

Lisa Clausen

From: Public Council Inbox
Sent: Friday, March 05, 2010 5:12 PM
To: 'DW Sykes'
Subject: RE: Burine Draft Shoreline Management Plan

Thank you for copying the Burien City Council on your message to the Planning Commission. Your message will be included in the Correspondence for the Record for an upcoming Council meeting.

Lisa Clausen
City Manager's Office

From: DW Sykes [mailto:sykesdw@hotmail.com]
Sent: Thursday, March 04, 2010 1:55 PM
To: David Johanson; Susan Coles; Public Council Inbox
Subject: Burine Draft Shoreline Management Plan

To: Burien Planning Commission
Burien City Council (council@burienwa.gov)
Susan Coles Community Development Department Assistant (susanc@burienwa.gov)
David Johanson, Senior Burien Planner (davidj@burienwa.gov)

400 SW 152nd St
Suite 300
Burien, WA 98166

Greetings,

Thank you for making the draft documents easier to find on the Burien City website. Also, thank you to all the staff, committee members, and fellow citizens who have dedicated a great deal of time to get the documents to their current state. After reviewing the Draft Burien Shoreline Management Plan (SMP) and the SMP Public Comment Summary, Working Draft, 2/18/2010, I still have several concerns. I would like to make the following comments for the record and trust that the Planning Commission and City Council will consider them when formulating the final Burien SMP.

I believe, in essence, the State Shoreline Management guidelines are that a local SMP should explicitly state recognition and protection for private property with particular preference to Single Family Residences. Also, the SMP should have preferential methods to assure the protection of single family residences. Such enabling language is difficult to find in either the Draft Burien SMP (at <http://www.burienwa.gov/DocumentView.aspx>) or the Public Comment Summary (accessed at: <http://www.burienwa.gov/archives/41/022310Agenda.pdf>).

While this is a rather involved series of comments, I thank you in advance for your consideration.

Douglas Sykes
PO Box 353, Seahurst, WA, 98062.
206 248 2017

From Draft SMP Chapter IV <http://www.burienwa.gov/DocumentView.aspx?DID=1145>

20.30.005 Applicability (p IV-2)

This draft SMP section cites RCW 90.58.100 (2) but does not also cite RCW 90.58.100 (6) nor RCW 90.58.020 which explicitly state recognition and protection for private property with particular preference to Single Family Residences.

The Public Comment Summary also does not appear to address this issue.

I submit that the SMP should explicitly state recognition and protection of private property rights, with particular preference for existing Single Family Residences and their appurtenances.

20.30.001 Shoreline Permit Matrix (pIV-1)

The ** note indicates that Single Family Residences are exempt from a Shoreline Substantial Development Permit (in agreement with the RCWs). However, it does not state the method of permitting in the case an SDP is not required. From the remainder of the SMP, I expect the intent is that a Conditional Use Permit is the proper procedure. Should this be made clearer in the matrix?

From Draft SMP Chapter V <http://www.burienwa.gov/DocumentView.aspx?DID=1145>

Section 20.35.025, Exceptions to Substantial Development Permits

4 Exemptions (pV-7)

This section states exceptions for Substantial Development Permit, but does not state exceptions to Shoreline Conditional Use permits. Bulkheads require CU permits per figure 4 in 20.30.001. How are exceptions for CU permits handled in order to support emergency maintenance / repair? See comments on 20.35.035

The Public Comment Summary does not appear to address this issue.

Section 20.35.035, Shoreline Conditional Use Permits - (pV-10) How are exceptions for CU permits handled in order to support emergency maintenance / repair, especially of protective bulkheads? Section 20.35.025 4d speaks to this issue, but it is in the exceptions to the SDP, not the CU. In the event of storm or other random events, there should at a minimum be a clear, written policy to allow emergency work prior to obtaining a formal CU permit, as long as the repair is subsequently covered by a valid CU permit or Letter of Exception. Please reference RCW 90.58.100 (6) "... The standards shall provide for methods which achieve effective and timely protection against loss or damage..."

The Public Comment Summary does not appear to address this issue.

For your convenience, below are references to the RCWs as provided in the State Guidelines WAC 173-26). From http://www.ecy.wa.gov/programs/sea/sma/laws_rules/173-26/SMP_Guidelines_Final.pdf

(Also reference <http://apps.leg.wa.gov/Rcw/default.aspx?cite=90.58>)

SHORELINE MASTER PROGRAM GUIDELINES

(h) Recognizing and protecting private property rights.

RCW 90.58.020:

“The legislature further finds that much of the shorelines of the state and the uplands adjacent thereto are in private ownership;...and, therefore coordinated planning is necessary...while, at the same time, recognizing and protecting private rights consistent with the public interest.”

(i) Preferential accommodation of single family uses.

RCW 90.58.020:

“Alterations of the natural condition of the shorelines of the state, in those limited instances when authorized, shall be given priority for single family residences and their appurtenant structures....”

RCW 90.58.100:

“(6) Each master program shall contain standards governing the protection of single family residences and appurtenant structures against damage or loss due to shoreline erosion. The standards shall govern the issuance of substantial development permits for shoreline protection, including structural methods such as construction of bulkheads, and nonstructural methods of protection. The standards shall provide for methods which achieve effective and timely protection against loss or damage to single family residences and appurtenant structures due to shoreline erosion. The standards shall provide a preference for permit issuance for measures to protect single family residences occupied prior to January 1, 1992, where the proposed measure is designed to minimize harm to the shoreline natural environment.”

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Lisa Clausen

From: Public Council Inbox
Sent: Friday, March 05, 2010 5:13 PM
To: 'eric@edickman.com'
Subject: RE: March 2010 issue of The Business Report - "Arts Represents a Boon to Local Economy"

Thank you for writing to the Burien City Council. Your message will be included in the Correspondence for the Record for an upcoming Council meeting.

Lisa Clausen
City Manager's Office

-----Original Message-----

From: Eric Dickman [mailto:eric@edickman.com]
Sent: Thursday, March 04, 2010 3:09 PM
To: Public Council Inbox; Joan McGilton
Cc: Debbie Zemke
Subject: Re: March 2010 issue of The Business Report - "Arts Represents a Boon to Local Economy"

Dear Mayor and Council,

Attached is a copy of an article in the most recent edition (March 2010) of The Business Report, a newspaper serving business interests in South King County. The article, "Arts Represents a Boon to the Local Economy," describes some of the economic benefits arts organizations provide to South King County. Three arts organizations mentioned by name in the article are the Federal Way Symphony, Burien Little Theatre and the Seattle Opera Scenic Studios. The latter is located in Renton.

As the article notes a 2005 study by American for the Arts showed that non-profit arts and culture organizations generate \$166.2 billion in economic activity in a year. The ArtsFund 2003 King County Economic Impact Study reported that county wide arts and culture were responsible for \$208 million in sales, 113.4 million in labor income and \$8 million in tax revenues.

As also noted in the attached article, not only does Burien Little Theatre buy locally whenever possible 77.6 percent of BLT's patrons go out and eat or drink before or after seeing one of Burien Little Theatre's performances. It is about equal the number or eat or drink before as those who eat and drink after the performance. This is business for local restaurants and bars that would not occur without the performances at Burien Little Theatre. Additionally, for many years Burien Little Theatre has partnered with the Mark Restaurant and Bar in Burien for a dinner and a show package, where patrons can combine both dinner and a performance for a reduced rate. This has been very successful.

Not mentioned in the article is Burien Little Theatre's recently joining with the local child care service Jungle Gym to provide child care during one of the evening performances during a run, so parents can enjoy and night out and have their children entertained too.

As you know Burien Little Theatre is suffering from loss of space in the near term and the long term. Approaching is the loss of the green house, the office and costume storage space Burien Little Theatre has rented from Burien Parks and Recreation for years. BLT has also been told by Burien Parks that BLT's rent will go up 10 percent next year, a much bigger jump than just inflation. In the long term there has been, and continues to be, discussion of BLT's losing its performance space.

CFTR: 03/22/10