



Sno-King Environmental Protection Coalition

BSRE Appeal to be Heard on April 19th

It's been many months since our last newsletter. That's because nothing much has been happening at Pt. Wells. Both BSRE and Snohomish County are waiting for the hearing date on BSRE's appeal of the County's denial of BSRE's development application.

As a quick refresher, both the Snohomish County Hearing Examiner and the County Council found that BSRE's application for a large 3000+ unit mixed use development at Point Wells did not meet the standards set out in Snohomish County Code. The County first notified BSRE of the deficiencies in 2013, but after multiple deadline extensions and over 5 years of waiting for BSRE to submit corrected plans, the County decided that time was up and since the plans did not meet the necessary standards, the County rejected the application.

BSRE immediately filed an appeal in King County Superior Court, arguing that both the Hearing Examiner and the County Council had ignored some of the facts, incorrectly interpreted some of the code provisions, and ignored some of the last minute corrections submitted by BSRE.

Court hearing coming Friday, April 19

The appeal hearing will take place on Friday, April 19th, at 1:30 pm in King County Courthouse courtroom 4C in front of Judge McHale.

There will be no new evidence presented at the appeal hearing, all the arguing will be about whether the Hearing Examiner and the Council properly interpreted the information presented in the public hearing held by the Hearing Examiner last May. It would be unusual for the Court to overrule the County's interpretation of their own Code provisions, but that's not guaranteed.

No matter what the ruling is, the losing side is expected to keep the issue alive by appealing again.

In related news, annexation talk continue...

Anticipating that some level of future development is still likely to occur at Point Wells, the City of Shoreline and the Town of Woodway continue to have mediated discussions hoping to resolve their disputes about who provides sewer service to Point Wells and who annexes the Point Wells property. The discussions have been going on for months, but that is a step forward from spending our tax dollars arguing in court over these issues. While neither side will say what's happening, the fact they are still talking is probably a good sign.

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