Program, the Board approved by unanimous motion, authorization for Whidbey Island Bank to accept payments tendered under Promissory Note and Deed of Trust to the Island County Water Quality Assistance Fund for the second loan recipient under the third round of funding (2002).

RESOLUTION #C-67-03/PLG-012-03 INCORPORATING SERVICE AREA FOR KENWOOD ACRES WATER SYSTEM INTO ISLAND COUNTY CWSP AND ANNEXATION OF PARCEL R23223-254-1560 INTO THE WATER SYSTEM SERVICE AREA.

The Board, by unanimous motion, approved Resolution #C-67-03/PLG-012-03 Incorporating the Service Area for the Kenwood Acres Water System into the Island County Coordinated Water System Plan (CWSP) and Annexation of Parcel R23223-254-1560 into the Water System Service Area, as presented and recommended by Phil Bakke, Director, Planning & Community Development.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF ISLAND COUNTY, WASHINGTON**

IN THE MATTER OF INCORPORATING THE SERVICE AREA FOR THE KENWOOD ACRES WATER SYSTEM INTO THE ISLAND COUNTY COORDINATED WATER SYSTEM PLAN AND ANNEXATION OF PARCEL R23223-254-1560 INTO THE WATER SYSTEM SERVICE AREA.	)	RESOLUTION C-67-03 PLG-012-03

WHEREAS, the Kenwood Acres Water System was lawfully established prior to the adoption of the Island County Coordinated Water System Plan; and

WHEREAS, the Kenwood Acres Water System is proposing to incorporate their existing service area into the Island County Coordinated Water System Plan; and

WHEREAS, the Kenwood Acres Water System is proposing to annex parcel R23223-254-1560 into their water system service area; and

WHEREAS, pursuant to WAC 197-11-800(4)(b) appropriations of 2,250 gallons per minute or less of ground water are exempt from SEPA review, **NOW, THEREFORE,**

BE IT RESOLVED by the Board of Island County Commissioners that the Kenwood Acres Water System service area, including annexation of parcel R23223-254-1560, is hereby incorporated into the Island County Coordinated Water System Plan.

APPROVED AND ADOPTED this 7 day of July, 2003.

**BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON**
Wm. L. McDowell, Chairman
William J. Byrd, Member
Mike Shelton, Member

ATTEST:
Elaine Marlow, Clerk of the Board
[Exhibit A placed on file with the Clerk of the Board]

RESOLUTION #C-68-03 /PLG-013-03 INCORPORATING THE SERVICE AREA FOR THE PONDILLA ESTATES WATER SYSTEM INTO THE ISLAND COUNTY COORDINATED WATER SYSTEM PLAN

By unanimous motion, the Board approved Resolution #C-68-03/PLG-013-03 Incorporating the Service Area for the Pondilla Estates Water System into the Island County Coordinated Water System Plan.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF ISLAND COUNTY, WASHINGTON**

IN THE MATTER OF INCORPORATING THE SERVICE AREA FOR THE PONDILLA ESTATES WATER SYSTEM INTO THE ISLAND COUNTY COORDINATED WATER SYSTEM PLAN.	)	RESOLUTION C-68-03 PLG-013-03

WHEREAS, the Pondilla Estates water system was lawfully established prior to the adoption of the Island County Coordinated Water System Plan; and

WHEREAS, the Pondilla Estates water system is not proposing to expand their water system service area rather it is proposing to incorporate the existing service area into the Island County Coordinated Water System Plan; and

WHEREAS, pursuant to WAC 197-11-800(4)(b) appropriations of 2,250 gallons per minute or less of ground water are exempt from SEPA review, **NOW, THEREFORE,**

BE IT RESOLVED by the Board of Island County Commissioners that the Pondilla Estates water system service area is hereby incorporated into the Island County Coordinated Water System Plan.

APPROVED AND ADOPTED this 7 day of July, 2003.

**BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON**
Wm. L. McDowell, Chairman
William J. Byrd, Member
Mike Shelton, Member

ATTEST: Elaine Marlow
Clerk of the Board
[Exhibit A placed on file with the Clerk of the Board]

FINAL APPROVAL - PLAT ALTERATION OF PASSAGE VIEW ESTATES SHP 169/03 - ALTERATION OF DEDICATED SEPTIC EASEMENTS & COMBINATION OF LOTS 14 & 15

Final approval of Plat Alteration of Passage View Estates SHP 169/03, Assessor's Parcel S7674-00-00014-0, S7674-00-00015-0, S7674-00-00016-0, alteration of dedicated septic easements and combination of lots 14 and 15, was presented by Jeff Tate, Assistant Director, Planning & Community Development. The proposal was more specifically described by Mr. Tate in a memorandum dated this date, including a brief description of the proposed changes:

- Change lots 14 & 15
- Change existing drainfield easement that currently serves lot 14 to serve lot 16
- Move septic effluent easement line that serves lot 16. Septic effluent easement is currently located along the shared property line of lot 14 and 15. Since this lot line will disappear as a result of the lot combination the easement is proposed to move to the west side of lot 15
- Change existing drainfield easement that currently serves lot 16 to serve lot 15.

Mr. Tate confirmed that proposed changes were consistent with Chapter 17.03 ICC and all other applicable Planning, Engineering and Health codes, and recommended approval of SHP 169/03.

By unanimous motion, the Board gave final approval of Plat Alteration of Passage View Estates SHP 169/03, Assessor's Parcel S7674-00-00014-0, S7674-00-00015-0, S7674-00-00016-0, alteration of dedicated septic easements and combination of lots 14 and 15 as presented.

PUBLIC INPUT OR COMMENTS

Michael Mielnik, Chumleigh's Central Casting/Throwback Films, 1624 Dallman Road, Camano Island, requested the Board allow a special exemption and issue an outdoor event permit for an Arts and Music Festival tentatively scheduled for July 25th - 27th on Tyee Grocery property, Camano Island. He is one of the nearest neighbors to the property and wholeheartedly supports the grocery owner's request to have a community accessible venue for performance. An application for a permit will not be considered by the Planning Department because the property is zoned Rural Services and no conditional use permits are allowed for uses not specifically mentioned in that zone. Not only is denial of conditional uses in Rural Service-zoned property capricious, it denies the community an opportunity to come together. Island County has some of the most restrictive and reactionary public assembly laws in the state. Some of the requirements, such as requiring background checks, fingerprints and mug shots of all participants provided to the Sheriff before a permit can even be submitted, he thought may be unconstitutional. Mr. Mielnik suggested public hearings be held to fine tune County laws. Because of timing it is not feasible to accomplish that task before the scheduled event, he requested the Board permit this activity.

Sandra Bartlett, 3325 S.E. Camano Drive, Camano Island, spoke on behalf of herself and husband, Richard Charles Bartlett, Jr. owners of the Bartlett's Tyee Grocery for the last 11 years, asked for approval of the temporary permit for the scheduled event. The property was purchased as Non Residential and was changed several years' ago to Rural Service, limiting the property even more so, as well as devaluing the property.