

MEETING MINUTES
SAN JUAN COUNTY (SJC), WASHINGTON
COUNTY COUNCIL
MONDAY, FEBRUARY 8, 2016

Legislative Hearing Room, 55 Second Street, Friday Harbor, WA

09:05 AM CALL TO ORDER & FLAG SALUTE

Council Chair Stephens called the meeting to order at 9:05 AM. Present: Council Members Jamie Stephens, Rick Hughes, Bob Jarman. County Manager Mike Thomas, Clerk to the Council Ingrid Gabriel and interested members of the public.

Mr. Stephens added an **Executive Session** to discuss with legal counsel litigation or potential litigation **pursuant to RCW 42.30.110(1)(i)** at the end of the agenda.

Citizens Access: The following citizens submitted comments: Dave Zygocki, Jennifer Bryan, Jonathan Bryan, Jerry Rasmussen, Robb Howard, Rhonda Zygocki.

09:25 AM PRESENTATION: Ferry Reservations Update – Jim Corenman, Chair Ferry Advisory Committee

Mr. Corenman presented the Update and answered Council's questions.

09:40 AM PUBLIC HEARING (Council deliberations continued from February 5):
Follow-up Items on the draft Shoreline Master Program (SMP) Ordinance - Erika Shook, Director Community Development; Linda Kuller, Planning Manager; Colin Maycock, Senior Planner
Present: Full Council, County Manager Mike Thomas, Clerk to the Council Ingrid Gabriel

Chair Stephens opened the continued public hearing to deliberate on revisions to the draft Ordinance.

Ms. Shook, Ms. Kuller and Mr. Maycock reviewed follow-up items in the draft Ordinance and answered Council's questions.

During deliberations, the Council took the following actions:

1. **MOVED by Mr. Jarman, seconded by Mr. Stephens to accept language from the Planning Department on Section 4.I.4.a(iii) [of the draft Ordinance] inserting the words "three hundred (300) feet" after "...wetlands areas in or within..." and maintaining "within two hundred (200) feet" after "...conservation areas in or..." ALL AYES; MOTION CARRIED.**
2. **MOVED by Mr. Jarman, seconded by Mr. Hughes to accept all the Staff recommendations in New Section 16 *Clearing, grading, fill, excavation and vegetation management.*" ALL AYES; MOTION CARRIED.**

3. **MOVED** by Mr. Hughes, seconded by Mr. Stephens to add in a New Section 18-B *Critical Areas* which states “Critical areas applicability provisions do not apply in the shoreline jurisdiction. Specifically, SJCC 18.35.025, critical areas – applicability, does not apply.” **ALL AYES; MOTION CARRIED.**
4. **MOVED** by Mr. Hughes, seconded by Mr. Jarman to add in New Section 33.O *Marinas*, “Marinas located outside of state owned tidelands that do not follow best management practices and do not provide facilities for the upland disposal of sewage, oil, grey water and solid wastes that are consistent with local state and federal laws are allowed to have up to ten (10) percent of the total number of slips for live-aboard vessels.” **ALL AYES; MOTION CARRIED.**
5. **MOVED** by Mr. Hughes, seconded by Mr. Jarman to add to New Section 31.B.1 *Regulations* after line 31 “... other comparable technologies such as Easy-Dock or fiber optic lighting may be allowed consistent with recommendations of state and federal agencies and with the approval of the Director.” **ALL AYES; MOTION CARRIED.**
6. **MOVED** by Mr. Jarman, seconded by Mr. Hughes to accept the language from Planning Department in New Section 37.C, “Replacement of over thirty-three (33%) or two-hundred and fifty (250) square feet of decking or replacement of decking substructure requires installation of functional grating in the replaced section only. **ALL AYES; MOTION CARRIED.**

11:20 AM DISCUSSION & UPDATES: Council, County Manager & Departments

Council discussed emerging calendar for Shoreline Master Program (SMP) public hearings.

11:35 AM EXECUTIVE SESSION: To discuss with legal counsel litigation or potential litigation pursuant to **RCW 42.30.110(1)(i)** – Randall Gaylord, Prosecuting Attorney

Present: Council, County Manager Mike Thomas, Deputy Prosecutor Amy Vira and Clerk to the Council Ingrid Gabriel.

At 11:35 AM, Council Chair Stephens announced that the Council would be holding an executive session to discuss with legal counsel litigation or potential litigation pursuant to **RCW 42.30.110(1)(i)** estimated to last 25 minutes.

The session ended at 12:20 for a total executive session time of 45 minutes.

No Action was taken.

Ms. Gabriel stepped out of the hearing room and announced that the executive session had ended. Chair Stephens called the meeting back into regular session.

12:20 AM ADJOURN

Mr. Stephens adjourned the meeting.

**COUNTY COUNCIL
SAN JUAN COUNTY, WASHINGTON**

These Minutes were approved and signed on March 8, 2016. The original document is retained in the Council's permanent proceedings file. Attest: Ingrid Gabriel, Council Clerk.