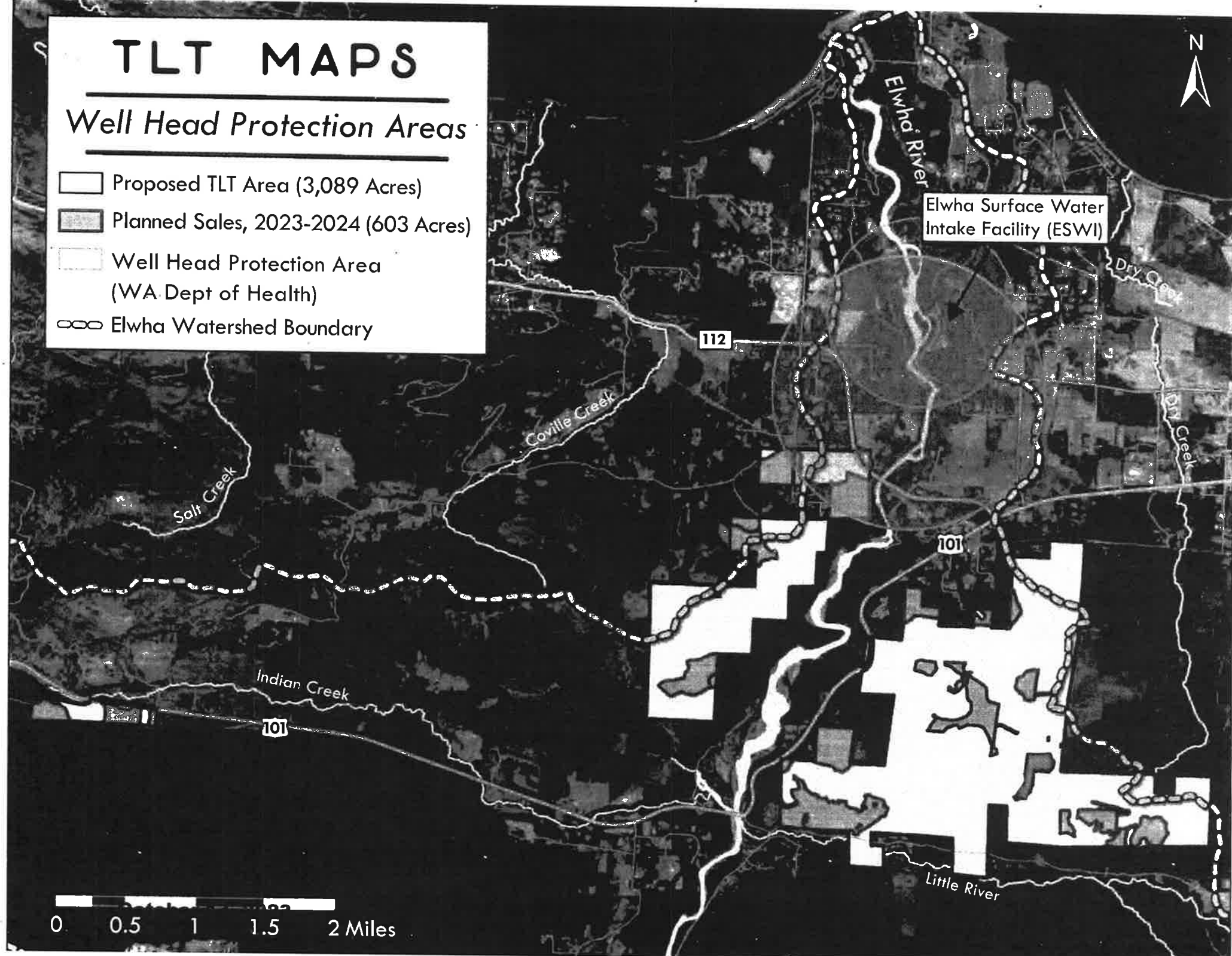
-  Proposed TLT Area (3,089 Acres)
-  Planned Sales, 2023-2024 (603 Acres)
-  Marbled Murrelet Nesting Sites
-  Elwha Watershed Boundary



TLT MAPS

Well Head Protection Areas

- Proposed TLT Area (3,089 Acres)
- Planned Sales, 2023-2024 (603 Acres)
- Well Head Protection Area (WA Dept of Health)
- Elwha Watershed Boundary



0 0.5 1 1.5 2 Miles



PORT ANGELES
WASHINGTON, U.S.

321 East Fifth Street
Port Angeles, WA 98362

September 29, 2023

Robin Hammill
TLT Program Manager
MS 47014
Olympia, WA 98504

Re: Letter of Intent - Nomination of a Parcel of State Trust Lands for the Trust Land Transfer (TLT) Program

Dear Robin Hammill,

The City of Port Angeles hereby presents the Trust Lands Transfer Program Application for the Elwha Watershed Protection Project. As required by the application, the intent of this letter is to verify the City Council of the City of Port Angeles through Council action taken on September 19, 2023, directed the City Manager to submit a Trust Land Transfer application to DNR no later than September 30, 2023 to protect the forest within the Elwha Watershed. Additionally, Council's motion stated the City should also continue to pursue options for Department of Natural Resources to use these properties for but not limited to carbon sequestration, other legislative fixes that address watershed protection, additional ownership options and potential property management solutions. Furthermore, this letter is intended to communicate that I, City Manager Nathan West, is authorized as the individual with the authority to accept the transferred parcel on behalf of the City.

The City will continue to oppose the State logging in the Elwha River Watershed, until such time that we can proactively and collectively discuss a long-term plan for harvests that protects the river and our community's water supply. As we have shared previously, the Elwha River is the water source which serves our entire community and over 25% of the county-wide drinking water.

We believe this issue is relevant to all citizens within the city and county as our residents and employers rely heavily on an ongoing and adequate water supply. Thank you in advance for your review and consideration of this important application.

Sincerely,

Nathan A. West
City Manager
City of Port Angeles

October 17, 2023

L - 26



Legislative Building

Washington State Legislature

Olympia, WA 98504-0600

September 26, 2023

Robin Hammill
Department of Natural Resources
Trust Land Transfer Program Manager

Re: City of Port Angeles' TLT Application – Elwha River Watershed

Dear Ms. Hammill:

I am writing to express my support for the City of Port Angeles' nomination of parcels within the Elwha River Watershed for the trust land transfer program in the 2025-27 biennium.

The City of Port Angeles is an underserved rural community that relies on the Elwha River as its sole source of drinking and industrial water. Port Angeles City management and Council has expressed valid concerns that logging in the Elwha Watershed compromises efforts to restore endangered salmon habitat; threatens other endangered and recovering species; destroys essential carbon sinks; and threatens the City's sole drinking water source.

The iconic Elwha River is important to all Washingtonians and remains the largest completed dam removal project in U.S. history. The federal government spent \$327 million in Elwha River restoration post-dam removal. Transferring these forests out of the trust so that they are no longer subject to industrial logging compliments the larger scale restoration efforts and is an essential step toward restoring the ecosystem, preserving cultural areas of importance, protecting designated marbled murrelet areas, and securing vital sole source water supply for over 30,000 people. It also presents a significant economic opportunity to secure better suited timber for harvest away from environmentally sensitive areas found in the Elwha Watershed.

Sincerely,

A handwritten signature in black ink, appearing to read "M.C. Chapman".

Representative Mike Chapman
24th Legislative District

Protect Forests in the Elwha Watershed



WHEREAS the Elwha River Watershed is in a state of recovery after the removal of two dams, and the water quality and quantity of the Elwha River are essential for the health of both salmon species and the people of Clallam County; and

WHEREAS the Forest lands in the Elwha River Watershed play a critical role in mitigating climate change by absorbing and sequestering carbon dioxide; and

WHEREAS the Washington Department of Natural Resources (DNR), led by Commissioner of Public Lands Hilary Franz, continues to propose logging of older forests in the Elwha River Watershed, including forests within the proximity of the river itself, known by the sales names "Power Plant" and "TCB23"; and

WHEREAS the harvesting of timber of said forest will compromise efforts to restore salmon habitat, affect other recovering species, destroy important essential carbon sinks, threaten the sole drinking water source for the City of Port Angeles and over 25% of Clallam County, and diminish recreational value to the community; and

WHEREAS our Legislative District Representative Mike Chapman has stood up for his constituents in opposition to the proposed timber harvests designated as TCB23, and Power Plant forests;

THEREFORE, BE IT RESOLVED that the 24th Legislative District Democrats call upon Hilary Franz, Public Lands Commissioner, to direct the Department of Natural Resources (DNR) to:

1. delay or cancel the timber sales known as TCB23 and Power Plant;
2. evaluate these important stands relative to the Elwha River Watershed and the protection of steep slopes located between these stands and the river; and
3. pause all timber sales on State lands in the Elwha River Watershed until there can be proactive and collective discussion of a long-term plan for harvests that protect the Elwha River; and

THEREFORE, BE IT FINALLY RESOLVED that copies of this resolution be sent to Commissioner of Public Lands, Hilary Franz; State Representatives Mike Chapman and Steve Tharinger; State Senator Kevin van de Wege; Clallam Board of County Commissioners; Port Angeles City Manager

Submitted by:

Ellen Menshew, Executive Board LD24 and Brian Grad, Resolutions Committee, Clallam County Democrats
Reviewed and approved by Resolutions Committee of the 24th LD Democrats, August 29, 2023

Adopted by the Members on September 13, 2023.

Bruce Cowan, Chair, mrbrucecowan@gmail.com 360-774-6678

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RESOLUTION 23 - 02

Protect Forests in the Elwha Watershed

WHEREAS the Elwha River Watershed is in a state of recovery after the removal of two dams, and the water quality and quantity of the Elwha River are essential for the health of both salmon species and the people of Clallam County; and

WHEREAS the Forest lands in the Elwha River Watershed play a critical role in mitigating climate change by absorbing and sequestering carbon dioxide; and

WHEREAS the Washington Department of Natural Resources (DNR), led by Commissioner of Public Lands Hilary Franz, continues to propose logging of older forests in the Elwha River Watershed, including forests within the proximity of the river itself, known by the sales names "Power Plant" and "TCB23"; and

WHEREAS the harvesting of timber of said forest will compromise efforts to restore salmon habitat, affect other recovering species, destroy important essential carbon sinks, threaten the sole drinking water source for the City of Port Angeles and over 25% of Clallam County, and diminish recreational value to the community; and

WHEREAS our Legislative District Representative Mike Chapman has stood up for his constituents in opposition to the proposed timber harvests designated as TCB23, and Power Plant forests;

THEREFORE, BE IT RESOLVED that the 24th Legislative District Democrats call upon Hilary Franz, Public Lands Commissioner, to direct the Department of Natural Resources (DNR) to:

1. delay or cancel the timber sales known as TCB23 and Power Plant;
2. evaluate these important stands relative to the Elwha River Watershed and the protection of steep slopes located between these stands and the river; and
3. pause all timber sales on State lands in the Elwha River Watershed until there can be proactive and collective discussion of a long-term plan for harvests that protect the Elwha River; and

THEREFORE, BE IT FINALLY RESOLVED that copies of this resolution be sent to Commissioner of Public Lands, Hilary Franz; State Representatives Mike Chapman and Steve Tharinger; State Senator Kevin van de Wege; Clallam Board of County Commissioners; Port Angeles City Manager

Submitted by:

Ellen Menshew, Executive Board LD24, menshewmom@gmail.com, (360) 477-5104

Brian Grad, Resolutions Committee, Clallam County Democrats, briansway51@gmail.com, (360) 620-4036

***Adopted by the Membership of the Clallam County Democrats
September 9, 2023***



Public Comment
Ed Bauer
10/17/23

October 17, 2023

City of Port Angeles Council Meeting Agenda

This meeting will be conducted as a hybrid meeting. In hybrid meetings, members of the public, Council members, and City staff have the option to attend the meeting in person, in Council chambers at City Hall located at 321 East 5th Street, Port Angeles, or remotely via telephone or video link.

The Mayor may determine the order of business for a particular City Council meeting. The agenda should be arranged to best serve the needs and/or convenience of the Council and the public. The Mayor will determine time of break. Hearing devices are available for those needing assistance. The items of business for regular Council meetings may include the following:

A. Call to Order – Special Meeting at 5:30 p.m. – An Executive Session under RCW 42.30.110(1)(i) to discuss potential litigation with legal counsel.

Call to Order – Regular Meeting at 6:00 p.m.

B. Roll Call, Pledge of Allegiance

Ceremonial Matters, Proclamations & Employee Recognitions

1. Arbor Day Proclamation

C. Public Comment

The City Council desires to allow the opportunity for Public Comment. However, the business of the City must proceed in an orderly and timely manner. Visit <https://www.cityofpa.us/Live-Virtual-Meetings> to learn how to participate during public comment and or watch the meeting live. Written public comments can be submitted to: council@cityofpa.us, comments will not be read aloud.

To provide pre-recorded messages to the City Council by phone, please call 360-417-4504. Messages received will be made a part of the final record. Comments should be received by 2:00 p.m. Tuesday, October 17, 2023.

For audio only please call: 1-844-992-4726

Webinar number: 2552 902 1149

Webinar password: MMr3Kupvw48 (66735878 from phones and video systems)

Once connected, press *3 to raise your virtual hand if you wish to make a comment or public testimony. You will be notified when it is your turn to speak.

Webex link: <https://cityofpa.webex.com/cityofpa/j.php?MTID=mbed6e845d1af040662a48eeb07ea94d5>

If you wish to speak during public comment or provide public testimony, use the “raise your hand” feature in Webex. You will be notified when it is your turn to speak. These access codes are good for the October 17, 2023 meeting only.

Members of the public may address the City Council at the beginning and end of any Regular Meeting under "Public Comment." During the "Public Comment" portion of the meeting, individuals may speak to agenda items, except those scheduled for a Public Hearing. The City Council desires to allow the opportunity for Public Comment. However, the business of the City must proceed in an orderly, timely manner. At any time, the presiding officer, in the presiding officer's sole discretion, may set such reasonable limits as are necessary to prevent disruption of other necessary business. At its most restrictive, Public Comment shall be limited to a total of 15 minutes for the first Public Comment period and shall be concluded not later than 9:45 for the second Public Comment period. Individuals may speak for three (3) minutes or less, depending on the number of people wishing to speak. If more than 20 people are signed up to speak each speaker may be allocated two (2) minutes.

Individuals who are residents of the City or own businesses within the City will be called to speak first, with preference given to those who wish to speak to an item on the meeting's agenda. If time remains, the presiding officer will call other individuals wishing to

speakers, generally in the order in which they have signed in. If time is available, the presiding officer may call for additional unsigned speakers.

Persons speaking shall state their name, whether they reside within the City limits, whether they have any other pertinent connection to the City, and whether they are appearing as the representative of an organization. *Excerpts: Council Rules of Procedure Section 12*

D. Late Items

To be placed on this or future agendas, including any executive session needed during or at the end of the meeting.

E. Consent Agenda | Approve

1. City Council Minutes of September 19, 2023 / ApproveE-1
2. Expenditure Report: From September 23, 2023 and October 6, 2023 in the amount of \$2,368,209.67 / ApproveE-5
3. Corporation Yard Assessment – Professional Services Agreement (PSA-2023-03) / 1) Award a Professional Services Agreement to KPFF Consulting Engineering in the not to exceed amount of \$55,000.00 to perform a Corporation Yard Assessment and; 2) authorize the City Manager to sign all contract documents and to make minor modifications to the agreement as necessary.E-22
4. 2023 Cla-Val Valve Maintenance Contract CON-2023-34 Award Contract / 1) Award a contract to Prestige World Wide Technologies LLC for Cla-Val maintenance, contract CON-2023-34, for the total bid amount of \$28,288.00, including taxes; and; 2) authorize the City Manager to sign and execute the contract and make minor modifications to the Agreement if necessary.E-40
5. Washington Traffic Safety Commission Grant Award and Agreement / 1)Accept the grant offered by WTSC in the amount of \$15,000.00 for the purpose of coordinated high visibility enforcement and/or community outreach and; 2) authorize the City Manager to sign the required memorandum of understanding, to implement and approve all actions necessary to accomplish the purposes of the grant and; 3) to make minor modifications to the contract if necessary.E-41
6. Department of Commerce Climate Planning/Hazard Mitigation Grant / 1) Authorize City staff to submit a Climate Planning/Hazard Mitigation Grant Application to the Washington State Department of Commerce by the application deadline, 2) Direct City staff to draft an agreement with Clallam County and commit grant funding to support the preparation of an updated countywide Climate Planning/Hazard Mitigation Plan, and 3) Authorize staff to submit a letter of support signed by the Mayor to the Department of Commerce with the grant application submittal.E-58

F. Public Hearings | 6:30 p.m. or Soon Thereafter

1. Ordinance Adopting New Permit, Fire and Cemetery Fees, Updating the Fee Schedule, Creating Reporting Requirements and Revising Section 1.25.010 of the Port Angeles Municipal Code / Continue the opened Public Hearing from October 17 / Close the Public Hearing / Conduct 2nd reading of the ordinance / Continue discussion of the ordinance to the November 8 meeting F-1
2. Proposed Adjustments to the 2024 Utility Rates / Open the Public Hearing / Close the Public Hearing / Pass the resolution adjusting rates in the Electric, Solid Waste and Stormwater utilities.F-37
3. Public Hearing on the 2024 Budget Revenue Sources / View presentation / Open the Public Hearing on 2024 Revenue Sources / Close the Public Hearing..... F-78

G. Ordinances Not Requiring Council Public Hearings

1. Resolution Authorizing the Redemption of the 2013 Water and Wastewater Revenue Refunding Bonds Prior to Maturity / Pass Resolution G-1

H. Resolutions Not Requiring Council Public HearingsNone

I. Other Considerations

1. Legislative Priorities / Council discussion.....I-1

J. Contracts & Purchasing

1. Data Backup Capacity Server Purchase / ApproveJ-1

K. Council Reports

L. Information

City Manager Reports:

- 1. Past Due Utility Accounts / *Information Only*L-1
- 2. Trust Land Transfer Application / *Information Only*.....L-2

M. Second Public Comment

Follow the instructions from the first public comment period.

Adjournment

PUBLIC HEARINGS

Public hearings are set by the City Council in order to meet legal requirements. City Council may set a public hearing in order to receive public input prior to making decisions which impact citizens. Certain matters may be controversial and City Council may choose to seek public opinion through the public hearing process.

CITY COUNCIL MEETING

Port Angeles, Washington

September 19, 2023

This meeting was conducted as a hybrid meeting.

CALL TO ORDER-REGULAR MEETING

Mayor Dexter called the regular meeting of the Port Angeles City Council to order at 6:00 p.m.

ROLL CALL

Members Present: Mayor Dexter, Deputy Mayor Meyer, Council members Carr, McCaughan, Miller, Schromen-Wawrin (attending virtually) and Suggs.

Members Absent: None.

Staff Present: City Manager West, Assistant City Manager Goings, Attorney Bloor, Acting Clerk Howell, C. Delikat, J. Viada, S. Carrizosa, J. McKeen, M. Healy, S. Cartmel and B. Braudrick.

PLEDGE OF ALLEGIANCE

Mayor Dexter led the Pledge of Allegiance to the Flag.

CEREMONIAL MATTERS, PROCLAMATIONS & EMPLOYEE RECOGNITIONS

1. Constitution Week Proclamation

Mayor Dexter read a proclamation recognizing September 17th-23rd as Constitution Week and encouraged all citizens to reflect on the freedoms, rights and responsibilities guaranteed to us through the Constitution.

2. Suicide Prevention Month Proclamation

Mayor Dexter spoke to lives lost to suicide in Port Angeles and then read a proclamation, recognizing September as National Suicide Prevention Month and presented the proclamation to Chief Executive Officer Wendy Sisk from North Olympic Healthcare Network. CEO Sisk spoke to suicide rates within Clallam County, the community members who struggle with mental health, and what the community can do to help.

PUBLIC COMMENT

Laurel Cripe, city resident, gave a handout to Council and spoke against short term rentals.

Steve Workman, city resident, spoke about housing challenges in Port Angeles and against short term rentals.

Port Angeles Senior Center Manager Carmen Geyer, city resident, spoke to the need for a new HVAC system for the Center.

Eric Edmiston, city resident, spoke about the issues at home involving a curtain drain near his residence on Golf Course Rd. He provided photos to council.

James Taylor, city resident, spoke against the Transportation Benefit District Tax Increase agenda item.

Mrs. Sweetman, stated she is a resident of King County but lives on Race Street, spoke against the Race Street development project and presented a photo to the Council.

OTHER CONSIDERATIONS

1. Olympic National Park Superintendent Sula Jacobs

Superintendent Sula Jacobs introduced Deputy Superintendent Kevin Killian and spoke to updates within Olympic National Park including the wildland fire where 4,000 acres were actively on fire. Council discussion followed.

2. HVAC Upgrade of City Facilities Presentation by Trane Technologies

PORT ANGELES CITY COUNCIL MEETING – September 19, 2023

Senior Account Executive Angie Estey from Trane Technologies along with Project Developer Greg Stinson spoke to the City facilities HVAC projects including a progress update. Council discussion followed.

The Mayor recessed the meeting for a break at 7:26 p.m. The meeting reconvened at 7:33 p.m.

3. GreenLink Port Angeles - Futurewise

Futurewise Water, Fish, and Wildlife Program Manager Susannah Spock and Herrera Environmental Consultants Engineer David Cortese presented Valley Creek Restoration Master Plan that includes partnering with GreenLink Advisory Committee, a daylight feasibility study, and next steps. Council discussion followed.

LATE ITEMS TO BE PLACED ON THIS OR FUTURE AGENDAS

City Manager Nathan West placed on the agenda, *Multi-Family Tax Exemption Contracts* as agenda item E-6.

At the request of Councilmember Suggs, Mayor Dexter added *DNR Trust Land Transport Application* as agenda item I-4.

CONSENT AGENDA

At the request of Councilmember Suggs, Mayor Dexter pulled agenda item E-3, *Harbor Clean- Up* because of a conflict of interest due to her place of employment.

Manager West provided additional information regarding the authorization needed for Multi Family Tax Exemptions.

It was moved by Carr and seconded by Miller to approve the Consent Agenda to include:

1. City Council Minutes of September 5, 2023
2. Expenditure Report: *From August 19, 2023 to September 8, 2023 in the amount of \$4,743,726.67*
3. ITEM PULLED Harbor Cleanup
4. Vehicle Purchase/Replacement of Wastewater Division Pickup #4600 / *1) Rescind the September 5, 2023, motion that authorized purchase of a replacement of Vehicle #4600; 2) Accept the bid from Bud Clary Ford, to sell to the City a new Wastewater Division Service Truck for the amount of \$58,241.51, including tax and accessories, 3) Authorize the City Manager to approve and execute an agreement to purchase a new Wastewater Division Service Truck using the bid supplied by Bud Clary Ford and authorize the City Manager to make minor modifications to the purchase contract if necessary; and 4) Authorize the City Manager to surplus vehicle #4600, and to dispose of that vehicle in a commercially reasonable manner upon addition of the new vehicle to the City fleet.*
5. Agreement with DebtBook for Software Services / *Authorize the City Manager to sign the agreement with DebtBook in an amount not to exceed \$12,000.00 and to make minor modifications as necessary.*
6. LATE ITEM Multi Family Tax Exemption Contracts / *Authorize City Manager to approve contracts for Multi family tax exemptions in accordance with Chapter 17.46 PAMC and to sign, execute, and administer such contracts on behalf of the City.*

The Mayor asked if there was unanimous consent, hearing no opposition, the motion carried 7-0.

PULLED FROM CONSENT AGENDA: Harbor Cleanup

It was moved by Carr and seconded by Miller to approve the Consent Agenda to include:

Authorize the City Manager to approve, sign, and execute on behalf of the City the Information Sharing Agreement, and authorize the City Manager to take other actions as necessary and appropriate to effectuate the preservation of its documents and information sharing among the parties, including any future modification or termination of the agreement.

The Mayor asked if there was unanimous consent, hearing no opposition, the motion carried 6-0 with Councilmember Suggs recused from the vote.

ORDINANCES NOT REQUIRING COUNCIL PUBLIC HEARINGS

1. Transportation Benefit District Tax Increase Ordinance

Manager West provided background information on the agenda item, stating that by adopting the Transportation Benefit District Council will be utilizing and implementing an important tool provided by the State Legislature to support local transportation needs.

Mayor Dexter conducted the second reading of the ordinance by title, entitled,

ORDINANCE NO. 3721

AN ORDINANCE of the City of Port Angeles, Washington, imposing an additional sales and use tax of one-tenth of one percent within the boundaries of the Port Angeles Transportation Benefit District for the purpose of financing the costs associated with transportation improvements in the district.

Council discussion followed.

It was moved by Miller to adopt the ordinance as read. After Council discussion, Miller withdrew the motion because there was no second.

It was moved by Miller and seconded by Suggs to:

Direct staff to provide the necessary information to Department of Revenue for implementation of this tax effective January 1, 2024 and conduct the second reading of the ordinance authorizing the 0.1% increase to transportation Benefit Improvement sales tax and adopt the ordinance.

Motion carried 7-0.

2. Management, Administrative and Non-Represented Personnel Vacation Accrual Restructure

Human Resource Manager Abbigail Fountain spoke to the need to maintain parity with represented staff and incentivize succession planning and internal promotions. She indicated staff is proposing a restructure to the current Management, Administrative and Non-Represented personnel vacation accrual schedule. Council discussion followed.

Mayor Dexter conducted a first reading of the ordinance by title, entitled,

ORDINANCE NO. 3722

AN ORDINANCE of the City of Port Angeles, Washington, amending the Personnel Policy and Procedures Manual and repealing Ordinance 3471.

It was moved by Carr and seconded by Suggs to:

Wave the second reading and adopt the ordinance restructuring the Management, Administrative and Non-Represented vacation schedule and adding a vacation bank for overtime-exempt employees and authorize the City Manager to make minor modifications if necessary.

Motion carried 7-0.

OTHER CONSIDERATIONS CONTINUED

4. DNR Trust Land Transfer Application

Councilmember Suggs gave background on the item, stated the Elwha River is the City of Port Angeles' main water supply and said Council and City staff have sent letters to Department of Natural Resources (DNR) regarding Elwha watershed and timber harvest. Suggs spoke to the Trust Land Transfer program which is an application process through DNR that allows the transfer of land parcels. Suggs stated the application is due September 30, 2023. Council discussion followed.

It was moved by Suggs and seconded by Carr to:

Direct the City Manager to submit a Trust Land Transfer application to DNR no later than September 30, 2023 to protect the forest within the Elwha Watershed. The city should also continue to pursue options for DNR to use these

PORT ANGELES CITY COUNCIL MEETING – September 19, 2023

properties for but not limited to carbon sequestration, and work towards potential legislative fixes, additional ownership options and potential property management solutions working with other entities.

Motion carried 7-0.

CONTRACTS & PURCHASING

1. Bird Ride, Inc. Program Update and Extension

Assistant City Manager Calvin Goings discussed the background of the agreement the City of Port Angeles entered on July 31, 2022 with Bird Ride, Inc. The agreement allowed the operation of electric motor scooter rental in Port Angeles until September 30, 2023, with the option to renew the contract. Based on community survey feedback, extending the program should include modifications to the existing contract to strengthen enforcement and usability. Principle Planner Ben Braudrick was available to answer council questions. Council discussion followed.

It was moved by Miller and seconded by Suggs to:

Authorize and direct the City Manager to execute the necessary documents to extend the temporary operating agreement by one year and to include scooter pickup requirements, geofenced areas, and deployment zones language therein and assess the need for additional reflected surfaces.

Motion carried 7-0.

The Mayor recessed the meeting for a break at 9:04 p.m. The meeting reconvened at 9:09 p.m.

CITY COUNCIL REPORTS

Council member Schromen-Wawrin expressed interest for writing a letter of support to the Olympic Peninsula Extended Needs Housing. He also gave a summary of the committee meetings he recently attended.

Clerks note: Due to technical difficulties, Schromen-Wawrin's report was cut short.

Council member Suggs spoke to future meetings she will attend including the William Memorial Pool District meeting.

Council member Miller spoke about her experience attending the Utility Advisory Committee, Homelessness Task Force and Olympic Area Agency on Aging meetings.

Council member Meyer spoke about attendance at the Olympic Peninsula Tourism Committee meeting.

Council member Dexter spoke to her attendance at the Municipal Research and Services Center Board meeting.

No other reports were given.

INFORMATION

Manager West reported on the City of Port Angeles Declaration of Stage 3 Water Shortage and the effect of being in stage 3. He reminded Council there will be no work session in September.

SECOND PUBLIC COMMENT

Mary Margolis, city resident, in a pre-recorded message, spoke in favor of the short-term rental moratorium and discussed housing issues Port Angeles residents face.

Justin (no last name provided), city resident, spoke against taxation, inflation, banks, national debt, and the increase of sales tax.

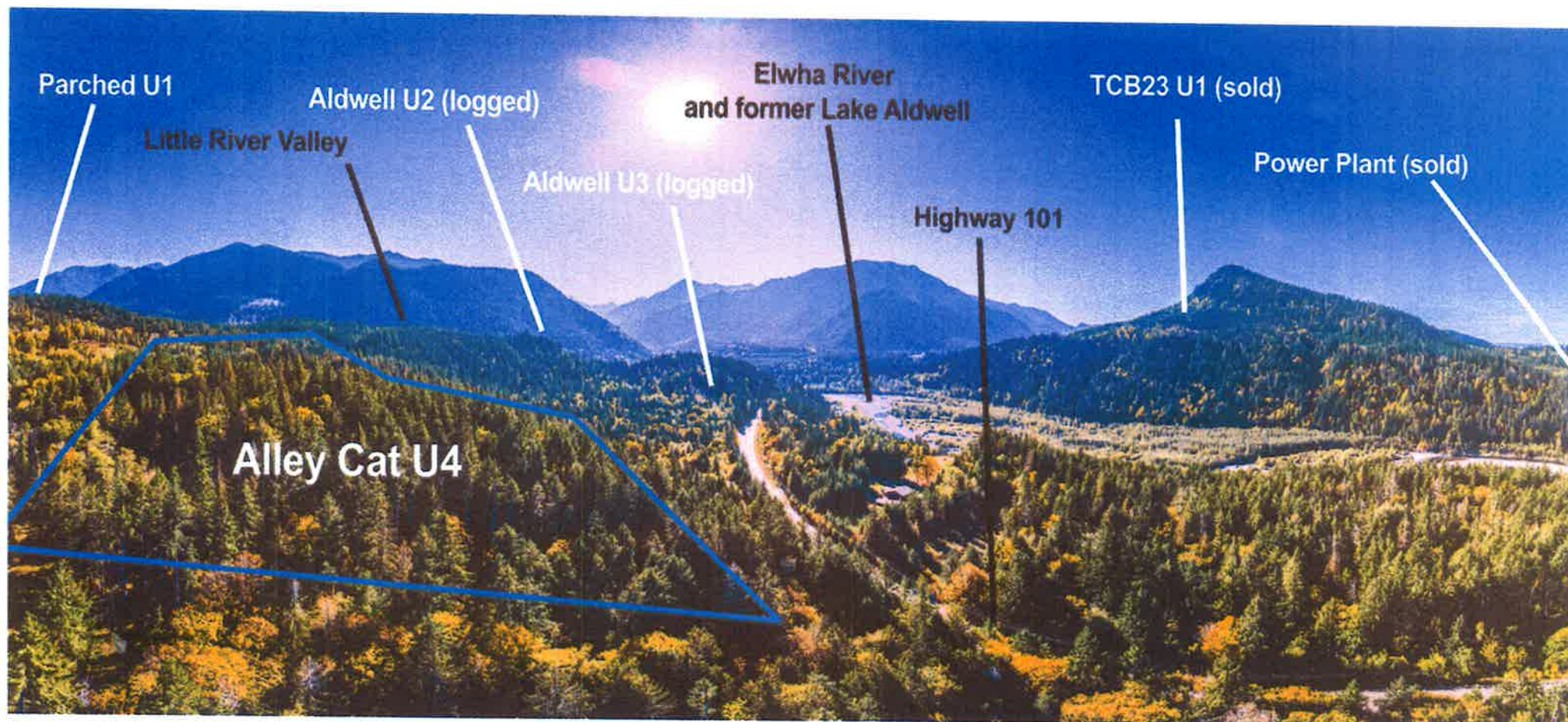
ADJOURNMENT

Mayor Dexter adjourned the meeting at 9:26 p.m.

Kate Dexter, Mayor

Aubrianna Howell, Acting City Clerk

Public Comment
Nina Sarmiento
10/17/23





THIS CERTIFICATE AWARDED TO

FOR SUCCESSFUL COMPLETION OF THE LEAVE NO TRACE AWARENESS WORKSHOP

INSTRUCTOR(S)

DATE

Submitted public record 10/17/23

Rd 12
Commu
Ed
Telenic
10/17/23

#2



#4



#5



#3



CURRENT STATUS OF 550
SHERBURNE RD.

#1 - UNFINISHED FASCIA & SOFFIT/
NO GUTTERS

#6

#2 WEST & NORTH SIDE OF HOME

#3 RECENT SIDING REMOVAL N.
SIDE OF HOME WITH SAGGING ROOF

#4 CLOSE UP OF STRUCTURAL
ISSUES CAUSING ROOF SAG N.
SIDE OF HOME

#1

#5 JUNK VEHICLE ON PREMISES ALMOST
10 MONTHS IN VIOLATION OF H.E.
ORDERS

#6 PHOTO OF DOG (4 RESIDENTS) WHO
MOVE BETWEEN HOUSE & TENT DESPITE
SIGNED AFFIDAVIT OF NO OCCUPATION



Submitted Public Record
10/17/23



CLALLAM COUNTY
Department of Community Development
Bruce Emery, Director
County Courthouse
223 E. 4th St., Suite 5
Port Angeles, WA 98362-3015
Code Enforcement: (360) 565-2677
Annie.Fricker@ClallamCountyWA.Gov

VIOLATION OF AN ORDER OF THE CLALLAM COUNTY HEARING EXAMINER

05/04/2023

Roger Fell
110 Prater Place
Sequim, WA 98382

Case #: CMP2020-00130
Parcel #: 04-30-20-23-0100

Mr. Fell,

Per today's phone conversation where you stated that you will not have your son move out of the home located at 550 Sherburne Rd, Sequim WA 98382, at the parcel listed above, and that you would like to bypass the timeframe that we were offering in order to have him removed, Clallam County Department of Community Development has found that you are knowingly and voluntarily in violation of the Hearing Examiner's Order dated 4.8.2021, which is included in this mailing for your review.

Fines in accordance with the Order of the Clallam County Hearing Examiner (Order) of \$100.00 per day will begin as of today's date. After 30 days, if you have not confirmed with Clallam County Code Enforcement that you have brought your property into compliance either with a request for a Certificate of Compliance, or a Certificate of Occupancy as required by the Order, this case will be referred to the Clallam County Sheriff's Office and the Prosecuting Attorney in order to pursue other civil or criminal remedies, including but not limited to, filing misdemeanor charges for knowingly violating the County Code, (Page 4, Paragraph 6 of the Order)

I have also included a request for a Certificate of Compliance. If before June 4, 2023, you have contacted our office to determine that there is no longer anyone living on the property, and you can confirm that a licensed and certified septic inspector has visited, or has scheduled a visit to the property, we can reevaluate the need for referral.

Please contact our office in writing either by mail or email if you intend to move forward with compliance.

Regards,

Annie Fricker
Code Enforcement Officer
Clallam County Department of Community Development
360-912-5053
Annie.Fricker@ClallamCountyWA.Gov

word doc,
part of PRR

Submitted public record
10/17/23



CLALLAM COUNTY
DEPARTMENT OF COMMUNITY DEVELOPMENT
COUNTY COURTHOUSE
223 E. 4TH ST., SUITE 5
PORT ANGELES, WA 98362-3015
PHONE: (360) 417-2594
DONELLA.CLARK@CLALLAMCOUNTYWA.GOV

AMENDED PRELIMINARY BOUNDARY LINE ADJUSTMENT

BLA2023-00011

APPLICANTS

Edward and Mary Telenick
470 Sherburne Rd
Sequim, WA 98382

Roger Fell
110 Prater Place
Sequim, WA 98382

AGENT:

OPSD
PO Box 3234
Sequim, WA 98382

July 12 May 15, 2023

PROPOSAL

The Clallam County Department of Community Development received an application for a boundary line adjustment on April 28, 2023. The adjustment between the two parcels is an equal exchange of land. Parcel A (referenced as parcel 043020-230250) is currently 3.00 acres and Parcel B (referenced as parcel 043020-230100) is 2.04 acres and neither parcel will change in size following the boundary line adjustment. Access to the parcels is from Sherburne Road and will not be changed per this adjustment.

FINDINGS

1. The parcels are located between Port Angeles and Sequim, south of Highway 101, being within Section 20, Township 30 N, Range 4 W, W.M., Clallam County, Washington.
2. Parcel A is described in a Statutory Warranty Deed AFN 2005-1167944 and is noted as being owned by Edward and Mary Telenick.
3. Parcel B is described in a Statutory Warranty Deed AFN 2020-1408134 and is noted as being owned by Roger Fell.
4. Parcel A is developed with a single-family residence and appurtenant structures on the northeastern portion of the property. According to aerial photography and the Assessor's records the garage that sits within the right-of-way of Sherburne Road appears to have been constructed in the 1960's before County Zoning Ordinances were in effect and is therefore considered a pre-existing non-conforming structure per CCC 33.43.040. It appears that the residence was modified/altere/remodeled without the benefit of a permit on or around 2005, but because There are currently two building code violations on the property, however the Department of Community Development has received no complaints so no action has been taken against the owner. ~~It appears that the house has been modified/altere/remodeled without the benefit of a permit and a detached garage constructed within the right of way and setback of Sherburne Road. The garage would not require a building permit, but must still~~

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~~meet zoning setbacks to be compliant with Clallam County Codes.~~ This property is forested on the western half of the property down to McDonald Creek.

5. Parcel B is developed with a single-family residence that sits on the northern property line, which is being moved. There is an active building permit that expires September 28, 2023 and must be finalized prior to that date. The majority of the property is forested and contains a portion of McDonald Creek.
6. This proposal will not create any additional parcels. There are two existing properties and the resulting boundary line adjustment will result in two parcels.
7. The proposed boundary line adjustment will not create a parcel which will increase any non-conformity, CCC 29.43.200(3). The adjustment is intended to correct a pre-existing non-conformity of the home sitting on the property line. The properties are zoned Rural Low (R5), which has a minimum lot size of one acre and a side yard setback of 10 feet, CCC 33.10.020. The density in the area will not be changed by this adjustment and the lot sizes will not be changed. The boundary line adjustment alters the common boundary line in two areas to create an equal exchange.
8. The new parcels will meet the requirements of land use regulations, including, but not limited to those found in the Zoning Code, Shoreline Master Program, Floodplain Management Code, and the Critical Areas Code. The lots contain landslide hazard, erosion hazard, and McDonald Creek, which is a Type 1 Shoreline. Future development will be reviewed for consistency with the Critical Areas Code and the County's Shoreline Master Program. A note shall be added to the final survey to inform future owners of these natural features.
9. Parcel 043020-230100 needs an inspection of the septic system and a drawing submitted prior to final of the boundary line adjustment and building permit.
10. The proposed boundary line adjustment will not realign parcel lines to create directional changes in the orientation of the parcel, such as changing front yards into side yards or rear yards which result in non-conforming setbacks, per CCC 29.43.200(4).
11. The parcels are owned by different owners and have been surveyed before, therefore, the land owner shall have prepared an accurate map of the lots, along with the new property lines, prepared by a licensed surveyor and done in full compliance with the Survey Recording Act, Chapters 58.09 RCW, and RCW 58.17.160(3) and 58.24.040 and deeds to exchange the property. The map and deed shall contain the following language: "This conveyance (or survey) is for the purpose of accomplishing a boundary line adjustment pursuant to RCW 58.17.040(6) and this title. It shall not create any additional lots, tracts, parcels, or division." The map shall contain a signed statement of approval by the Administrator.

CONCLUSIONS

1. The proposed boundary line adjustment conforms to the requirements of Title 29, Land Divisions, and Title 33, Zoning of the Clallam County Code.
2. The proposed boundary line adjustment is consistent with the intent and purpose of the Clallam County Comprehensive Plan.



CLALLAM COUNTY
Department of Community Development
Bruce Emery, Director
County Courthouse
223 E. 4th St., Suite 5
Port Angeles, WA 98362-3015
Code Enforcement: (360) 565-2677
DCDCODEenforcement@ClallamCountyWA.Gov

*Submitted public
Record 10/17/23*

Edward & Mary Telenick
470 Sherburne Rd
Port Angeles, WA 98362

September 28, 2023

Mr. & Mrs. Telenick,

Per your request to be kept informed of updates on Case Number CMP2020-00130 periodically, I am writing you this letter.

Currently, the home located at 550 Sherburne Rd (Parcel 04-30-20-23-0100) is close to completion.

The homeowner, Roger Fell, has maxed out fines per the April 2021 Hearing Examiners order.

There are (3) items currently holding up the final, none of these items are structural items.

- A 4' x 6" piece of fascia board at the northeast corner of the home needs to be replaced.
- The west facing side of the home needs the siding completed.
- The on-site septic needs to be repaired or replaced.

The fascia piece has been purchased, as has the siding, and will be installed shortly. The on-site septic is currently in the design phase for replacement by a certified septic designer and installer. Once these items have been completed, the current building permit will be finalized, and the home will be occupied. These are significant steps toward voluntary compliance.

Roger and Keith Fell came into Clallam County DCD last week and signed sworn affidavits that the home is not currently occupied, and will not be occupied until a certificate of occupancy has been issued. Roger, Keith, or others may be at the site in order to do work on the home.

Clallam County Environmental Health On-Site Septic (OSS) program has been in regular contact with Mr. Fell. Because the septic requires repair or replacement, a portable sanican will be required to be on site, and a pumping contract along with pumping receipts will be submitted to Clallam County Environmental Health in order for construction work to continue.

An administrative hearing has been set for October 19, 2023, at 1:30pm. If all items listed above have not been completed, or scheduled for installation(septic) by October 18, 2023, our offices will be asking for fines of \$100 per day, per violation, with no limit, that will accrue until completion. If all items are completed or the septic is scheduled for install by that time, the administrative hearing will be cancelled.

You are welcome to attend the administrative hearing, however administrative hearings in Code Enforcement cases DO NOT allow for public comment. If you have additional questions, please send them to our office, and we will respond as timely as possible. Code Enforcement will be out of state for training October 2-6, however you can visit the DCD counter to talk with Building and On-Site Septic about this case if you would like.

Thank you,

Annie C Fricker

Annie Fricker
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