

Submitted on
3/18/14

My SMP Public Comment #166

Regarding the Undisclosed 32 page SMP document

A new summary of public comment document, undisclosed to the public, 32 page SMP document, generated for, to be used by and considered by, the Clallam County Planning Commission in their decision making process on the SMP Update Draft.

Entitled: Summary of Comments Received (thru Feb 27, 2015) on the November 2014 Draft Shoreline Master Plan. (SMP) Clallam County Planning Commission Review Draft

Pearl Rains Hewett

I sent an email asking ten (10) questions?

Response? Public notification?

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

From: zSMP

Sent: Tuesday, March 17, 2015 4:35 PM

Subject: SMP Update

This work session on the 2014 SMP Update is anticipated to be generally organizational. **The Planning Commission will be provided an updated public comment matrix from written and oral comments received on the 2014 Draft SMP. Both County staff and Planning Commission need time to read through the 160+ comments**

Sent: Friday, March 13, 2015 9:33 AM

Subject: Undisclosed 32 page SMP document

The undisclosed SMP Clallam County document is a 32 page summary of SMP written public comments received from Aug 18, 2014 thru Feb 27, 2015, on the November 2014 Draft Shoreline Master Program. (SMP) Clallam County Planning Commission Review Draft.

Was this SMP Summary draft on the Agenda for the March 4, 2015 public meeting?

It was a handout at a public meeting on March 4, 2015 and it is not on line for Public viewing?

There is no authors name on the document? There is no accountability as to what Clallam County government agency or other legal entity requested that the document to be created?

Who is responsible for this 32 page summary?

It has? (SMP) - Clallam County Planning Commission Review Draft?

Did the DCD director Mary Ellen Winborn ask for this document?

Did the Planning Commission Members take a vote and request that it be written?

Who wrote the document?

Did *DCD* Steve Grey Deputy Director and Planning Manager just decide by himself to provide this undisclosed summary document at the taxpayer's expense?

I am requesting that this **draft** document be placed online and made public.

RCW 42.30.130

The people of this state do not yield their sovereignty to the agencies which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created.

RCW 42.30.130

Violations.— Mandamus or injunction Any person may commence an action either by mandamus or injunction for the purpose of stopping violations or preventing threatened violations of this chapter by members of a governing body.

PUBLIC SERVANTS ARE ALL GOVERNMENT OFFICIALS OR EMPLOYEES

All public commissions, boards, councils, committees, subcommittees, departments, divisions, offices, and all other public agencies of this state and subdivisions thereof.

Does Clallam County Government accept that the common law Appearance of Fairness Doctrine applies to the 3300 - local vested private shoreline property owning effected and the other concerned Clallam County citizens and business on the Public SMP Update?

The members of the public, citizens that requested To receive information regarding the SMP Update, click "[Email Us](#)" to the left. Type "*Add to Contact List*" in subject line. Or call: 360-417-2563 WERE NOT CONTACTED OR NOTIFIED.

The 32 page summary of SMP comments was offensive to say the very least.

Please respond to my questions

One of the 3300 SMP effected/affected private shoreline property owners. Author of 165 SMP public comments, submitted between 2011 and 2015, for the protection of private property in Clallam County, including business, community development, to protect and improve the economic viability of an 11% tax basis in Clallam County

Pearl Rains Hewett

More From: zSMP

Sent: Tuesday, March 17, 2015 4:35 PM

Brief discussion on March 4, 2015. No action was taken at this meeting. The Planning Commission was **provided notebooks containing written comments received August 2014 – February 27, 2015.** These comments include those public comments received after the November 5, 2014 public release of the 2014 Draft SMP, through the Planning Commission February public hearing process, and extended public comment period (thru February 27, 2015). **The Planning Commission was also provided with a partial DRAFT written comment summary matrix of the written comments received between August 2014 – February 27, 2015.** No discussion on specific comments was initiated at this time. Oral public testimony provided is in the Planning Commission meeting minutes.

SMP and other Matrix Mumbo Jumbo

March 18, 2015: This work session on the 2014 SMP Update is anticipated to be generally organizational. The **Planning Commission will be provided an updated public comment "MATRIX" from written and oral comments** received on the 2014 Draft SMP. Both County staff and Planning Commission need time **to read through the 160+ comments. (OF THE 617 WRITTEN SMP PUBLIC COMMENTS POSTED ON THE SMP WEBSITE?)** It is anticipated that the Planning Commission will initiate discussion on specific issue areas and comments received at their April regular meetings.

ARE YOUR SMP PUBLIC OR ORAL COMMENT INCLUDED IN THE "NEW SMP 160+ MATRIX"?

Wednesday, March 18, 2015 commencing at 6:30 p.m. in the Board Room at the Clallam County Courthouse

The Planning Commission is charged with providing a recommendation to the Board of Clallam County Commissioners on a Draft SMP. **UPCOMING WORK BY THE CLALLAM COUNTY PLANNING COMMISSION WILL FOCUS ON REVIEW AND EVALUATION OF WRITTEN AND ORAL COMMENTS RECEIVED ON THE 2014 DRAFT SMP.** Here is their upcoming meeting schedule:

March 18, 2015: This work session on the 2014 SMP Update is anticipated to be generally organizational. **THE PLANNING COMMISSION WILL BE PROVIDED AN UPDATED PUBLIC COMMENT "MATRIX" FROM WRITTEN AND ORAL COMMENTS RECEIVED ON THE 2014 DRAFT SMP.** Both County staff and Planning Commission need time to read through **the 160+ comments.** It is anticipated that the Planning Commission will initiate discussion on specific issue areas and comments received at their April regular meetings.

http://www.clallam.net/LandUse/documents/617_KSpees.pdf

THERE ARE 617 WRITTEN SMP PUBLIC COMMENTS POSTED ON THE SMP WEBSITE

And, somebody? prepared an SMP public oral and written comments **"matrix" On 160+ of the 617+?**

One must ask what is the definition of a matrix?

"matrix" by definition, A situation or surrounding substance within which something else originates, develops, or is contained: *matrix*. Mathematics A rectangular array of numeric or algebraic quantities subject to mathematical operations, something (such as a situation or a set of conditions) in which something else develops or forms. : something shaped like a pattern of lines and spaces.

"matrix" quantities subject to mathematical operations?

617 SMP public comments? 160 + SMP written and oral comments to be reviewed?

"matrix" Such as a situation or a set of conditions?

Like the 457 SMP written Public Comments left out of the **"matrix"** mathematical operation?
And? Who know's how many oral comments?

"SMP matrix" Indeed, something shaped like a PATTERN.....

Behind My Back | A Thousand Wrongs? One Right?

www.behindmyback.org/2014/09/17/2757/

Sep 17, 2014 - Specifically, The THOUSAND (1000) WRONGS that I am ... UNDER AN EXPEDITED RULE- MAKING ... full text on behindmyback.org.

I have never been a fan of "New Math" and, I certainly object to this SMP Matrix Mumbo Jumbo (language or ritual causing or intended to cause confusion or bewilderment).

Am I? the only one of the 3300 Vested, Private Shoreline property owners that are bewildered and or confused by this SMP matrix of written and oral public comments?

Is this NEW SMP matrix, prepared by somebody? intended to be ambiguous? biased? unfair? capricious? frivolous? and confusing?

I am just one of the affected 3300 Vested, Private Shoreline property owners, that just happened to have submitted 165 written SMP update public comments and lord only knows, how many public oral comments on the SMP Update during the years I have spent, as a concerned citizen from Jan.26, 2011 to March 18, 2015,

Plus oral and written comments during my volunteer time served, as an important member of the citizens input committee (as described by and serving under Steve Gray, Planning Manager)

I'm not a lawyer or an attorney, I am JUST ONE of the affected 3300 Vested, Private Shoreline property owners, that shall be severely impacted and profoundly affected by the SMP 2014 Update.

Thank God and the US Constitution for freedom of speech, I am Just asking?

What was the legislated intent of the WA State Appearance of Fairness Doctrine? Does this apply to the local land use decisions being made on the Clallam County 2014 SMP Update?

42.36.010

Local land use decisions.

Application of the appearance of fairness doctrine to local land use decisions shall be limited to the quasi-judicial actions of local decision-making bodies as defined in this section. Quasi-judicial **actions of local decision-making bodies are those actions of the legislative body**, planning commission, hearing examiner, zoning adjuster, board of adjustment, or boards which determine the legal rights, duties, or privileges of specific parties in a hearing or other contested case proceeding. Quasi-judicial actions do not include the legislative actions adopting, amending, or revising comprehensive, community, or neighborhood plans or other land use planning documents or the adoption of area-wide zoning ordinances or the adoption of a zoning amendment that is of area-wide significance.

42.36.060

Quasi-judicial proceedings — Ex parte communications prohibited, exceptions.

During the pendency of any quasi-judicial proceeding, no member of a decision-making body may engage in ex parte communications with opponents or proponents with respect to the proposal which is the subject of the proceeding unless that person:

- (1) Places on the record the substance of any written or oral ex parte communications

concerning the decision of action; and

(2) Provides that a public announcement of the content of the communication and of the parties' rights to rebut the substance of the communication shall be made at each hearing where action is considered or taken on the subject to which the communication related. This prohibition does not preclude a member of a decision-making body from seeking in a public hearing specific information or data from such parties relative to the decision if both the request and the results are a part of the record. Nor does such prohibition preclude correspondence between a citizen and his or her elected official if any such correspondence is made a part of the record when it pertains to the subject matter of a quasi-judicial proceeding.

[1984 c 191 § 1; 1982 c 229 § 6.]

The 2014 Clallam County SMP Update is the is the most restrictive Local land use decisions that has ever been inflicted on 3300 Clallam County Vested, Private Shoreline property owners.

ARE YOUR SMP PUBLIC OR ORAL COMMENT INCLUDED IN THE "SMP 160+ MATRIX"?

Just saying....Concerned citizens better bone up on the definition of this new DEFINITE catch-all word Clallam County government "MATRIX" concept, it is also being used by the Home Rule Charter Commission.

DEFINITE by definition, clearly *defined* or determined; not vague or general; fixed; precise; exact: a *definite* quantity; *definite* directions. 2. having fixed limits; bounded with precision:.

Now I've gone and done it... **an Oxymoron....**

Back to the Agenda..

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

From: zSMP

Sent: Tuesday, March 17, 2015 4:35 PM

Subject: SMP Update

April 1, 2015: Work Session before the Planning Commission on public comments received on 2014 Draft SMP.

- **April 15, 2015:** Continued Planning Commission work session on the 2014 Draft SMP.
- **May/June, 2015:** Planning Commission agenda and issue area focus related to the 2014 Draft SMP to be determined based on work and progress made at April meetings.

Planning Commission agendas can be viewed at:
<http://www.clallam.net/LandUse/pcmeetings.html>

For more information, visit the County SMP Update Home Page at:
<http://www.clallam.net/LandUse/smp.html>

Thank you again for your interest.

Staff Contacts:

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