

May 24, 2010

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Subject: Public Access from Public Lands

As the City Council familiarizes itself with the draft Shoreline Master Program Document, I would like to correct a discrepancy which you may already have uncovered.

The Washington State Shoreline Management Act specifically lists seven <sup>preferences</sup> ~~purposes~~, in descending order, of the Shoreline Management Act. Towards the end of the list is the topic of Public Access to the waters of the State. The state specifically makes the statement that public access should be from publicly owned lands. *Shorelines.*

This statement was in the draft document that city staff presented to the Shoreline Advisory Committee. This same statement was in the draft document forwarded to the Planning Commission. The Planning Commission removed the "public" stipulation from statement which changes the intent of the SMA and implies that public access, either visual or physical, can be on or through private lands.

*Shorelines*

The City Council should reinstate the concept of “public lands” wherever references are made to public access in the SMP. This will then align the city’s SMP with the language of the Washington State Shoreline Management Act.

Thank you.