

KRRC

Public Records Requests

Email

2000 - 2002

Search all emails where the Subject OR Body contains all of the following 'KRRC' OR "gun club" OR "revolver club" OR "4900 Seabeck" OR "safety complaint"

In accordance with RCW 42.56.210 Personal Records Exemption(Personal addresses, phone numbers, email, etc.)have been redacted from the attached record.

Don Burger

From: FHaney@ADM_DO.Kit01_po
Sent: Tuesday, July 25, 2000 8:34 AM
Subject: FIREARMS PRACTICE

Just to let everyone know, The Kitsap Rifle and Revolver Club will be open to all members of the Department every Tuesday night for the rest of the summer. The range will have 3 or more combat style bays set up for open shooting and practice as well as a standard firing (target) area.

This time is normally for The clubs IPSC shooters, they are extending this time to us and other Law Enforcement Agencies. If you need directions or if you have any questions please contact me.

Don Burger

From: FHaney@ADM_DO.Kit01_po
Sent: Tuesday, July 25, 2000 8:56 AM
Cc: LBerthol@ADM_DO.Kit01_po; RPayne@ADM_DO.Kit01_po
Subject: Practice Times, Courage Classic

Folks,

The Kitsap Rifle and Revolver Club will be holding open shoots and practice times every Tuesday for the rest of the summer. Members of the Pistol team may shoot at the range free of charge on the IPSC Style targets in three bays set up for that practice. Other members of the Department may shoot as well, a standard range type bay will be set up as well (Paper Targets) You must supply your own ammo and targets.

Pistol Team members:

This years Courage Classic Law Enforcement Pistol Competition will be held at the Rifle and Revolver club on the 26th of August. Team entry fees are 100.00 which will go to the Childrens Hospital of Seattle and Tacoma, Or the Make-a-wish foundation. Individual officers may shoot at 35.00 each. If you are not a member of the team and would like to join see Officer Jeff Taylor in the Jail or Deputy Ken Smith in Detectives. A Team must have four members per team. There is no limit to the number of teams we send.

Currently I know of several teams participating, KCSO Jail, 2 WSP Bremerton, 1 WSP Tacoma, Army SF Fort Lewis, Bellevue P.D., Mercer Island P.D., Isaquah P.D., Bremerton P.D., PSNS Police. I hope to see more.

Remember we represent our Department when we are out there as well as our County and the Citizens. Lets make a good showing

Don Burger

From: LWatson@ADM_DO.Kit01_po
Sent: Tuesday, July 25, 2000 10:33 PM
To: KSmith@ADM_DO.Kit01_po
Subject: Re: COURAGE CLASSIC SHOOT

Ken, I want to shoot and am willing to pay the \$25 share. Set some dates and let's go!!!

>>> Ken Smith 07/25/00 12:32PM >>>

GENTLEMAN

HANEY HAS ADVISED ME THAT THE SHOOT HELD BY THE KITSAP RIFLE & REVOLVER CLUB WILL BE August 26. TEAM ENTRY FEE IS \$100.00 PER 4 PERSON TEAMS, INDIVIDUAL ARE \$35.00. THE MAKE-A- WISH FOUNDATION WILL BE THE BENEFACTOR THIS YEAR.

THE RANGE WILL BE AVAILABLE EVERY Tuesday NIGHT FOR PRACTICE FOR PISTOL TEAM MEMBER FREE OF CHANGE ON THE IPSC STYLE TARGETS IN 3 BAYS. YOU NEED TO SUPPLY YOUR OWN AMMO AND TARGETS FOR PRACTICE AT THIS POINT.

THERE ARE ALREADY A LIST OF TEAMS COMPETING SO FAR: KCSO JAIL, 2 WSP BREMERTON, 1 WSP TACOMA, ARMY FORT LEWIS, BELLEVUE PD, MERCER ISLAND PD, ISAQUAH PD, BREMERTON PD, PSNS PD.

LET ME KNOW ASAP HOW MANY WOULD LIKE TO COMPETE SO WE MAY APPROACH THE GUILD FOR SPONSORSHIP FEES. THEN I CAN ALSO CONTACT CHIEF SIMPSON ABOUT AMMO, POSSIBLY FOR PRACTICE AS WELL.

I ALSO HAVE 2 CASES OF BOWLING PIN THAT CAN BE USED FOR PRACTICE.

THANKS KEN

Don Burger

From: LWatson@ADM_DO.Kit01_po
Sent: Tuesday, August 22, 2000 3:23 AM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Courage Classic

What time?

>>> Frank Haney 08/21/00 09:27AM >>>
There is a final practice tomorrow 082200 at the Rifle and Revolver club, If you wish to partake please contact me asap so I can get the ammo, I also need to know from the line and decetives who is shooting and the caliber of ammo needed, I have to pick it up like yesterday. We will be taking the New van if you would like to leave your vehicle here on Saturday. Please let me know what the plans are

Haney

Don Burger

From: LWatson@ADM_DO.Kit01_po
Sent: Wednesday, August 23, 2000 1:23 AM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Courage Classic

I'm shooting a .45 Sig. I told Ken already.

>>> Frank Haney 08/22/00 11:01AM >>>
LEE, THE CLUB WILL BE OPEN ANYTIME AFTER SIX UNTILL DARK. I HAVE SOME PRACTICE AMMO WITH ME,
AND I HAVE AMMO FOR THE SHOOT. WHAT CALIBER ARE YOU USING

HANEY

>>> Lee Watson 08/22/00 03:23AM >>>
What time?

>>> Frank Haney 08/21/00 09:27AM >>>
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partake please contact me asap so I can get the ammo, I also needto know from the line and
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yesterday. We will be taking the New van if you would like to leave your vehicle here on
Saturday. Please let me know what the plans are

Haney

Don Burger

From: KSmith@ADM_DO.Kit01_po
Sent: Wednesday, August 23, 2000 9:44 AM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Courage Classic

Gentleman,

A personal family problem has come up and I will not be able to participate in the shoot this weekend. Patrol and detective people stay in contact with Haney. Joe Cleere, please take the co-ordinator position for the upcoming shoot.

At this time I am aware that Cleere, Watson, Wilson, and Baker are participating, from the line people. The \$100.00 entry fee will have to be split between you as I have not gotten any response from the Guild EB, other than they have not met. Wear your Black Polo shirts you received last year and if you need one, Chief Simpson has some. Haney is acquiring the ammo.

Sorry, Ken

>>> Frank Haney 08/21/00 09:27AM >>>
There is a final practice tomorrow 082200 at the Rifle and Revolver club, If you wish to partake please contact me ASAP so I can get the ammo, I also need to know from the line and deceive who is shooting and the caliber of ammo needed, I have to pick it up like yesterday. We will be taking the New van if you would like to leave your vehicle here on Saturday. Please let me know what the plans are

Handy

Don Burger

From: FHaney@ADM_DO.Kit01_po
Sent: Thursday, August 24, 2000 12:18 PM
Subject: Courage Classic

The final message to everyone.....

The Kitsap Rifle and Revolver Club will be open at 0600 on Saturday. There is a safety meeting at 0915-0930 that everyone must attend to shoot.

On Friday the Club is going to let our team come in and preview the stages of the match. So if you would like to see what you are in for get ahold of me and I will give you the details.

I want to remind everyone that this is not a Line thing or a Corrections thing; This is a Kitsap County Sheriffs Office Team. We want to make the best possible showing and this is best by combining all the shooters into four man teams.

There are 20 Law Enforcement Teams competing in this years event. Teams include Bellevue, Mercer Island, Issaquah, Federal way, Bremerton, WSP, Tacoma, PSNS, Bangor and Kitsap Co.

All shooters must use Duty Gear, NO IPSC STYLE LEATHER OR GUNS. If you dont use it on duty you wont shoot it at the match.

If there are any other Questions please Call me Today before 1600 or Tomarrow 0900 to 1600.

I have 45 acp and 40 sw ammo if you need something else get ahold of me ASAP

Haney

Don Burger

From: FHaney@ADM_DO.Kit01_po
Sent: Friday, October 20, 2000 3:12 PM
To: KRoberts@ADM_DO.Kit01_po
Cc: RPayne@ADM_DO.Kit01_po; DWilcox@ADM_DO.Kit01_po
Subject: RANGE QUALIFACTIONS

I TOOK BOTH OFFICERS DUCKWORTH AND TALVI OUT TO THE PORT ORCHARD RANGE FOR A QUALIFICATION SHOOT ON 102000 AT 1330 HOURS. WE FIRED THE COURSE IN THE PRESCRIBED MANNER IN THE ALLOTTED TIME EACH OFFICER POSTED SCORES AS FOLLOWS

TALVI 80.4
 82.0

DUCKWORTH 82.4
 84.0

THE RANGE EYES AND EARS WHERE PLACED IN THE OFFICE IN WORK RELEASE, OFFICER DUCKWORTH WAS GIVEN A EXTRA BOX OF AMMO FOR PRACTICE AT THE KITSAP RIFLE AND REVOLVER CLUB ON Tuesday 102400

F.M. HANEY 181

Don Burger

From: DErstad@ADM_DO.Kit01_po
Sent: Wednesday, April 18, 2001 10:58 AM
To: Randy Casteel; CGears@ADM_DO.Kit01_po; RBeam@ADM_DO.Kit01_po;
SEKneip@ADM_DO.KIT10_PO; Rgagnon@PW_DO.kit08_po; KFolkert@PW_DO.kit08_po
Subject: DNR Meeting

I have scheduled a meeting for the Commissioners and DNR for June 19th 2:30-4:30. The Commissioners asked that I invite each of you to attend. Some of the topics that will be discussed are:

- Harvest levels
- Kitsap County Rifle & Revolver Club Lease
- Kitsap Forest
- Aquatic Issues - Kingston Outfall

Other issues may also be discussed. Please let me know if you will be able to attend.

Thanks, Deanna

Don Burger

From: KFolkert@PW_DO.kit08_po
Sent: Wednesday, April 18, 2001 11:24 AM
To: DErstad@ADM_DO.Kit01_po
Subject: Re: DNR Meeting

I'll be there...where ever "there" is!

Keith Folkerts
Natural Resources Coordinator
(360) 337-7098

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>>> Deanna Erstad 04/18/01 10:58AM >>>

I have scheduled a meeting for the Commissioners and DNR for June 19th 2:30-4:30. The Commissioners asked that I invite each of you to attend. Some of the topics that will be discussed are:

- Harvest levels
- Kitsap County Rifle & Revolver Club Lease
- Kitsap Forest
- Aquatic Issues - Kingston Outfall

Other issues may also be discussed. Please let me know if you will be able to attend.

Thanks, Deanna

Don Burger

From: VCleere@ADM_DO.Kit01_po
Sent: Saturday, July 21, 2001 7:22 PM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Courage Classic

Hey Franklin Michael, I really want to shoot this year. I would also like to do the Vashon shoot as well. It would be nice if we could get a core group of guys/gals together to form a shooting team(s). I will be there on 9/22. I shoot .40 caliber HK USP. Lets see if we can get a day or two at the BPD range to practice, and maybe the POPD range too.

Thanks, Joe 114.

>>> Frank Haney 07/19/01 12:52PM >>>

Once again it is time to plan for the Courage Classic, This year the match will be held September 22. Repristration will start at 0800 and shooting starts at 0900. The cost is \$100.00 per 4 man team. Line and Corrections may shoot together or separate teams or both. Practice on IPSC style shooting is held every Tuesday at the Kitsap Rifle and Revolver club starting at 1700. There is no cost for the practice shoots but you must supply all your own equiptment including ammo. For those who know you are going to shoot in the match I will need to know the type and caliber weapon you will be shooting so that I can get the ammo from the Department.

Remember that this is a charity shoot and we are representing the Sheriff's Office. Duty gear must be used, In addition there is a concealed carry class (IE Decetive style or Admin types) Duty gear is just as your would wear it on Duty either in Corrections or on Patrol. Concealed carry means that the weapon must be compleatly out of sight at the start of the shooting stage.

If you any other questions please contact me.

Frank Haney #35
Corrections Division 337-4437

Don Burger

From: LWatson@ADM_DO.Kit01_po
Sent: Tuesday, August 28, 2001 6:13 PM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Courage Classic

Sorry, Frank, I will not be able to make it this year, as I will be out of town for my anniversary and wifes birthday. Good luck, I'm sure you'll do fine without me. Thanks Lee B.

>>> Frank Haney 07/19/01 12:52PM >>>

Once again it is time to plan for the Courage Classic, This year the match will be held September 22. Repristration will start at 0800 and shooting starts at 0900. The cost is \$100.00 per 4 man team. Line and Corrections may shoot together or separate teams or both. Practice on IPSC style shooting is held every Tuesday at the Kitsap Rifle and Revolver club starting at 1700. There is no cost for the practice shoots but you must supply all your own equipment including ammo. For those who know you are going to shoot in the match I will need to know the type and caliber weapon you will be shooting so that I can get the ammo from the Department.

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If you any other questions please contact me.

Frank Haney #35
Corrections Division 337-4437

Don Burger

From: VCleere@ADM_DO.Kit01_po
Sent: Wednesday, September 19, 2001 4:53 PM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Courage Classic

Frank: Starurday is up in the air right now for me. I could not get the day off, and am scheduled to work swing shift. However, I could do a shoot through. Right now I plan to be there.

Thanks, Joe 114.

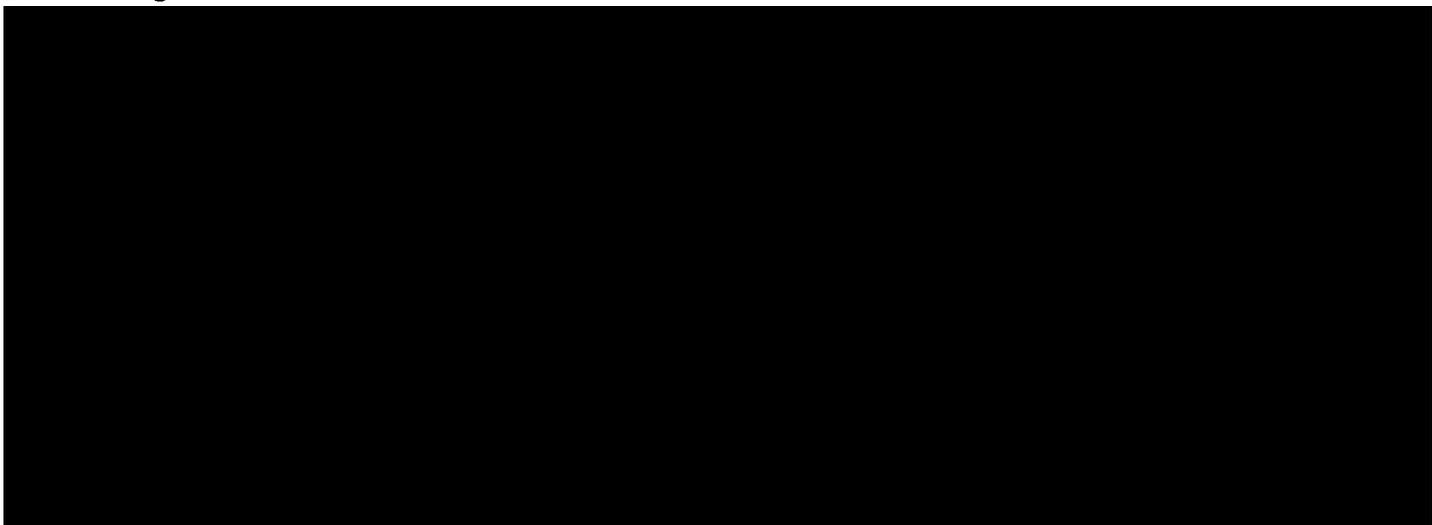
>>> Frank Haney 09/18/01 11:37AM >>>
So far I have heard from; Joe Cleere, Scott Wilson and Jeff Taylor. Is there anyone else who is going to shoot. Scott, Jeff and Joe are all shooting 40 cal. If there is anything differant please contact me ASAP.
The shoot is this Saturday 0800 Kitsap Rifle and Revolver Club

Thanks

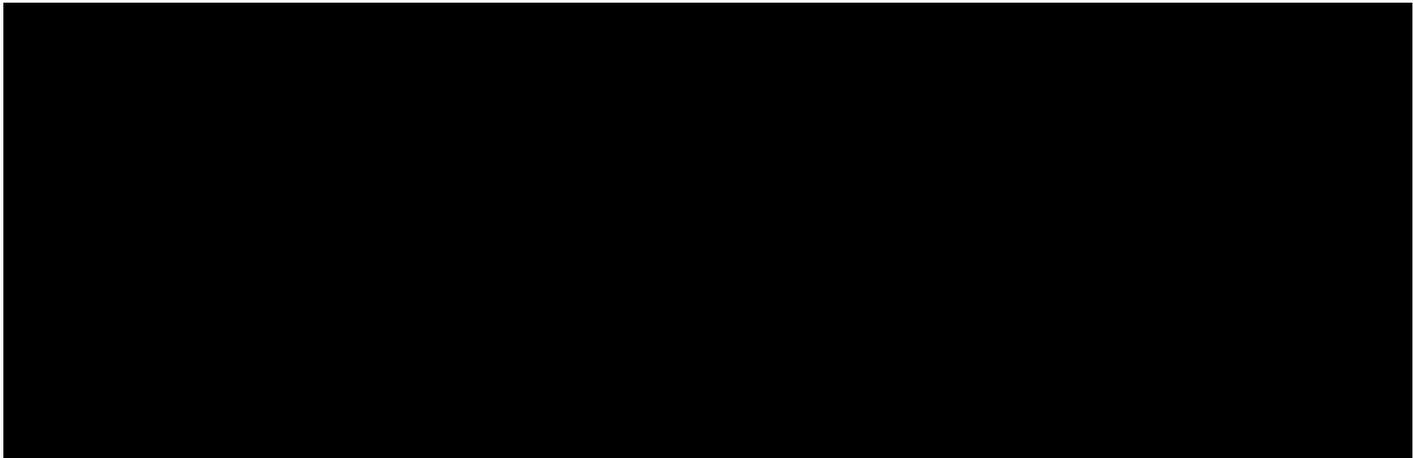
Haney 35

Don Burger

From: STanner@ADM_DO.KIT10_PO
Sent: Tuesday, October 09, 2001 2:37 PM
To: KRobinso@ADM_DO.Kit01_po
Cc: DPiercy@ADM_DO.Kit01_po; KAshcraf@ADM_DO.Kit01_po; KRoss@ADM_DO.Kit01_po;
SOHaleck@ADM_DO.Kit01_po
Subject: Fwd: Re: Gun Club Application



ST



Don Burger

From: KRobinso@ADM_DO.Kit01_po
Sent: Tuesday, October 09, 2001 3:03 PM
To: STanner@ADM_DO.KIT10_PO
Cc: DPiercy@ADM_DO.Kit01_po; KAshcraf@ADM_DO.Kit01_po; KRoss@ADM_DO.Kit01_po;
SOHaleck@ADM_DO.Kit01_po
Subject: Fwd: Re: Gun Club Application

[Redacted]

[Redacted]

[Redacted]

[Redacted]

ST

[Redacted]



Don Burger

From: DPiercy@ADM_DO.Kit01_po
Sent: Wednesday, October 10, 2001 9:02 AM
To: KRobinso@ADM_DO.Kit01_po; STanner@ADM_DO.KIT10_PO
Cc: KAshcraf@ADM_DO.Kit01_po; KRoss@ADM_DO.Kit01_po; SOHaleck@ADM_DO.Kit01_po
Subject: Re: Gun Range continued

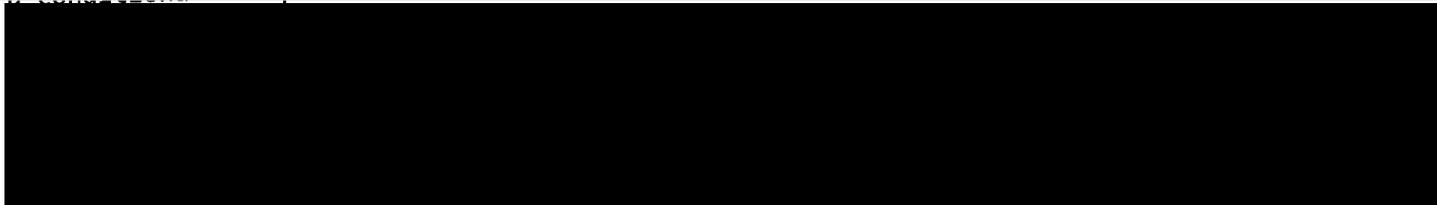
Kelly



>>> Kelly Robinson 10/10/01 08:49AM >>>

Sue,





Kelly

Don Burger

From: KRobinso@ADM_DO.Kit01_po
Sent: Wednesday, November 28, 2001 11:11 AM
To: BFreelan@ADM_DO.Kit01_po; SEKneip@ADM_DO.KIT10_PO
Subject: Draft code interpretation for the Olympic Gun Club
Attachments: Kelly's DRAFT Olympic Gun Club Code Interpretation.doc

Shelley and Bruce,



Kelly

November 27, 2001

William T. Linn
Gordon, Thomas, Honeywell, Malanca, Peterson & Daheim, P.L.L.C
1201 Pacific Avenue, Suite 2200
Post Office Box 1157
Tacoma, WA 98401

Subject: Code Interpretation for the Olympic Gun Club pre-application # 010924-128

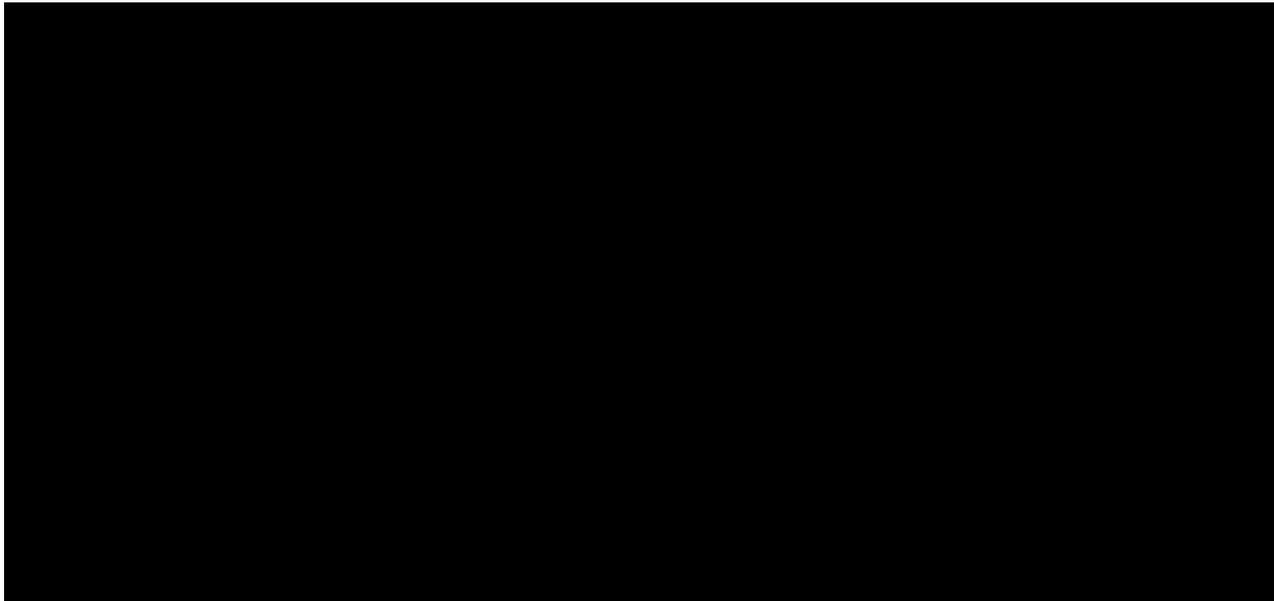
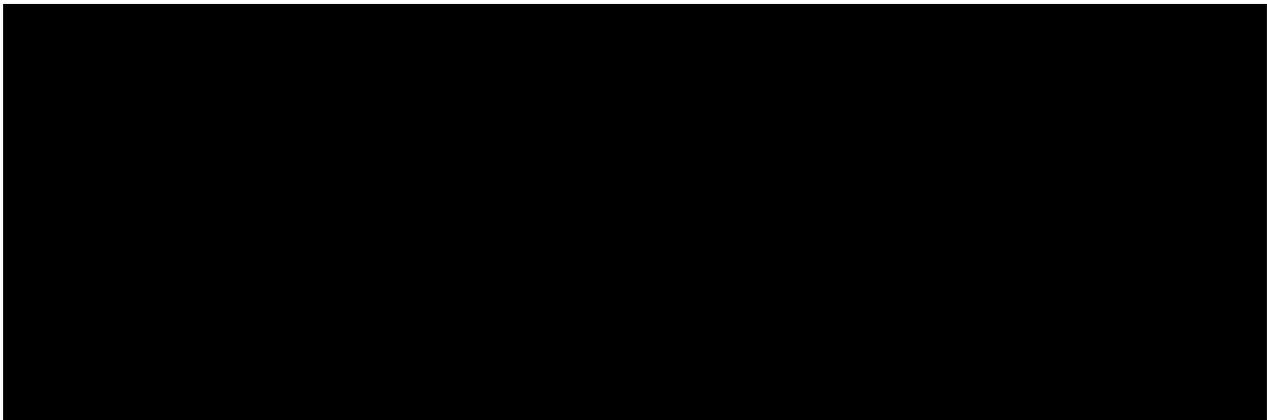
Dear Mr. Linn,

[Redacted]

[Redacted]

[Redacted]

[Redacted]



Sincerely,

Bruce Freeland
Director of Community Development

cc: Phil Cantor

Don Burger

From: Karsten Boysen [redacted]
Sent: Friday, January 11, 2002 2:38 PM
To: Commissioner@ADM_DO.Kit01_po
Subject: Olympic Gun Club & Arts Council
Attachments: Olympic GUN-Club.doc

Dear Commissioner Angel --

I was somewhat disappointed by your lack of response to my letter protesting the shooting range proposed near my property at Bear Lake. In case you didn't get my letter, it is attached.

ALSO, as a professional sculptor and artist with regional (Alaska and Washington public art commissions), I was greatly disappointed by what seemed to be very weak candidates you put forward for the Art Council. As the founder and former president of the Olympia Arts Commission, I can tell you it's essential that a variety of arts be represented on Council -- graphic artists do not really count that much when there are other visual artist available or other talented dancers, actors, and musicians that were NOT represented. It's pretty obvious which commissioner was opposed to the passage of the ordinance establishing the Arts Council. THAT is really disappointing!

As a former School Board president and member, and as a former legislative liaison, I will be watching your decisions VERY closely to make sure that you represent ALL of the people and not just the real estate industry where your bias obviously lies.

As a leader in the Bear Lake community, I have the ability to generate support in the next election for the person who best serves the peoples' interests.

It might be advisable for you to meet with the Bear Lake people for a little one-on-one dialogue so that there is no misunderstanding about where you are coming from.

If the Gun Club decision is not favorable to residential and environmental considerations, I will appeal to my friends in the Suquamish Tribe for moral and legal support.

Incidentally, I work in public relations -- information and education -- and could advise you on a number of issues, if you care. I currently do the commuting thing between LaPush and Port Orchard on alternate weekends with my wife, but will be retiring in about 18 months to Kitsap County.

Hoping to hear from you.

Regards,

Karsten J. Boysen

Quileute Natural Resources

Information and Education Director

POB 187

LaPush, WA 98350

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Wednesday, January 16, 2002 7:01 PM
To: [REDACTED]
Subject: Re: Olympic Gun Club & Arts Council

Hi, No I did not receive the attached letter. It was addressed to Kelly Robinson and I bet he received it. I will read it and check on the status of this as I have been out of town (returning last night) as my mom is terminal with cancer. I'm trying to get caught up and will get on this as soon as I can. Also with regard to the "Art Commission" - it was not my intention to have all artists on this commission - in fact I didn't know Judith had been a graphic artist until reading it myself. All three commissioners got together and compared notes and as almost all were artists, I felt it would be good to have just average citizens who really enjoy art as a part of this group. I'm sorry you were disappointed but possibly this will explain my logic. I'll be back in touch soon. I will e-mail Kelly now on the gun club and ask for him to contact you directly and to copy me too with the status. Thanks, Jan

>>> "Karsten Boysen" <[REDACTED]> 01/11/02 02:37PM >>>

Dear Commissioner Angel --

I was somewhat disappointed by your lack of response to my letter protesting the shooting range proposed near my property at Bear Lake. In case you didn't get my letter, it is attached.

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It might be advisable for you to meet with the Bear Lake people for a little one-on-one dialogue so that there is no misunderstanding about where you are coming from.

If the Gun Club decision is not favorable to residential and environmental considerations, I will appeal to my friends in the Suquamish Tribe for moral and legal support.

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Regards,

Karsten J. Boysen

Quileute Natural Resources

Information and Education Director

POB 187

LaPush, WA 98350

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Wednesday, January 16, 2002 7:02 PM
To: KRobinso@ADM_DO.Kit01_po
Subject: Fwd: Olympic Gun Club & Arts Council
Attachments: Olympic Gun Club & Arts Council

Didn't get this as it was addressed to you. Could you e-mail him (copy me) with the status on the Gun Club. I've already taken care of the rest of this one. Thanks, Jan

Don Burger

From: Karsten Boysen [REDACTED]
Sent: Friday, January 11, 2002 2:38 PM
To: Commissioner@ADM_DO.Kit01_po
Subject: Olympic Gun Club & Arts Council
Attachments: Olympic GUN-Club.doc

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Regards,

Karsten J. Boysen

Quileute Natural Resources

Information and Education Director

POB 187

LaPush, WA 98350

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Wednesday, January 16, 2002 7:11 PM
To: [REDACTED]
Subject: Re: Olympic Gun Club & Arts Council

PS My daughters own a local dance studio teaching over 400 people to dance each week. I have grown up with the arts and I personally love the arts - - if it were my money, I would have voted yes - however as you stated I must represent all the people and I took straw poles all over the county. The majority of these folks told me they did not support use of Gov. funds for this. I therefore had to respect that. I am also working locally to found an artist retail sales center with arts college here in my Dist. South Kitsap. Todate it is progressing well. Possibly when you get here you might be interested in getting involved. Jan >>> "Karsten Boysen" <[REDACTED]> 01/11/02 02:37PM >>>

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Hoping to hear from you.

Regards,

Karsten J. Boysen

Quileute Natural Resources

Information and Education Director

POB 187

LaPush, WA 98350

Don Burger

From: Steve Boyer [redacted]
Sent: Saturday, January 26, 2002 2:13 AM
To: crazypolitics@worldnet.att.net
Subject: Re: How many current CPL holders are there in Kitsap County?

Hi Mary,

I just returned from a visit to see my daughter. She has been attending Caperwray Bible College in New Zealand. I will find out the information as soon as I can; there are a significant number.

Steve

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

From: "Crazy Politics" <crazypolitics@worldnet.att.net>
To: "Boyer S" <[redacted]>
Sent: Monday, January 07, 2002 6:14 PM
Subject: How many current CPL holders are there in Kitsap County?

> Hi Sheriff Boyer,
> I'd like to know how many current CPL holders there are in Kitsap County.
Is
> this information readily available? If it's easier to tell me how many
were
> issued per year, then I'd like the information for the last 5 years.
> Thanks,
> Mary Swoboda
>
> PS: I'm looking for this information to get an idea what the potential
> is for Kitsap Rifle and Revolver Club to offer gun safety classes.
>
>

Don Burger

From: Lynda Siriwatanarong [REDACTED]
Sent: Monday, January 28, 2002 9:33 AM
To: Commissioner@ADM_DO.Kit01_po
Subject: Zoning of Gun clubs
Attachments: gun clubs.doc

Commissioner Angel, attached is a letter to the three commissioners in reponse to Commissioner Botkins request from me for information regarding gun club zoning, etc. Please share with all and DCD. This is a county-wide issue and does not address any specific proposal.

Thank you always. (I am using another's e-mail, mine is [REDACTED])

Phil Canter

CANTER DEVELOPMENT COMPANY
13915 52nd AVENUE NW
GIG HARBOR, WA 98332
Ph: (253) 857-4888 Fax: (253) 858-6752

January 28, 2002

Commissioner Jan Angel
Kitsap County Board of Commissioners
614 Division Street
Port Orchard, WA 98366

Subject: Zoning for Gun Clubs

Dear Commissioner Angel,

I understand from Laura Overton the Kitsap County Planning Commission may be meeting on Wednesday of this week to discuss certain aspects of the zoning code. It is apparent to me that the issue of zoning versus gun clubs needs to be addressed. This is a county-wide issue and I request you share this letter with Commissioner Endresen and Commissioner Botkin as well.

According to DCD, gun clubs, though not specifically defined are allowed only in the Rural Residential and Rural Protection zones, and specifically not in the more rural Interim Rural Forest zone. This situation arises through DCD's determination a gun club is a private recreational facility, which according to the Rural Use Tables, is not allowed in the IRF.

The Use tables do allow publicly-owned recreational facilities in the IRF. So if the county wanted to place a range on the exact same land, with the same users, the same rules, charging the same fees, the County could do it. But a "private" organization serving the public interest with state-required hunter safety classes, law enforcement training and qualifications, can not. This seems unfair and appears to give the County a monopoly for recreational uses in the IRF.

My attorney Bill Lynn and I have been provided a map by DCD showing areas and vacant parcels of land where a club may be possible to locate. Frankly, we almost had to laugh thinking we needed to try and get a conditional use permit for a Club on such small parcels in places like Olalla, Burley, Glenwood, Fragaria, Southworth, Colby, etc. Can you imagine the reaction in such communities?

This is how the State's law regulating firearms reads:

RCW 9.41.290

State preemption.

The state of Washington hereby fully occupies and preempts the entire field of firearms regulation within the boundaries of the state, including the registration, licensing, possession, purchase, sale, acquisition, transfer, discharge, and transportation of firearms, or any other element relating to firearms or parts thereof, including ammunition and reloader components. Cities, towns, and counties or other municipalities may enact only those laws and ordinances relating to firearms that are specifically authorized by state law, as in RCW 9.41.300, and are consistent with this chapter. Such local ordinances shall have the same penalty as provided for by state law. Local laws and ordinances that are inconsistent with, more restrictive than, or exceed the requirements of state law shall not be enacted and are preempted and repealed, regardless of the nature of the code, charter, or home rule status of such city, town, county, or municipality.

[1994 sp.s. c 7 § 428; 1985 c 428 § 1; 1983 c 232 § 12.]

RCW.9.41.300

(2) Cities, towns, counties, and other municipalities may enact laws and ordinances:

(a) Restricting the discharge of firearms in any portion of their respective jurisdictions where there is a reasonable likelihood that humans, domestic animals, or property will be jeopardized. Such laws and ordinances shall not abridge the right of the individual guaranteed by Article I, section 24 of the state Constitution to bear arms in defense of self or others;

The State law is clear. Counties may only regulate the discharge of firearms where there is a reasonable likelihood that humans, domestic animals, or property will be jeopardized. This is due to safety. The county implemented an ordinance to comply with state law and created safety standards for ranges. This ordinance allows for a safely constructed range to be sited to avoid the reasonable likelihood of hazard. It is not clear that zoning or conditional use permits are even legal in regulating ranges. The County has a Public Shooting Range Permit application which can appropriately determine that the necessary safety features are included within the range designs. (From a practical perspective, I would not necessarily dispute a county position limiting ranges to more rural areas and do not philosophically object to the Conditional Use Permit requirement for a range.)

Also, the county, in an apparent response to an earlier application, interpreted the no-shooting ordinance to disallow ranges in no-shooting areas, even on approveable ranges. The original ordinance allowed the creation of ranges even in no-shooting areas, according to my initial consultations with DCD a couple of years ago. The original language appears more consistent with State law and the "reasonable likelihood" criteria for restricting the discharge of firearms.

In light of these issues, I urge the Commissioners to ask the Planning Commission and DCD to make the necessary zoning changes to allow ranges in places like the IRF, where they make more sense than in more developed zones. The IRF is perfect for such uses and forestry can largely be sustained on, near, or adjacent to such uses.

The fix does not need to be difficult. A "C" (for conditional use) could replace the "X" under private recreational facilities in the IRF column. Or as Kelly Robinson pointed out, perhaps "Publicly-owned recreational facilities" should be changed to "Publicly-accessible recreational facilities". This would fairly allow a nonprofit club providing State-mandated training equal treatment to the county in creating such a use and eliminate the appearance of a monopoly for recreational facilities within the zone.

Commissioner Angel, I am hopeful the County can take quick action in resolving the dilemma of ranges versus zoning. I believe ranges should be allowed in the more rural areas, rather than the more developed neighborhoods. I am also hopeful we can work together in finding the right answers. I would greatly prefer to not go outside of the jurisdiction for legal determinations, etc. The "fixes" are too simple to end up in expensive and time-consuming legal battles. And if we have to try to put a range in a RR or RP zone, we will be putting the DCD staff in a nightmarish position with community groups in possibly several areas of South Kitsap until a suitable location is found.

Thank you so much for your attention to this matter. I am hopeful we can work these issues through!

Sincerely,

Phil Canter

Don Burger

From: JNSmith@ADM_DO.Kit01_po
Sent: Monday, January 28, 2002 4:51 PM
To: RKimball@ADM_DO.Kit01_po; SEKneip@ADM_DO.KIT10_PO; JHornbak@PW_DO.kit08_po; LKilmer@PW_DO.kit08_po
Cc: KRobinso@ADM_DO.Kit01_po
Subject: Wal-Mart Site Plan Submittal

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Unfortunately, I am pretty booked already (I guess everyone waited for me to get back from vacation). I have early Friday 2/1 and afternoon on 2/6 and 2/7 available. All other dates are full up. I would prefer that we meet internally at least a day before we meet with them, so that any legal issues that arise can be researched and digested prior to our meeting with them. I would not want back to back meetings.

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From: RKimball@ADM_DO.Kit01_po
Sent: Tuesday, January 29, 2002 1:05 PM
To: JNSmith@ADM_DO.Kit01_po
Subject: Re: Wal-Mart Site Plan Submittal

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Sent: Tuesday, January 29, 2002 3:56 PM
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Sent: Wednesday, January 30, 2002 12:13 PM
To: JNSmith@ADM_DO.Kit01_po; SEKneip@ADM_DO.KIT10_PO; JHornbak@PW_DO.kit08_po; LKilmer@PW_DO.kit08_po
Cc: KRobinson@ADM_DO.Kit01_po; DNSmith@PW_DO.kit08_po
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I have a noon meeting (I didn't think it would conflict so I didn't mention it), but I might be a few minutes late.

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Kitsap County D.C.D.
Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

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>>> Larry Kilmer 01/29/02 03:56PM >>>
Jeff S,

I am available for one of the 3 time periods Shelley is availalbe - Wed, 01-06.

We also need to invite Dave Smith.

Thanks, Larry

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Jim Towslee, Pacific Land Design and Jack McCullough would like to meet with staff to discuss the recent submittal of the Port Orchard Wal-Mart expansion this week or early next week. Couple of us have discussed it would be a good idea to schedule a short meeting before meeting with the Wal-Mart people.

The purpose would be to discuss the discrepancies in the submittal with the Bethel Corridor Plan, and a game plan on how to proceed with the application. It has been discussed to use the SEPA process to make a determination or mentioned today to have Wal-Mart challenge the staff's code interpretation before the Kitsap County Hearing Examiner, similar to the Gig Harbor Gun Club an option. Appreciate your feedback.

Please send me about three dates and times when you are available to meet. Thanks

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(360) 337-7022

Don Burger

From: RKimball@ADM_DO.Kit01_po
Sent: Thursday, January 31, 2002 9:17 AM
To: JNSmith@ADM_DO.Kit01_po
Subject: Re: Wal-Mart Site Plan Submittal

Alright with me. let me know.

>>> Jeff Smith 01/30/02 04:28PM >>>
I believe we are narrowing in on a time of 12:30. Sounds like we need to bring a sack lunch.

Jeff Smith
Kitsap County D.C.D.
Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

>>> Larry Kilmer 01/30/02 02:08PM >>>
Jeff S,

How about 12:30 so both Jeff R and Dave S can attend. Dave S has a mtg at 1:30 that conflicts with any mtg time involving 1:30- 2:30 time period.

Larry

>>> Jeff Smith 01/30/02 01:49PM >>>
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(360) 337-7022

Don Burger

From: RKimball@ADM_DO.Kit01_po
Sent: Thursday, January 31, 2002 12:11 PM
To: JNSmith@ADM_DO.Kit01_po
Subject: Re: Wal-Mart Site Plan Submittal

I will be there.

>>> Jeff Smith 01/30/02 04:28PM >>>
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Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

Don Burger

From: DNSmith@PW_DO.kit08_po
Sent: Thursday, January 31, 2002 12:57 PM
To: JNSmith@ADM_DO.Kit01_po; RKimball@ADM_DO.Kit01_po; SEKneip@ADM_DO.KIT10_PO; JHornbak@PW_DO.kit08_po; LKilmer@PW_DO.kit08_po
Cc: KRobinso@ADM_DO.Kit01_po
Subject: Re: Wal-Mart Site Plan Submittal

I like 2/5 too. Let me know. DNS

>>> Shelley Kneip 01/30/02 10:55AM >>>
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Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, February 04, 2002 5:50 PM
To: [REDACTED]
Subject: Re: Zoning of Gun clubs

I have just sent a "second request" on your letter to Bruce Freeland inquiring if he had responded to you as I have not received a copy of any type. Have you heard anything from him? Last Wed. in our work study session the topic of guns/zoning came up and it is to be a high priority on the DCD list of issues. Let's see what comes down on this. Jan

>>> "Lynda Siriwatanarong" <[REDACTED]> 01/28/02 09:32AM >>>
Commissioner Angel, attached is a letter to the three commissioners in response to Commissioner Botkins request from me for information regarding gun club zoning, etc. Please share with all and DCD. This is a county-wide issue and does not address any specific proposal.

Thank you always. (I am using another's e-mail, mine is [REDACTED])

Phil Canter

Don Burger

From: VodopichJ@lesa.net
Sent: Thursday, February 07, 2002 11:47 AM
To: JNSmith@ADM_DO.Kit01_po
Subject: Gun Club

Just heard from Phi Cantor that the HE overruled the DCD recommendation and will allow a gun club in the IRF zone! See you Friday after work. JPV

John P. Vodopich, AICP
Community Development Director
City of Gig Harbor
3125 Judson Street
Gig Harbor, Washington 98335-1221
(253) 851-4278
(253) 858-6408 Fax
vodopichj@lesa.net

Don Burger

From: JNSmith@ADM_DO.Kit01_po
Sent: Friday, February 08, 2002 3:09 PM
To: VodopichJ@lesa.net
Subject: Re: Gun Club

John can I take a rain check tonight?

Jeff Smith
Kitsap County D.C.D.
Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

>>> "Vodopich, John (Gig Harbor)" <VodopichJ@LESA.NET> 02/07/02 11:47AM
>>> >>>

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vodopichj@lesa.net

Don Burger

From: JNSmith@ADM_DO.Kit01_po
Sent: Thursday, February 21, 2002 4:07 PM
To: VodopichJ@lesa.net
Subject: Re: Gun Club

John

Sorry that I did not get back with you sooner. It has been crazy here with little time to sit at my desk. Lets try to get together and talk about wood. Want to talk to about the latest about the gun club.

Jeff Smith
Kitsap County D.C.D.
Zoning & Development Services
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vodopichj@lesa.net

Don Burger

From: VodopichJ@lesa.net
Sent: Thursday, February 21, 2002 4:16 PM
To: JNSmith@ADM_DO.Kit01_po
Subject: RE: Gun Club

Tomorrow after work for a cold one?

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

From: Jeff Smith [mailto:JNSmith@MAIL1.CO.KITSAP.WA.US]
Sent: Thursday, February 21, 2002 4:07 PM
To: VodopichJ@LESA.NET
Subject: Re: Gun Club

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(253) 858-6408 Fax
vodopichj@lesa.net

Don Burger

From: JNSmith@ADM_DO.Kit01_po
Sent: Thursday, February 21, 2002 4:58 PM
To: VodopichJ@lesa.net
Subject: RE: Gun Club

Yes, lets play it by ear. Waiting to see if wayne would be available tomorrow at Mary M's.
What do you think?

Jeff Smith
Kitsap County D.C.D.
Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

>>> "Vodopich, John (Gig Harbor)" <VodopichJ@LESA.NET> 02/21/02 04:15PM
>>> >>>
Tomorrow after work for a cold one?

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

From: Jeff Smith [mailto:JNSmith@MAIL1.CO.KITSAP.WA.US]
Sent: Thursday, February 21, 2002 4:07 PM
To: VodopichJ@LESA.NET
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(253) 851-4278
(253) 858-6408 Fax
vodopichj@lesa.net

Don Burger

From: VodopichJ@lesa.net
Sent: Friday, February 22, 2002 7:57 AM
To: JNSmith@ADM_DO.Kit01_po
Subject: RE: Gun Club

Mary M's works for me, keep me posted

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

From: Jeff Smith [mailto:JNSmith@MAIL1.CO.KITSAP.WA.US]
Sent: Thursday, February 21, 2002 4:58 PM
To: VodopichJ@LESA.NET
Subject: RE: Gun Club

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What do you think?

Jeff Smith
Kitsap County D.C.D.
Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

Don Burger

From: JNSmith@ADM_DO.Kit01_po
Sent: Friday, February 22, 2002 12:06 PM
To: VodopichJ@lesa.net
Subject: RE: Gun Club

yes I will

Jeff Smith
Kitsap County D.C.D.
Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

>>> "Vodopich, John (Gig Harbor)" <VodopichJ@LESA.NET> 02/22/02 07:56AM
>>> >>>
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Don Burger

From: HRoberts@ADM_DO.Kit01_po
Sent: Tuesday, March 05, 2002 12:04 PM
To: EAnderso@ADM_DO.Kit01_po
Subject: Olympic Gun Club Decision
Attachments: Olympic Sportsman Club.doc

Holly Roberts
Community Development
360-337-4488
hroberts@co.kitsap.wa.us

OFFICE OF THE HEARING EXAMINER

KITSAP COUNTY

REPORT AND DECISION

CASE NO.: 020110-002
OLYMPIC SPORTSMAN'S CLUB APPEAL OF THE DEPARTMENT
OF COMMUNITY DEVELOPMENT'S DECISION ON CODE
INTERPRETATION OF THE INTERIM RURAL FOREST (IRF) ZONE

APPELLANT: Olympic Sportsman's Club
13915 52nd Avenue NW
Gig Harbor, WA 98332

**PROJECT
REPRESENTATIVE:** William T. Lynn, Attorney at Law
1201 Pacific Avenue, Suite 2200
P.O. Box 1157
Tacoma, WA 98401

**PROPERTY OWNERS
OF RECORD:** Six twenty-acre parcels owned by four limited partnerships
(North Bay Properties, North Mason, Southwest Kitsap, and
Coulter Creek) at all:

P.O. Box 2453
Olympia, WA 98507

SUMMARY OF REQUEST:

The applicant is requesting Director's support to submit an application for a conditional use permit to construct a recreational vehicle park and associated recreational amenities including clubhouse with meeting facilities, a 50 meter pistol range, a 200 meter rifle range, and trap and skeet range on a 120-acre parcel in south Kitsap County zoned IRF. The Director has made a formal written code interpretation that the proposed uses are prohibited in the IRF zone. The Applicant is appealing this interpretation.

SUMMARY OF DECISION:

Appeal granted.

PUBLIC HEARING:

After reviewing Department of Community Development Staff Report and examining available information on file with the application, the Examiner conducted a public hearing on the request as follows:

The hearing was conducted in the chambers of the Kitsap County Board of Commissioners on January 10, 2002.

Parties wishing to testify were sworn in by the Examiner.

The following exhibits were submitted and made a part of the record as follows:

ITEM NO.	DOC. TYPE/SUBJECT	DATED	DATE REC'D.
1	Letter from Applicant	9/24/01	9/24/01
2	Site Plan	7/25/01	9/24/01
3	Assessors Map	No Date	9/24/01
4	Zoning Map	No Date	9/24/01
5	Pre-Application Meeting Request	N/A	9/24/01
6	Letter Scheduling Pre-Application Meeting	9/25/01	N/A
7	GIS Building Limitations Map	9/25/01	N/A
8	Written Summary of Pre-Application Meeting	10/23/01	N/A
9	Formal Request of Code Interpretation	11/13/01	No Rec'd Date
10	The Department of Community Development's Formal Interpretation of the Interim Rural Forest (IRF) Zone	12/4/01	N/A
11	Appeal of Administrative Decision	12/13/01	12/13/01
12	Staff Report	1/3/02	N/A
13	Affidavit of Posting	12/24/01	N/A
14	Agenda	No Date	N/A
15	Affidavit of Mailing – Agenda	1/7/02	N/A
16	13 Letters from Concerned Citizens	1/10/02	1/10/02
17	Highlighted Section of Rural Use Table from Kitsap County Zoning Ordinance from William Lynn	No Date	1/10/02
18	Letter from Kelly Robinson to Examiner	1/31/02	2/5/02
19	Letter response from William Lynn to Examiner	2/5/02	2/5/02

KELLY ROBINSON appeared, presented the Community Development Department Staff

Report and testified that no application had as yet been filed. At a preapplication meeting he discussed with the appellant a mixed use on the site to include a gun club, an RV park, and three ranges. Staff interpreted the zoning code and determined that such uses are not allowed in the IRF zone classification. The uses allowed in the IRF classification are set forth in the table of uses. The clubhouse activity and community hall uses are not allowed. Two different kinds of recreational uses are delineated, those that are private and those that are publicly owned. These terms are not defined, but clues to their meaning are found in three locations in the code where a gun club is mentioned as a private, recreational use. The applicant has indicated that the public will have access to the ranges, but even so, they will not be publicly owned. The RV activity is more complicated as such uses are allowed in combination with private or public facilities. The zoning code should be clearer, but staff feels that such combined uses are conditionally allowed in the IRF classification because public parks are allowed within such classification. It makes no sense why a private recreational use would be specifically disallowed, but then allowed as a conditional use if it is associated with an RV park. The public facility definition does not include this type of use as it addresses utility type uses. Nearly all private facilities are publicly accessible. He introduced eight letters into the record.

Appearing was WILLIAM LYNN, attorney at law on behalf of the appellant, who stated that the IRF classification allows a mixture of uses. They are proposing ranges, a meeting area, and an RV park. The only issue in the present hearing is whether they can file an application. He referred to the rules of interpretation and stated that we look first to the plain meaning of the words, that we favor a specific ordinance section over a general section, that we strive for consistent interpretation, and avoid absurd results.

MR. LYNN then questioned KELLY ROBINSON and solicited the following answers. A park is located on the other side of Dickenson Road and RR pockets of property are surrounded by the IRF classification. The FRL and the IRF classifications do not allow recreational facilities. However, they would consider an application for the appellant's facility in the Bear Lake community, but not here. The RP, RR, and URS zone classifications contemplate more highly developed areas with residential and other uses. IRF areas would have fewer residences and larger lot sizes. He is not privy to the considerations of the Board of Kitsap County Commissioners. It makes more sense to locate a range in a less dense area. Use 28 allows several uses in combination. Hotels are not allowed except in combination with other uses. Two uses allowed in Use 28, to include private recreational uses, are prohibited in the zone. The code does use the word "or". We are talking about zones where these uses are allowed. The "X" which means disallowed is shown for a private recreational facility, but the "C" which is allowed by conditional use permit shows is shown for a public park. However, this would be to the extent to which the appellant's use is allowed in the zone. It would have been easier to interpret the code if the Council had created another section in the zoning code to address private facilities, leaving public facilities in 28. The Council knew how to distinguish between private and public facilities and did so in Uses 16 and 17. It could also have been done in Use 28 and staff is doing so. The combination of uses is different than the stand alone uses. The code is more liberal

in allowing combination of uses. The private recreational facilities phrase appears in Uses 17 and 28. Use 28 is more specific as it refers to actual uses versus private recreational uses. The applicant's proposal would fit better if it added overnight accommodations, but remedying that deficiency doesn't overcome the limitations to public park. He feels that the code requires a firing range to be incorporated within a public park. MR. LYNN continued his testimony by stating that Use 28 better describes the proposal as opposed to Use 17. Why the distinction? Because a combination use is a destination use and more compatible with the IRF area. Other examples of intense uses in the rural area include the master planned resort and the other exceptions mentioned in state law. On its face, the exceptions contemplated in the rural area specifically apply to this project. The fundamental rule is that we give meaning to all words in the ordinance. We can't read in additional words. Staff's interpretation requires us to change the "C" to an "X" and thus change a black to white reading. The County Commissioners wouldn't have required staff to read an "X" as a "C". They would have differentiated between public and private if they so intended. The general versus specific interpretation is exactly contrary to staff's interpretation. Staff's interpretation will also lead to an absurd result as the applicant cannot apply for a gun club in the IRF zone, but could apply for one at a Bear Lake lot and in fully developed areas. State law may have preempted the regulation of gun club, but they have not evaluated that argument.

Appearing was WANDA NELSON who desired to discuss the impact of the facility on Bear Lake and the absurdity of proposing a facility in Bear Lake.

Appearing was KEVIN FONTENOI who testified that the County Commissioners cannot write a law to cover everything. We must err on the side of caution. Laws are adopted with errors and require us to interpret them, and they should be interpreted on the side of caution.

Appearing was DEANNA PIERSON who agrees with the County's interpretation. Even considering a multi-use, it remains a private facility. Quite a few places have meeting facilities and RV parking, but are still a private facility and prohibited. If it is a public facility, it would be limited to rural uses. The IRF zone is only for timber production and resource preservation.

No one spoke further in this matter and so the Examiner took the request under advisement.

NOTE: A complete record of this hearing is available in the office of Kitsap County Department of Community Development.

FINDINGS, CONCLUSIONS AND DECISION:

FINDINGS:

1. The Hearing Examiner has admitted documentary evidence into the record, heard testimony, and taken this matter under advisement.
2. Proper notice was given.
3. This request is exempt from review under SEPA.
4. The appellant desires to establish a combination of uses on a 120 acre parcel of property located in the Interim Rural Forest (IRF) zone classification of the Kitsap County Zoning Ordinance (KCZO). The parcel is located north of Bear Lake, a residential community, and abuts the west property line of the May Ranch parcels. The parcel would gain access from either Dickenson Road to the east or Lake Flora Road to the north. The appellant proposes to improve the site with a clubhouse for the Olympic Sportsman's Club, three firearms ranges (pistol, rifle, and skeet), and a recreational vehicle (RV) park, and associated parking.
5. Section 320.020 KCZO contains the Rural Use Table which sets forth 28 land use types and designates them as allowed, allowed subject to a special use permit, and prohibited in the rural zone classifications to include IRF. Staff has determined that the proposed clubhouse meets the definition of Use 26 which reads:

Community buildings, social halls, lodges, clubs and meeting places.

Staff has also determined that the firearms ranges fall under Use 17 of the Table which reads "private recreational facilities". In making its determination, staff points to Sections 325.030(D), 330.030(D), and 340.030(D) KCZO which read:

Private recreational facilities, such as marinas, country clubs, and golf course, but not including such intensive commercial recreation uses as a golf driving range (unless within a golf course), race track, amusement park, or gun club.

The appellant asserts that the firearms ranges could fall under Use 16 in the Rural Use Table which reads "publicly owned recreational facilities" in that the ranges would be open to the public. However, the Examiner agrees with staff that since the appellant's facility will not be "publicly owned", it is properly included within the "private recreational facilities" use type. The RV park falls under the "Recreational vehicle camping parks" use type which is not a listed use in the Rural Use Table, and therefore prohibited in the IRF and other rural zone classifications.

6. The Rural Use Table allows "publicly owned recreational facilities" (Use 16) subject to a conditional use permit in the IRF zone classification, but prohibits both "private recreational facilities" (Use 17), "community buildings, social halls, lodges, clubs and meeting places" (Use 26), and RV parks (not a listed use). However, the Rural Use

Table allows the following combination of uses in the IRF classification subject to a conditional use permit:

28. Overnight accommodations, meeting facilities, and recreational vehicle (RV) facilities associated with a public park or private recreational facilities.

Thus, while the Rural Use Table prohibits private recreational facilities, clubs, and RV parks within the IRF classification when proposed as individual uses, the Table allows such uses in combination.

7. The Department of Community Development (DCD) in its interpretation of the Rural Use Table asserts that Use 17 specifically prohibits “private recreational facilities” to include gun clubs, and that Use 28, a more general provision, allows a combination of uses in the IRF zone. DCD staff asserts that the specific prohibition in Use 17 takes precedence over the more general Use 28. To further resolve the inconsistency, staff looks to Use 16 which specifically authorizes “publicly owned recreational facilities” in the IRF classification. Since Use 16 would include the “public park” authorized in Use 28, then overnight accommodations, meeting facilities, and recreational vehicle facilities associated with a public park would be allowed subject to a conditional use permit in the IRF classification. However, because Use 17 specifically prohibits “private recreational facilities” in the IRF classification, then Use 28 would not authorize overnight accommodations, meeting facilities, and recreational vehicle facilities in association therewith. Staff further notes that both publicly owned and private recreational facilities are allowed in the Rural Protection (RP), Rural Residential (RR), and Urban Reserve (URS) zone classifications subject to either site plan review or a conditional use permit, and that Use 28 is also allowed in said zone classifications subject to a conditional use permit. Therefore, Use 28 is consistent with Uses 16, 17, and 26 in all other rural zone classifications. To make Uses 16, 17, and 26 consistent with Use 28 in the IRF classification, staff asserts that a distinction must be made in Use 28 between “public park” and “private recreational facilities”. Staff has determined that since private recreational facilities are prohibited in the IRF zone, then the combination of uses therewith would likewise be prohibited. Conversely, since public parks are allowed in the IRF zone, then the combination of uses therewith would likewise be allowed. Since the proposed firearms ranges (private recreational facility) are prohibited, all uses associated therewith are also prohibited (clubhouse and RV park).
8. The appellant asserts that the language of Use 28 explicitly permits integrated uses has no ambiguities, and requires no interpretation. Staff’s interpretation either reads language into Use 28 or eliminates the phrase “or private recreational facilities”. Staff in its interpretation either adds to Use 28 the language “but only in such zones as the associated public parks or private recreational facilities are otherwise

permitted”; or establishes another use category separating public parks from private recreational facilities. The appellant further asserts that since the legislative body distinguished between publicly owned recreational facilities and private recreational facilities in Uses 16 and 17, it could also have done so in Use 28. However, it did not do so, and since the unambiguous language of Use 28 allows a combination of uses to include a firearms range, staff must accept the application. By disallowing overnight accommodations, meeting facilities, and recreational vehicle facilities in association with private recreational facilities in the IRF zone, appellant asserts that staff changes the Rural Use Table by substituting an “X” (prohibited) for a “C” (authorized by conditional use permit). Staff has therefore improperly amended the plain language of the KCZO.

9. At the time of its adoption in May, 1998, the Kitsap County Comprehensive Plan was apparently the subject of litigation in the Superior Court and before the Central Puget Sound Hearings Board regarding uses allowed in the IRF designation. The Goals and Policies section of the Rural and Resources Lands Chapter of the comprehensive plan refers to litigation when it defines the IRF designation as follows:

This designation is applied to larger parcels of land in contiguous blocks that are forested in character, that have been actively managed for forestry and harvested, and that are currently taxed as timber lands pursuant to state and county programs. These lands have been considered for designation as long term commercial forestry and are subject to ongoing litigation regarding their status....

The definition goes on to state that pending resolution of the legal issues, IRF lands will be designated for rural forestry use which will permit timber harvesting and management along with resource supporting commercial or industrial activities. Under its Implementation, Strategies, and Programs section, the comprehensive plan notes that following completion of the litigation: “The criteria for long-term commercial forest lands will be reviewed and may be revised”. The plan states that said criteria will be applied to lands within the IRF designation to determine any appropriate changes. Policies RL 41, RL 42, and RL 43 of the comprehensive plan encourage continuation of forestry uses and prohibit residential buildings within 100 feet of any property line of IRF property unless the applicant for a building permit acknowledges the resource activity and waives any damages which may occur. Said policies also require Kitsap County to notify nearby landowners and occupants of the continued use of IRF parcels for resource production. Thus, the comprehensive plan contemplated that IRF parcels would continue to be used by the forest products industry until the completion of the litigation when the criteria would be reviewed and possibly revised. The KCZO became effective February 15, 1999, and authorizes many uses in the IRF classification that it prohibits in the Forest

Resource Lands (FRL) classification to include Uses 16 and 28. Thus, it appears that the litigation resulted in a liberalization of uses allowed in the IRF classification, to include uses inconsistent with forestry. Such is consistent with the legislative history of the Rural Use table as described in Exhibit "18" and Finding 18, hereinafter.

10. Section 301.010 KCZO sets forth the purpose of the IRF zone classification as follows:

This zone is intended to encourage the preservation of forest uses, retain an area's rural character and conserve the natural resources while providing for some rural residential use. This zone is further intended to discourage activities and facilities which can be considered detrimental to the maintenance of timber production. Residents of Interim Rural Forest (IRF) residential tracts shall recognize that they can be subject to normal and accepted farming and forestry practices on adjacent parcels.

Section 301.020 KCZO refers to the Rural Use Table found at Section 320.020 KCZO for the uses permitted in the IRF zone classification. Several uses allowed in the IRF classification are inconsistent with forestry use and are prohibited in the FRL zone classification which has as its primary land use, "commercial timber production and harvesting". Uses allowed in the IRF classification, but prohibited in the FRL classification include agricultural uses, duplexes, commercial stables, bed and breakfast houses, kennels, nurseries, publicly owned recreational facilities, places of worship, public and private schools, and performance based developments. Thus, the IRF zone classification allows uses inconsistent with forestry and uses which would remove large parcels from forestry production. Use 28 is not inconsistent with other uses allowed in the IRF classification. In fact, staff agrees that overnight accommodations, meeting facilities, and RV facilities associated with a "public park" would be allowed uses in the IRF zone subject to a conditional use permit.

11. The Rural Use Table, at least for the IRF zone classification, would appear to contain ambiguities or inconsistencies in the intensity of use and the type of use allowed/prohibited by Uses 17, 26, and 28. However, no ambiguity exists in the language of Use 28 or for that matter in the language of any other use described in the Rural Use Table. The Director of the Kitsap County Department of Community Development is charged with the administration, interpretation, and enforcement of the KCZO. As stated by the Washington Court of Appeals in Friends of the Law v. King County, 63 Wn. App 650 (1991):

It is axiomatic that courts give considerable deference to the construction of ordinances by those officials charged with their

enforcement. 63 Wn. App 650 and 654.

The Washington Supreme Court in Hama Hama v. Shorelines Hearings Board, 85 Wn. 2d 441 (1975), set forth the following rule of statutory interpretation when a statute is ambiguous:

Finally, when a statute is ambiguous – as in the instant case – there is the well known rule of statutory interpretation that the construction placed upon a statute by an administrative agency charged with its administration and enforcement, while not absolutely controlling upon the courts should be given great weight in determining legislative intent...At times, administrative interpretation of a statute may approach “law making,” but we have heretofore recognized that it is an appropriate function for administrative agencies to “fill in the gaps” where necessary to the effectuation of a general statutory scheme...It is likewise valid for an administrative agency to “fill in the gaps” by statutory construction – as long as the agency does not purport to “amend” the statute. 85 Wn. 2d 441 at 448. (emphasis supplied).

Courts give wide latitude to the interpretation of zoning ordinances by agencies charged with their administration. However, courts specifically prohibit an agency from amending a statute. Staff has attempted to resolve an apparent inconsistency in the Rural Use Table wherein the Table prohibits uses singularly, but allows them in combination with other prohibited uses. However, in its attempt, staff has “amended” the clear and unambiguous language of Use 28 by rendering nugatory the phrase “or private recreational facilities”, and by placing an “X” along with the “C” in the IRF zone classification for the combination of uses when associated with a private recreational facility. Such amounts to amending the zoning ordinance which is prohibited by the Supreme Court in Hama Hama, supra.

12. The appellant argues that the combination of uses authorized in Use 28 is more compatible with the rural area than the prohibited individual uses. RCW 36.70A.350, a portion of the State Growth Management Act (GMA), allows fully contained communities outside of the urban growth areas; RCW 36.70A.360 authorizes master planned resorts outside of urban growth areas; and RCW 36.70A.365 authorizes major industrial development outside of urban growth areas. While the Kitsap County Board of Commissioners has not elected to authorize such uses in the rural area of Kitsap County, the combination of uses allowed in Use 28 does not appear inconsistent with the several intense uses allowed in the rural area by GMA. Thus, the Board could very well have intended to prohibit individual private recreational facilities and community buildings located sporadically throughout the IRF zone classification. However, if such uses were to be combined with overnight accommodations, RV facilities, and publicly owned or private recreational facilities,

the Board might have felt that such combined use was consistent with the intent of GMA for the rural area.

13. The Examiner further notes that the inconsistency between Use 26 and Use 28 is not limited to the IRF zone classification. Use 26 prohibits community buildings, social halls, lodges, clubs, and meeting places in the URS zone classification, but Use 28 permits such uses in combination, the same as in the IRF zone classification. Thus, the legislative body in two separate zone classifications prohibits singular uses, but allows such uses in combination with other uses. The same action in two separate zone classifications lends credence to the position that the legislative body fully intended to authorize uses in combination which would otherwise be disallowed. Furthermore, neither overnight accommodations nor recreational vehicle facilities are even mentioned in the Rural Use Table other than in Use 10 which authorizes a bed and breakfast house within all rural zone classifications with the exception of FRL. Thus, while hotels, motels, and RV parks are not authorized individually in any rural zone classification, they are allowed in all such classifications except FRL by Use 28. Finally, the legislative body distinguished between publicly owned recreational facilities and private recreational facilities in Uses 16 and 17 and could easily have done so in Use 28, but did not.
14. The text and supporting cases cited in Chapter 18, Anderson's American Law of Zoning, 4th Edition show that courts, when required to interpret the language of a zoning ordinance to determine the extent of restriction upon use of property, almost uniformly rule in favor of the property owner where doubt exists as to the intent of the legislative body (Anderson's, supra., Section 18.05). Thus, in the present case, even assuming ambiguity between Uses 17 and 26 and Use 28, courts will resolve the ambiguity in favor of the proposed use of the property by its owner and not "on the side of caution" as residents have encouraged. Washington court decisions are consistent with those cited in Anderson's and strictly construe zoning ordinances which hinder or prevent owners from freely using their property. Keller v. Bellingham, 92 Wn. 2d 726 (1979).
15. Following conclusion of the public hearing the Examiner in a letter to Kelly Robinson, Kitsap County Department of Community Development, requested any legislative history surrounding the adoption of the Rural Use Table found in Section 320.020 KCZO. Mr. Robinson responded in a letter dated January 31, 2002 (Exhibit "18") and noted as follows:
 - A. Prior to January, 1997, the KCZO did not have a Use 28. In January, 1997, the zoning code was amended to add Use 28 which at that time read "Recreational Vehicle (RV) park – associated with a public park". Said use was prohibited in the "Rural Wooded" zone classification which later became the IRF classification.

- B. In the February, 1998, draft amendment to the KCZO, Use 28 was changed by adding the following underlined language:

Overnight accommodations, meeting facilities, and recreational vehicle (RV) facilities associated with a public park or private recreational facilities.

Again, Use 28 was prohibited in the Rural Wooded classification.

- C. The March, 1998, draft KCZO did not change the language of Use 28, but allowed Use 28 as a conditional use in the IRF zone classification. The draft language was included in the June, 1998, version of the KCZO. Thus, when the Rural Wooded zone was changed to the IRF zone, Use 28 was changed from "prohibited" to "allowed as a conditional use".
- D. The Board made no changes to Use 28 in the February, 1999 version of the KCZO.

Mr. Robinson summarizes the above changes to the zoning code as follows:

The expanded combination of uses was prohibited in the February, 1998, draft, but allowed as a conditional use in the March, 1998, draft. Note that this change occurred at the same time as the change in the name of the zone from Rural Wooded to Interim Rural Forest. That this was an intentional change, and not a clerical error, is supported by the fact that one other significant change was also made to the table: Performance Based Developments, prohibited in the February draft, were allowed with a site plan review in the March draft.

The legislative history establishes that the mixed uses authorized by Use 28 were intentionally added in the January, 1997, draft. Use 28 is not a remnant from a prior zoning code draft nor is it restricted or explained through a footnote as are many other uses in the Rural Use Table. Furthermore, Use 28 was broadened in the February, 1998, draft to add uses associated with "private recreational facilities". Again, such shows an intent by the legislative body to include and allow the combination of uses. Nothing suggests a clerical error or an intention to prohibit such combination of uses in the IRF classification. Furthermore, "public park" and "private recreational facilities" were added to Use 28 at separate times. Had the County intended a different treatment for public parks and private recreational facilities, it would have created a new use type. By lumping "private recreational facilities" into the same Use 28 as "public park", the legislative body intended to authorize combinations of uses with either a public or private facility.

CONCLUSIONS:

1. The Hearing Examiner has jurisdiction to consider and decide the issues presented by this request.
2. Use 28 of the Rural Use Table does not contain ambiguous language and allows, subject to obtaining a conditional use permit, a meeting facility, recreational vehicle park, and private recreational facility in combination. The appellant's proposal of a combination clubhouse, recreational vehicle park, and private firearms ranges is allowed by Use 28 in the IRF zone classification subject to a conditional use permit.
3. Use 17 of the Rural Use Table prohibits private recreational facilities in the IRF zone classification and Use 26 prohibits community buildings, social halls, lodges, clubs, and meeting places in the IRF classification when applied for individually. However, when included with the combination of uses set forth in Use 28, such uses are allowed in the IRF classification subject to a conditional use permit.
4. Assuming an ambiguity in the Rural Use Table, the resolution of the inconsistency/ambiguity by the Director of the Department of Community Development is entitled to substantial weight so long as the Director does not amend the zoning ordinance. Interpreting the Rural Use Table in a manner which changes, eliminates, or adds language to Use 28 amends the Rural Use Table.
5. The legislative history makes clear the intent of the legislative body to allow the combination of uses set forth in Use 28 in the IRF classification subject to a conditional use permit.

DECISION:

The appeal of the Olympic Sportsman's Club is hereby granted. The Club's proposed combination of uses to include a clubhouse with meeting facilities, firearms ranges, and a recreational vehicle park is allowed in the Interim Rural Forest zone classification of the Kitsap County Zoning Ordinance, subject to obtaining a conditional use permit.

ORDERED this _____ day of February, 2002.

STEPHEN K. CAUSSEAU, JR.

Hearing Examiner

TRANSMITTED this _____ day of _____, 2002, to the following:

APPELLANT: Olympic Sportsman's Club
13915 52nd Avenue NW
Gig Harbor, WA 98332

PROJECT REPRESENTATIVE: William T. Lynn, Attorney at Law
1201 Pacific Avenue, Suite 2200
P.O. Box 1157
Tacoma, WA 98401

PROPERTY OWNERS OF RECORD: Six twenty-acre parcels owned by four limited partnerships (North Bay Properties, North Mason, Southwest Kitsap, and Coulter Creek) at all:

P.O. Box 2453
Olympia, WA 98507

OTHERS:

Bill Duley	10245 May Ranch Lane SW	Port Orchard, WA 98367
Phil Nicholet	11958 Alpine Drive SW	Port Orchard, WA 98367
Kathleen Ottarson	11862 Alpine Drive SW	Port Orchard, WA 98367
John Vodopich	3125 Judson Street	Gig Harbor, WA 98335
Mark Douglas	10155 May Ranch Lane SW	Port Orchard, WA 98367
Susan Giles	100 Tracy Avenue N.	Port Orchard, WA 98367
Gordon Gosser	3812 SE Buckingham Drive	Port Orchard, WA 98367
Rich Reuter	11411 Cub Drive SW	Port Orchard, WA 98367
Teresa Wilkenson	12078 Alpine Drive SW	Port Orchard, WA 98367
Jeff Baker	11838 Alpine Drive SW	Port Orchard, WA 98367
Kevin Fontenoi	11325 Cub Drive	Port Orchard, WA 98367
Elizabeth Harkeom	11801 Alpine Drive SW	Port Orchard, WA 98367
Sophia Peterson	11547 Alpine Drive SW	Port Orchard, WA 98367
Nikki Fox	11813 SW Alpine Drive SW	Port Orchard, WA 98367
Delores Nicolet	11958 Alpine Drive SW	Port Orchard, WA 98367
William Gochicoa	12006 Alpine Drive SW	Port Orchard, WA 98367
Jack Browning	118927 Alpine Drive SW	Port Orchard, WA 98367
Richard Jones	11789 Alpine Drive SW	Port Orchard, WA 98367
John Larry Scott	10175 May Ranch Lane	Port Orchard, WA 98367

Lloyd Hartshorn 11694 Alpine Drive SW
Laura Johannes P.O. Box 1089
Robert Wood 11670 Alpine Drive SW
Deanna Pierson 11382 Alpine Drive SW
Carol Wood 11670 Alpine Drive SW
Scott Edwards 11507 Steele St. S. #200
James Lindsey 11598 Alpine Drive SW
Geoff Moore 9216 Randall Drive NW #20
Ann Pilla 11814 Alpine Drive SW
Bill Lynn P.O. Box 1157
Elizabeth Williams 2950 Mile Hill Dr. SE

Port Orchard, WA 98367
Belfair, WA 98528
Port Orchard, WA 98367
Port Orchard, WA 98367
Port Orchard, WA 98367
Tacoma, WA 98444
Port Orchard, WA 98367
Gig Harbor, WA 98332
Port Orchard, WA 98367
Tacoma, WA 98401
Port Orchard, WA 98366

Kitsap County Board of Commissioners (2)
Kitsap County Department of Community Development
Kitsap County Department of Public Works
Kitsap County Prosecutor – Civil Division
Kitsap County Fair and Parks Division
Bremerton-Kitsap County Health Department
The Sun Newspaper

Pursuant to Kitsap County Ordinance 128 (as amended), REQUESTS FOR RECONSIDERATION of the Examiner's Decision in this matter must be filed in writing at the Department of Community Development on or before _____, 2002. The filing of a Request for Reconsideration will affect or stay the time for which a Notice of Objection shall be filed. Prior to filing a Request for Reconsideration, the sum of FIFTY AND NO/100 DOLLARS (\$50.00) shall be paid at the Department of Community Development.

Pursuant to Kitsap County Ordinance 128 (as amended), Kitsap County Ordinance 219-1998 (Land Use and Development Procedures Ordinance), and the Land Use Hearing Examiner Rules of Procedure, an OBJECTION to the Examiner's Decision may be filed, in this matter, in writing, with the Clerk of the Board of County Commissioners, on or before _____, 2002. Prior to the filing of an Objection, the objector shall pay the sum of ONE HUNDRED TWENTY-FIVE AND NO/100 DOLLARS (\$125.00) to the Department of Community Development.

Don Burger

From: KRobinso@ADM_DO.Kit01_po
Sent: Friday, March 29, 2002 5:55 PM
To: BFreelan@ADM_DO.Kit01_po
Cc: Dave Tucker; JNSmith@ADM_DO.Kit01_po
Subject: Request for Code Interpretation

Bruce,

Jeff has received a written request for a Director's Code Interpretation of our decision to deny a request to expand the hours of operation of the Erland's Point Arco without a new land use application. Here is an outline of the facts:

They applied in Sept 1997 requesting hours of operation between 6AM and 10PM. They were granted an SPR in June 1998 with a specific condition that the hours of operation be as requested in the application, and that the station "shall not be a 24 hour a day operation" The SPR analysis cites the need to protect the adjacent residential uses by "such items as hours of operation". They recently completed construction of the station with permits. Shortly after occupancy they requested a change in the hours of operation to 5AM to 2AM. Jeff denied the request based on the condition in the SPR, saying that the hours were a critical condition and that they would need a new SPR application to change the condition. on March 28, 2002 we received a letter from Bill Broughton challenging Jeff's interpretation of the approval and our authority to administratively change the hours, and asking for a Director's Code Interpretation under 21.04.010.D.

Jeff and I will prepare a draft letter for your review and signature, in the same format we used for the Gun Club code interpretation.

Kelly

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 08, 2002 12:03 PM
To: [REDACTED]
Subject: Re: No fire Zone

I wanted to clarify the vote on "the no fire zone". We were instructed to vote with regard to the petition and to RCW 9.41.300(2)(a) showing proof of the findings that there was "a reasonable likelihood that humans, domestic animals or property will be jeopardized". That decision had to be made based on the information provided to us as of this date. With only four call in complaints made about shots "some where in the surrounding area" since 1996 and with no current incidents brought forward, I had to conclude proof was not made.

As far as the Gun Club, this is another subject. Should these people decide to make application for a Gun Club, then it will be handled through their Conditional Use Permit Application, hearing, etc. At that time, testimony would again be taken and decisions made accordingly.

I hope this helps at least clarify my reasoning. In" RCW 10.24.090, Discharge of firearms-Areas where prohibited", it states all the precautions currently in effect, #5 being that your lake area has 500 yards of current protection. All the rules of how this applies can also be found in this section (if you would like a copy, please let me know) Jan

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Tuesday, April 09, 2002 10:03 AM
To: [REDACTED]
Subject: Re: no-fire zone

Hi again, I have just mailed a letter to you, responding to your letter to the editor and have enclosed a copy of the RCW as well - - so it is on the way. I don't know why the vote was as it was - - Commissioner Botikin was the one at the hearing that kept stressing what the RCW said and what we had to consider. There was conversation that over the years this keeps coming up and coming up so maybe it should be addressed by ordinance for the entire county. I stated I would be glad to look at and consider an ordinance revision but that did not affect the petition status and how the RCW was written. I thought and still feel I addressed the RCW as I had to. If and when the Gun club issue comes forward then I will start thru the process again on the what, how and where. Jan

Don Burger

From: JNSmith@ADM_DO.Kit01_po
Sent: Friday, April 12, 2002 1:52 PM
To: KRobinso@ADM_DO.Kit01_po
Subject: Erlands Point Decision
Attachments: Erlands Fueling Decision.doc

Kelly,

Thanks for sending me a copy of your previous Gun Club decision. Attached is copy of the draft Director's Interpretation to Bill Broughton for the Erlands Point/Chico Mobil Convenience Store. Hope this is close to what you intended.

Jeff Smith
Kitsap County D.C.D.
Zoning & Development Services
<http://www.kitsapgov.com/>
(360) 337-7022

Don Burger

From: Ken Houghton [REDACTED]
Sent: Monday, April 15, 2002 9:51 AM
To: Commissioner@ADM_DO.Kit01_po
Subject: No Shooting zones-

To County Commissioners-

At your April 1 meeting, you granted a petition for a no shooting zone at Alpine lake, and discussed amending current county law concerning no shooting zones. However, I heard no one discuss the need to refer either issue to the appropriate review committee that has been established within the county code. Is there a reason why this review committee is being ignored? Do you intend to convene this committee prior to any further discussion of amending the current law regarding no shooting zones? Please let me know your intentions in this matter.

Sincerely-

Ken Houghton
[REDACTED]
[REDACTED]
[REDACTED]

- > 10.24.105 Review committee.
- >
- > (a) A review committee is created for the purpose of recommending
- > to the county board of commissioners the appropriate criteria for
- > ranges and for petitions to establish additional "no shooting" areas within Kitsap County.
- > Such committee shall consist of seven persons as follows:
- > (1) The county sheriff, who shall chair such committee, or his
- > designee.
- > (2) The director of the county department of community development,
- > or his designee.
- > (3) The presidents of the Kitsap Rifle and Revolver Club and the
- > Poulsbo Sportsman Club, or their designees.
- > (4) Three citizens-at-large to be appointed by the county board of
- > commissioners.
- > (b) Upon the receipt of the review committee's recommendations, the
- > board of commissioners shall set such matters for consideration at the
- > next regularly scheduled public hearing or as soon thereafter as they
- > may appropriately be heard.
- > (Ord. 50-B (1993) § 5, 1993)

Don Burger

From: KRobinso@ADM_DO.Kit01_po
Sent: Friday, April 19, 2002 3:32 PM
To: CEndrese@ADM_DO.Kit01_po
Cc: Dave Tucker; BFreelan@ADM_DO.Kit01_po; JAngel@ADM_DO.Kit01_po;
KHagen@ADM_DO.Kit01_po; TBotkin@ADM_DO.Kit01_po; SEKneip@ADM_DO.KIT10_PO
Subject: Gun Club Appeal: Action Request 2002-0065

Commissioner Endresen,
The document you attached to your request for an explanation is the Notice of the Hearing Examiner's decision denying a Request for Reconsideration of his decision that Gun Clubs are allowed in the Interim Rural Forest (IRF) Zone as a conditional use.

The Land Use staff told the applicant at a pre-application meeting that a gun club is a private recreational facility, and therefore not allowed in the IRF zone. The applicant appealed our interpretation to the Hearing Examiner. The HE ruled in the applicant's favor, saying that, although such uses by themselves were not allowed, a combination of uses including an RV Park and a gun range were allowed as a conditional use. Opponents filed a Request for Reconsideration, which was denied by the Hearing Examiner. On April 17th opponents filed an Appeal of the Decision, which will be heard by the Board, following a hearing on the record.

Kelly Robinson
Manager, Land Use

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Friday, April 19, 2002 3:32 PM
To: KRobinso@ADM_DO.Kit01_po
Subject: Re: Gun Club Appeal: Action Request 2002-0065 (OUT OF TOWN)

I am out of town - sorry I've missed you. I will be returning to the office on April 26th. Should you need immediate attention, please call our front desk at 337-7146. Thank you! Jan Angel

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:14 PM
To: collinsm@psns.navy.mil
Subject: Re:

Hi, Hope you get a chance to see todays meeting on BKAT 5pm (channel 3) or tomorrow evening at 8 PM. I reiterated that I was the only "NO" vote on this shooting zone issue on April 1st. However due to the fact that there were two "YES" votes (Botkin & Endresen) this passed and was scheduled today for a hearing. At todays meeting when I inquired as to the Review Committee, I was told by Commissioner Endresen that this committee was to structure Ordin.50-B and was a one time thing. I was informed that per Wed. workstudy session on 4/17 (I was out of State that day) that Staff was to look into the issues of the current ordinance and then "a committee" would work with them to make a recommendation to the Board. This afternoon at our work session I asked for information on the "Review Committee" as per section 10.24.105. I was told by Commissioner Endresen that she thought this committee was "sunsetting" and no longer valid. I asked if that were the case why is it still in the ordinance. Malcolm is going to check on this and get back to us. The Resolution that was passed on April 1st applies to the Alpine Lake/May Ranch Area here in South Kitsap and doesn't apply to all of Kitsap (per Commissioner Botkin). There sure seems to be confusion here - -I am confused and a lot of other folks seem to be too. This was tabled for now. 10 out of 11 of the folks here testifying today agreed that the May Ranch/Alpine Lake community already live in a "no-shooting" area. I agree. There has been no proof to date to show me there has been a problem in this area. I do not feel this is a safety issue but rather the word is out a proposed gun club is looking at this area. I am not in favor of any type of new boundary but as the Resolution has been passed on April 1st for one - this some how must be addressed. If these folks have apposed to the gun club than that should be handled in the hearing process for the gun club application and not by trying to make a "no shoot" area to accomplish this. Hope this clarifies my stand, my vote and my current position.

>>> "Collins Howard M (Mike) PSNS" <collinsm@psns.navy.mil> 04/22/02
>>> 08:56AM >>>

To the commissioners of Kitsap County...

I received an e-mail informing me of your intent to conduct a public hearing today at 10:00 AM to discuss the shooting zones within Kitsap Co. to include rural areas and ranges. It is my understanding of the law, that a review committee meeting be held prior to such a public hearing.

How do the commissioners expect to gain any sort of credibility with the public that voted them into office when they feel no obligation to follow the law of the land and circumvent the law for their own agenda and gain?

As a Kitsap County resident, voter and shooter, I can't say that I'm proud that I voted for either of you. Again you violate my trust in your honesty and ability to follow the law.

A disturbed voter in Kitsap County...
H. M. Collins

10.24.105Review committee.

(a)A review committee is created for the purpose of recommending to the county board of commissioners the appropriate criteria for ranges and for petitions to establish additional "no shooting" areas within Kitsap County.

Such committee shall consist of seven persons as follows:

- (1)The county sheriff, who shall chair such committee, or his designee.
- (2)The director of the county department of community development, or his designee.
- (3)The presidents of the Kitsap Rifle and Revolver Club and the Poulsbo Sportsman Club, or their designees.

(4) Three citizens-at-large to be appointed by the county board of commissioners.

(b) Upon the receipt of the review committee's recommendations, the board of commissioners shall set such matters for consideration at the next regularly scheduled public hearing or as soon thereafter as they may appropriately be heard.

(Ord. 50-B (1993) § 5, 1993)

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:25 PM
To: [REDACTED]
Subject: Re: No Shooting zones-

Ken, Thanks for being here today at our meeting. As this Resolution was passed on April 1st (2 to 1) it now must be addressed. As is now passed we are in a corner here for a new "no-shoot" zone. There was no proof - is no proof that there has been any type of a safety problem here. I feel this is in reaction to the proposed gun club. If the community has a problem with the gun club it should be handled through the hearing on the gun club, as that is the current venue to state opposition to this NOT create a new "no shoot" area. Thanks for your support of this issue. Jan Angel

>>> Ken Houghton <[REDACTED]> 04/15/02 09:51AM >>>
To County Commissioners-

At your April 1 meeting, you granted a petition for a no shooting zone at Alpine lake, and discussed amending current county law concerning no shooting zones. However, I heard no one discuss the need to refer either issue to the appropriate review committee that has been established within the county code. Is there a reason why this review committee is being ignored? Do you intend to convene this committee prior to any further discussion of amending the current law regarding no shooting zones? Please let me know your intentions in this matter.

Sincerely-

Ken Houghton
[REDACTED]
[REDACTED]
[REDACTED]

> 10.24.105 Review committee.
>
> (a) A review committee is created for the purpose of recommending
> to the county board of commissioners the appropriate criteria for
> ranges and for petitions to establish additional "no shooting" areas within Kitsap County.
> Such committee shall consist of seven persons as follows:
> (1) The county sheriff, who shall chair such committee, or his
> designee.
> (2) The director of the county department of community development,
> or his designee.
> (3) The presidents of the Kitsap Rifle and Revolver Club and the
> Poulsbo Sportsman Club, or their designees.
> (4) Three citizens-at-large to be appointed by the county board of
> commissioners.
> (b) Upon the receipt of the review committee's recommendations, the
> board of commissioners shall set such matters for consideration at the
> next regularly scheduled public hearing or as soon thereafter as they
> may appropriately be heard.
> (Ord. 50-B (1993) § 5, 1993)

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:31 PM
To: [REDACTED]
Subject: Re: Public Hearing on Firearms

Phil, Please watch todays meeting on BKAT tomorrow evening at 8 pm. I tried to address this issue today and was told this committee has been "sunsetting". I asked in our work session this afternoon to check and see if this is in fact still in the ordinance. If it is "sunsetting" why would it still be there? I was told staff would be looking at these issues and then "a committee" would be involved to make a recommendation to the Board. Why do we need a new committee set up when this one is defined and this structure has been used in the past? The issue here is not a safety issue as to date there is no proof of a problem in this area. I feel it is in response to the word that a proposal is out there for a new gun club. If that is the case this should be handled in the gun club hearing and not by a new "no shoot zone". Thanks for your support on this. Jan Angel

>>> Phil Marceau <[REDACTED]> 04/21/02 08:39AM >>>

I have been informed that the Kitsap County Commissioners will be conducting a public hearing to amend the county ordinance regarding no shooting areas. Has this matter been submitted to the designated review committee established under county law. Should not all matters involving the use of firearms be examined by the review committee? This would allow persons who have a good working knowledge of firearms and the associated issues to recommend any and all changes made to current law.

Please convene the designated review committee before any changes are made to county law, as set forth in the Kitsap County code, or explain to the Voters why you find it within your authority to break the Law.

If you do not have enough citizens to form this Committee, I am willing to volunteer my time and talents as a committee member or assist in other ways that will be helpful to the County Commissioners.

Very Respectfully,
Phillip Marceau

Do You Yahoo!?

Yahoo! Games - play chess, backgammon, pool and more <http://games.yahoo.com/>

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:34 PM
To: [REDACTED]
Subject: Re: Kitsap County Review Committee- Gun Ordinance

Johnny, I totally agree with you but have been told that this "Review Committee" has been "sunsetting". This afternoon in our work session I asked for review to see if this is still in the ordinance and if it has in fact been sunsetted - why is it there? Staff is looking in to this and I am told will then formulate a committee to come back to us with recommendations. I don't see that we need another committee when this one's structure was well done and was used in the past ?? Thanks for your support on this! Jan Angel

>>> JW <[REDACTED]> 04/21/02 10:15AM >>>
TO: Kitsap County Commissioners

It has come to my attention that the commission may be conducting a public hearing Monday to amend the county ordinance regarding no shooting areas. While there may be no direct requirement to utilize an appropriate review committee to study or recommend amendments, it seems an unnecessary and divisive approach to avoid doing so without a compelling public interest. Please do the right thing and engage the review committee.

Thank you,
Johnny Walker
Kingston, WA

> ----- Forwarded Message
> From: Ken Houghton <[REDACTED]>
> Date: Sat, 20 Apr 2002 16:22:56 -0700
> To: wa-ccw@egroups.com
> Subject: [KitsapGOP] Kitsap County Review Committee-
>

> The Kitsap County Commissioners will be conducting a public
> hearing on Monday, 10:00 AM at the Kitsap County Courthouse in Port
> Orchard to amend the county ordinance regarding no shooting areas.
> Apparently the commissioners wish to do this without referring this
> matter to the designated review committee established under county
> law.

> It is important that this issue be examined by the review
> committee in order that any changes made to current law are considered
> by people who have a good working knowledge of firearms and the
> associated issues. Please contact the commissioners and tell them you
> wish the county to convene the designated review committee before any
> changes are made to county law, as set forth in the Kitsap County
> code. You can contact the commissioners at
> commissioner@co.kitsap.wa.us

> Thank you for your support in this important matter!
>
> In Liberty-
>
> Ken Houghton
>

>
> 10.24.105 Review committee.
>
> (a) A review committee is created for the purpose of recommending
> to the county board of commissioners the appropriate criteria for
> ranges and for petitions to establish additional "no shooting" areas
> within Kitsap County.
> Such committee shall consist of seven persons as follows:
> (1) The county sheriff, who shall chair such committee, or his
> designee.
> (2) The director of the county department of community development,
> or his designee.
> (3) The presidents of the Kitsap Rifle and Revolver Club and the
> Poulsbo Sportsman Club, or their designees.
> (4) Three citizens-at-large to be appointed by the county board of
> commissioners.
> (b) Upon the receipt of the review committee's recommendations, the
> board of commissioners shall set such matters for consideration at the
> next regularly scheduled public hearing or as soon thereafter as they
> may appropriately be heard.
> (Ord. 50-B (1993) § 5, 1993)
>
>

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:37 PM
To: [REDACTED]
Subject: Re: Changes in Shooting areas

Ken, I was told today in our meeting that this committee has been "sunsetting". Please watch BKAT (channel 3) at 8 pm to see the meeting to day. As this resolution was passed on April 1, (2 to 1 --I voted no) a new boundary must be addressed. There is no proof that this is a safety issue. I feel it is in response to the proposed gun club and if that is the case, these objections should be handled in the corrent venue, being the hearing for the gun club - not a new "no shoot zone". Thanks for your support on this. This has been tabled but it will be back. Jan Angel

>>> "Ken Myers" <[REDACTED]> 04/21/02 12:45PM >>>
Dear Commissioners,

Please convene the designated review board for this process. Please follow the county laws and the correct lawful procedures.

Thank you
Ken Myers

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:42 PM
To: [REDACTED]
Subject: Re: No shooting areas, amendments made to county ordinance

J.P. - Thanks for your e-mail. I agree with you but I have been told that this committee has been "sunsetting" and was just for the construction of the Original Ordin. back in 1993. I have asked this Ordin. to be reviewed and if this is still in it - why is it there? This new "no shoot zone" is not a safety issue as there is no proof there is a problem here. If it is in opposition to the proposed gun club (and I believe it is) then it should be handled in the correct venue which would be the hearing on the gun club. Thanks for your support on this. If you can watch BKAT (channel 3) tomorrow night at 8pm you will see the results and comments on today's hearing. Jan Angel

>>> "J.P. / the Shizit >:0" <[REDACTED]> 04/21/02 09:13PM >>>
To whom it may concern,

Regarding any amendments made with concern to no shooting areas, the county should convene the designated review committee before any changes are made to county law, as set forth in the Kitsap County code.

Thank you,
J.P. Anderson

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:48 PM
To: [REDACTED]
Subject: Re: Kitsap County Review Committee/No Shooting Areas

Patrick, Thanks for your e-mail on this. I agree but have been told this committee has been "sunsetting". I have asked staff to check this ordinance and if this is still there - why? This new "no shoot zone" in my opinion, is not a safety issue as there is no proof there is even a problem here. If this is in opposition to the gun club, and I believe it is, then the corrent venue to use here is the hearing on the gun club - not a new "no shoot zone". This has been tabled for now but it will be back. I appreciate your support of this issue. The Resolution was passed on April 1st (2 to 1- I was the No vote) but now the new boundary must be addressed. I am not supportive of a new boundary but don't know how to stop it after the resolution was passed. We must stay on this! Thanks,Jan angel

>>> "Patrick McNeley" <[REDACTED]> 04/21/02 09:21PM >>>

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:54 PM
To: [REDACTED]
Subject: Re: Ordinance

Hi - Well it appears there is no Advisory Committee to send it to. I personally feel that this whole thing is not a safety issue as there is no proof there is even a problem in this area but I feel it is in opposition to the proposed gun club. If this is the case, objections should be handled in the hearing on the gun club not by creating a new "no shoot zone". I did not vote to support this new boundary but as it passed by a 2 to 1 vote it now must be addressed. The "review committee" as it was called is suppose to be "sunsetting" and no longer in effect - it was a one time committee to establish the Ordin. 50-B, so I was told. I have asked staff to check and see if it is still in this Ordinance and if so - why? We must all stay on this issue as I feel it will be very important - it has been tabled for now but it will be back soon. Thanks, Jan Angel

>>> [REDACTED] 04/21/02 10:50PM >>>

Why are the commissioners acting on a proposed revision to the shooting ordinance without first sending it through the advisory committee? Seems you're getting the cart before the horse....or are you trying to pull one over on unsuspecting law abiding citizens?

Please follow the law and established procedures before unilaterally changing laws in our County.

Sincerely,
M.J. & C. A. Riplinger
Seabeck

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 5:58 PM
To: [REDACTED]
Subject: Re: No Shooting area hearing

Allan, Thanks for your e-mail. I have been told when asking about all this at the hearing today that this committee was "sunsetting" and was a one time committee. The Resolution passed on April 1st (2 to 1 - I was the no vote) states a new boundary must be addressed. I do not feel a new boundary is necessary as there is no proof that there is even a problem here in this area. If this infact objections to the proposed gun club, and I believe that it is, then it should be handled in the correct venue being the hearing on the gun club, and not by creating a new "no shoot zone". As this resolution passed, I don't know how I can affect it but will continue to work to this effort as I feel it is not the right thing to do. Jan Angel

>>> "Allan Weidenheimer" <[REDACTED]> 04/21/02 10:49PM

>>> >>>

Dear Commissioners:

I was informed this evening of the following item on the Monday agenda:

Public hearing to consider an Ordinance amending Kitsap County's Shooting ordinance and adding the May Ranch No Shooting Area.

While I would like to be able to attend such a hearing, the short notice does not allow that. However, I would like to point out that Kitsap county code 10.24.105 specifically calls for:

"A review committee is created for the purpose of recommending to the county board of commissioners the appropriate criteria for ranges and for petitions to establish additional "no shooting" areas within Kitsap County."

I would ask, has a review committee reviewed the May Ranch and any other proposed changes to Kitsap County's shooting ordinance, as required by law? The purpose of the review committee is to ensure that any proposed changes are evaluated by subject matter experts (10.24.105 identifies the review board makeup).

Thank you,
Allan Weidenheimer
Kingston
[REDACTED]

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 6:28 PM
To: [REDACTED]
Subject: RE: Review Committee

Donald, I was told today when asking about this in the hearing that this review committee was "sunsetting" and was only used for the one time to structure Ordinance 50-B. The Resolution that was passed on April 1st (2 to 1 - I was the no vote) now must address a new "no shoot zone". I am not in agreement with this however it is passed. I asked staff to check on whether this "review committee" set up is in the Ordin. now and if so - why? Under this section it states "to establish additional no shooting areas within Kitsap County" and would certainly work here IF it wasn't intended for just the Ordin. 50-B passed in 1993. I can not agree with this new shoot zone as there is no proof that there was even a problem in this area but now that this Resolution was passed the new boundary must be addressed some how. If the community objections here are regarding the proposed gun club, and I believe they are, then the correct venue for this to have been handled was in the hearing for the gun club rather than a new "no shoot zone". I appreciate your support on this and will continue to look for ways to address this. The Alpine Lake/May Ranch area already is a "no shoot zone". Thanks for your support - we will need to keep our eye on this as it was tabled today but it will be back soon. If you get channel 3 BKAT - watch our hearing held today at 8 pm tomorrow evening so you can see how this came down. Thanks, Jan Angel

>>> "Donald L. Bilderback" <[REDACTED]> 04/22/02 12:03PM >>>
Please follow the letter of the law and use the review committee established by law. Failure to do so will make any actions taken subject to review by the courts. We "the taxpayers" do not need to pay for any additional legal costs precipitated by headstrong or foolish actions. Thank you.

Don Bilderback

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 6:35 PM
To: [REDACTED]
Subject: Re: Shooting ordinance

Thanks Marcus for your support on this. The Resolution passed on April 1st (2 to 1 - I was the no vote) now must address a new boundary of the existing "no shoot zone". I feel this is wrong as in my opinion, there was no proof that this area has a problem. But with the resolution passage - the new boundary must be addressed. I feel this was not a safety issue but rather objections to a proposed new gun club. That being the case, then the correct venue for this would have been the hearing for the gun club - not a new "now shoot zone". Hope I can figure out how this can now be addressed. This "review committee", I was told, was "sunsetting" and was only used for the Ordin.50-B that was passed in 1993. I have asked staff to check and see if this section is still in there and if so why? We need to keep our eye on this as it was tabled today (10 out of 11 that spoke at the hearing agree with us) but this will be back soon. Jan

>>> "Hoffman & Hoffman" <[REDACTED]> 04/22/02 12:12PM >>>

Dear Kitsap County Commissioners,

It seems you are in rush to satisfy a few very vocal people about expanding and changing the no-shooting ordinance. Kitsap County has guidelines established under county law for changing ordinances by using the designated review committee. Please adhere to your own guidelines by having this revision go through the normal channels. There will be lots of time for those people who think the earth will stop turning, if a gun range is built. I hope common sense will prevail in your decision.

Respectfully,
Marcus Hoffman
Silverdale

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 7:29 PM
To: marcus@gunschool.com
Subject: 4/22 Board of Commissioners Meeting

Marcus, Thank you so much for all your input today at our meeting. As you saw today, a Resolution was passed on April 1st (2 to 1 vote - guess who was the no vote here -smile). I am very disappointed with that in that I felt that there was no proof that there is even a problem in this area. Since 1996 there were only 4 reports and they were shots heard in the area. This certainly is no proof and no other proof was offered. I know this is an objection to the proposed gun club but that being the case the correct venue should be used for this and that is the hearing on the gun club - -not establishing a new "no shoot zone". Now that this Resolution is passed I will need to figure out a way to minimize these affects. If you have any ideas, I would greatly appreciate the help. Jan Angel

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 7:35 PM
To: [REDACTED]
Subject: Re: No Shooting area hearing

I'm still trying and would appreciate any ideas you might have to help me. I'm not done with this (it's not over til it's over) smile thanks,Jan

>>> "Allan Weidenheimer" <[REDACTED]> 04/22/02 07:10PM

>>> >>>

Jan,
Thanks for the reply. I agree with your take on the matter. Oddly, the code does not say it was a one time committee. In fact I heard quite a different story from someone with a longer involvement in this area. Glad to hear that you tried.

Allan Weidenheimer

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

From: "Jan Angel" <JAngel@MAIL1.CO.KITSAP.WA.US >

To: <[REDACTED]>

Sent: Monday, April 22, 2002 5:57 PM

Subject: Re: No Shooting area hearing

> Allan, Thanks for your e-mail. I have been told when asking about all this at the hearing today that this committee was "sunsetting" and was a one time committee. The Resolution passed on April 1st (2 to 1 - I was the no vote) states a new boundary must be addressed. I do not feel a new boundary is necessary as there is no proof that there is even a problem here in this area. If this infact objections to the proposed gun club, and I believe that it is, then it should be handled in the correct venue being the hearing on the gun club, and not by creating a new "no shoot zone". As this resolution passed, I don't know how I can affect it but will continue to work to this effort as I feel it is not the right thing to do. Jan Angel

> >>> "Allan Weidenheimer" <[REDACTED]> 04/21/02

10:49PM >>>

> Dear Commissioners:

> I was informed this evening of the following item on the Monday

> agenda:

>

> Public hearing to consider an Ordinance amending Kitsap County's
> Shooting ordinance and adding the May Ranch No Shooting Area.

>

> While I would like to be able to attend such a hearing, the short
> notice does not allow that. However, I would like to point out that
> Kitsap county code 10.24.105 specifically calls for:

>

> "A review committee is created for the purpose of recommending to
the

> county board of commissioners the appropriate criteria for ranges
and

> for petitions to establish additional "no shooting" areas within
> Kitsap County."

>

> I would ask, has a review committee reviewed the May Ranch and any
> other proposed changes to Kitsap County's shooting ordinance, as

> required by law? The purpose of the review committee is to ensure
> that any proposed changes are evaluated by subject matter experts
> (10.24.105 identifies the review board makeup).

>

> Thank you,
> Allan Weidenheimer
> Kingston

>

>

>

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, April 22, 2002 7:43 PM
To: [REDACTED]
Subject: Re: No Shooting Areas/Review Committee

Robert, I tried today to go this route and I was told by Commissioner Endresen that this was a one time thing and to her knowledge this review committee was "sunsetting". I am checking this out. A Resolution was passed here on April 1st (2 to 1 vote - I was the no vote) based on a petition submitted by the Alpine Lake community. They already have a "no shoot" zone in effect but asked it be enlarged - -really enlarged over 2 1/2mi by about 2 1/2 miles. There was no proof that there is a problem here at since 1996 there have only been four reports (hearing gunfire somewhere in the area) - this does not constitute proof. I feel that this is objections to a new proposed gun club in the area. If this is the case, their objections here should have been in the correct venue being a hearing on the gun club - rather than establishing a new "no shoot zone". Now that the Resolution has passed I need to minimize it's effects - - should you have any ideas I would greatly appreciate the help. This was tabled today but it will be back soon and I feel this is not the right way to go. Jan Angel

>>> Robert Anderson <[REDACTED]> 04/21/02 08:28PM >>>

Kitsap County Commissioners:

Though not a citizen of Kitsap County, I am concerned that the Kitsap County Commissioners may be intending to act on proposed changes to the county ordinance regarding no shooting areas without following the lawful process in accordance with the Kitsap County Code. Should the County Commissioners fail to observe the law in Kitsap, my county officials may seize upon the example and follow suit. Whether or not they would, your duty requires you to operate under the Rule of Law.

I urge you to convene the designated review committee before any changes are made to county law, as set forth in the Kitsap County code.

Thank you for your attention to this matter.

Robert H. Anderson Jr.
King County, Washington

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Tuesday, April 23, 2002 6:52 PM
To: collinsm@psns.navy.mil
Subject: RE:

Thank you for your apology - your comments mean a lot to me. Now on Chris's comments. The Review Committee was a one time thing, according to her. It was set up so a "no shoot zone" ordin. could be set up - which it was, using this committee back in 1993. This committee was then "sunsetting" (so I am told). I am checking to see whether this "Review Committee" section is still in the ordin. and if it just applied to the petition method which is now used or could it still be useable? It will depend on how this whole section is written. According to Chris and Mark Grimm - no, it is a thing of the past. We'll see. I will let you know what I find out. I have had over a dozen e-mails since yesterday offering help in any way. Thank you - I need your expertises. We will put out heads together after I get some ruling here. Jan

>>> "Collins Howard M (Mike) PSNS" <collinsm@psns.navy.mil> 04/23/02
>>> 02:28PM >>>
Jan...

Now I'm just as confused. Here is a letter I received from Chris. Is she talking about changing the ordinance that requires a committee meeting before a public hearing? What is the driver behind the staff wanting to change it?

Too restrictive perhaps?

I offer my apologies to you for the initial e-mail. You don't seem to fit the mold of some of our previous commissioners.

Have a great day.

...Mike

Dear Mr. Collins,

The information your received is incorrect. I checked with Mark Grimm who was the lead staff person when the shooting ordinance was passed and he tells me that the committee you referenced did meet and was disbanded after they completed their work. Their task was to recommend criteria for ranges and no shooting areas and they did so. The Alpine Lake ordinance is being treated per that criteria.

> There was discussion at the meeting about a general change to the ordinance. We decided not to do that and only address Alpine Lake request.

We will be forming a committee to work with staff on some suggested changes the staff would like to see made.

> Thank you for your email.

> Sincerely,

> Chris Endresen

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

From: Jan Angel [mailto:JAngel@MAIL1.CO.KITSAP.WA.US]

Sent: Monday, April 22, 2002 5:14 PM

To: collinsm@psns.navy.mil

Subject: Re:

Hi, Hope you get a chance to see today's meeting on BKAT 5pm (channel 3) or tomorrow evening at 8 PM. I reiterated that I was the only "NO" vote on this shooting zone issue on April 1st. However due to the fact that there were two "YES" votes (Botkin & Endresen) this passed and was scheduled today for a hearing. At today's meeting when I inquired as to the Review Committee, I was told by Commissioner Endresen that this committee was to structure Ordin. 50-B and was a one time thing. I was informed that per Wed. workstudy session on 4/17 (I was out of State that day) that Staff was to look into the issues of the current ordinance and then

"a committee" would work with them to make a recommendation to the Board. This afternoon at our work session I asked for information on the "Review Committee" as per section 10.24.105. I was told by Commissioner Endresen that she thought this committee was "sunsetting" and no longer valid. I asked if that were the case why is it still in the ordinance. Malcolm is going to check on this and get back to us. The Resolution that was passed on April 1st applies to the Alpine Lake/May Ranch Area here in South Kitsap and doesn't apply to all of Kitsap (per Commissioner Botkin). There sure seems to be confusion here - -I am confused and a lot of other folks seem to be too. This was tabled for now. 10 out of 11 of the folks here testifying today agreed that the May Ranch/Alpine Lake community already live in a "no-shooting" area. I agree.

There has been no proof to date to show me there has been a problem in this area. I do not feel this is a safety issue but rather the word is out a proposed gun club is looking at this area. I am not in favor of any type of new boundary but as the Resolution has been passed on April 1st for one - this some how must be addressed. If these folks have apposed to the gun club than that should be handled in the hearing process for the gun club application and not by trying to make a "no shoot" area to accomplish this. Hope this clarifies my stand, my vote and my current position.

>>> "Collins Howard M (Mike) PSNS" < collinsm@psns.navy.mil > 04/22/02
>>> 08:56AM
>>>

To the commissioners of Kitsap County...

I received an e-mail informing me of your intent to conduct a public hearing today at 10:00 AM to discuss the shooting zones within Kitsap Co. to include rural areas and ranges. It is my understanding of the law, that a review committee meeting be held prior to such a public hearing.

How do the commissioners expect to gain any sort of credibility with the public that voted them into office when they feel no obligation to follow the law of the land and circumvent the law for their own agenda and gain?

As a Kitsap County resident, voter and shooter, I can't say that I'm proud that I voted for either of you. Again you violate my trust in your honesty and ability to follow the law. A disturbed voter in Kitsap County...

H. M. Collins

10.24.105 Review committee.

(a) A review committee is created for the purpose of recommending to the county board of commissioners the appropriate criteria for ranges and for petitions to establish additional "no shooting" areas within Kitsap County.

Such committee shall consist of seven persons as follows:

- (1) The county sheriff, who shall chair such committee, or his designee.
- (2) The director of the county department of community development, or his designee.
- (3) The presidents of the Kitsap Rifle and Revolver Club and the Poulsbo Sportsman Club, or their designees.

(4) Three citizens-at-large to be appointed by the county board of commissioners.

(b) Upon the receipt of the review committee's recommendations, the board of commissioners shall set such matters for consideration at the next regularly scheduled public hearing or as soon thereafter as they may appropriately be heard.

(Ord. 50-B (1993) § 5, 1993)

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Thursday, April 25, 2002 9:05 AM
To: [REDACTED]
Subject: Re: Ordinance

My pleasure, I work for You! Jan

>>> [REDACTED] 04/23/02 08:59PM >>>
Thanks for your careful consideration! We're GLAD you're there!
Carrie & Jack Riplinger

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

From: Jan Angel
To: [REDACTED]
Sent: Monday, April 22, 2002 5:53 PM
Subject: Re: Ordinance

Hi - Well it appears there is no Advisory Committee to send it to. I personally feel that this whole thing is not a safety issue as there is no proof there is even a problem in this area but I feel it is in opposition to the proposed gun club. If this is the case, objections should be handled in the hearing on the gun club not by creating a new "no shoot zone". I did not vote to support this new boundary but as it passed by a 2 to 1 vote it now must be addressed. The "review committee" as it was called is suppose to be "sunsetting" and no longer in effect - it was a one time committee to establish the Ordin. 50-B, so I was told. I have asked staff to check and see if it is still in this Ordinance and if so - why? We must all stay on this issue as I feel it will be very important - it has been tabled for now but it will be back soon. Thanks, Jan Angel

>>> [REDACTED] 04/21/02 10:50PM >>>

Why are the commissioners acting on a proposed revision to the shooting ordinance without first sending it through the advisory committee? Seems you're getting the cart before the horse....or are you trying to pull one over on unsuspecting law abiding citizens?

Please follow the law and established procedures before unilaterally changing laws in our County.

Sincerely,
M.J. & C. A. Riplinger
Seabeck

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Thursday, April 25, 2002 9:27 AM
To: [REDACTED]
Subject: Re: Kitsap County Review Committee- Gun Ordinance

I share you concerns here and fear you are right. Yes, we have indiv. e-mail addresses - if your just take our names ex: jangel@co.kitsap.wa.us then Chris's would be cendresen@co.kitsap.wa.us etc. That will then send just to that Commissioner. Please keep this in front of Chris - -we need another vote here to affect this. As I now see our options they are: 1. the no shoot zone would exclude gun ranges 2.the no shoot zone around May Ranch could be the same as is already in effect at Alpine Lake being 500 yds. but make both areas non-directional prohibition shooting. We don't want this no shoot expanded to miles and miles --this is too dangerous and will then spread county wide. This is really a test case and we must try to limit it. Chris and Tim has already approved changing/modifying this "no shoot zone" so I don't see it can be denied - it is already approved. Our only options now are to limit it as much as possible or try to get it in front of a group like the "review committee" for input. Thanks for your support on this. Please get as many letters to Chris and Tim to help us here. I need another Commissioners support on the way we choose to go. Jan

>>> JW <[REDACTED]> 04/25/02 05:33AM >>>

Thank you, Jan, for your feedback. I will look forward to knowing how this progresses. Though a seemingly routine issue, the way this is developing hints of dirty tricks and hidden agendas; which of course may not be true at all. I would hope that whichever Commissioner is driving this would take the time to express the issue more clearly. Not all voters can attend Commission meeting because of our work schedules and geographic locations. So it is important that we be able to trust our elected officials to do the right things. I don't get that feeling with this.

I was a bit surprised not to get a reply from Christene Endressen, who is the Commissioner in my District, but I will assume she got the message. Are there direct email addresses for the Commission members? I did not find them during my short tour of the County web page.

Thank you again,
Johnny Walker
Kingston WA

> From: "Jan Angel" <JAngel@MAIL1.CO.KITSAP.WA.US >
> Date: Mon, 22 Apr 2002 17:34:05 -0700
> To: <[REDACTED]>
> Subject: Re: Kitsap County Review Committee- Gun Ordinance

>
> Johnny, I totally agree with you but have been told that this "Review
> Committee" has been "sunsetting". This afternoon in our work session I
> asked for reveiw to see if this is still in the oridinance and if it
> has infact been sunsetting - why is it there? Staff is looking in to
> this and I am told will then formulate a committee to come back to us
> with recommendations. I don't see that we need another committee when
> this ones structure was well done and was used in the past ? ? Thanks
> for your support on this! Jan Angel

>
>>>> JW <[REDACTED]> 04/21/02 10:15AM >>>>
> TO: Kitsap County Commissioners
>
> It has come to my attention that the commission may be conducting a

> public hearing Monday to amend the county ordinance regarding no shooting areas.
> While there may be no direct requirement to utilize an appropriate
> review committee to study or recommend amendments, it seems an
> unnecessary and divisive approach to avoid doing so without a compelling public interest.
> Please do the right thing and engage the review committee.

>
> Thank you,
> Johnny Walker
> Kingston, WA

>> ----- Forwarded Message
>> From: Ken Houghton <[REDACTED]>
>> Date: Sat, 20 Apr 2002 16:22:56 -0700
>> To: wa-ccw@egroups.com
>> Subject: [KitsapGOP] Kitsap County Review Committee-

>>
>> The Kitsap County Commissioners will be conducting a public
>> hearing on Monday, 10:00 AM at the Kitsap County Courthouse in Port
>> Orchard to amend the county ordinance regarding no shooting areas.
>> Apparently the commissioners wish to do this without referring this
>> matter to the designated review committee established under county
>> law.

>> It is important that this issue be examined by the review
>> committee in order that any changes made to current law are
>> considered by people who have a good working knowledge of firearms
>> and the associated issues. Please contact the commissioners and tell
>> them you wish the county to convene the designated review committee
>> before any changes are made to county law, as set forth in the Kitsap
>> County code. You can contact the commissioners at
>> commissioner@co.kitsap.wa.us

>> Thank you for your support in this important matter!

>>
>> In Liberty-
>>
>> Ken Houghton

>> 10.24.105Review committee.

>> (a)A review committee is created for the purpose of recommending
>> to the county board of commissioners the appropriate criteria for
>> ranges and for petitions to establish additional "no shooting" areas
>> within Kitsap County.

>> Such committee shall consist of seven persons as follows:

>> (1)The county sheriff, who shall chair such committee, or his
>> designee.

>> (2)The director of the county department of community
>> development, or his designee.

>> (3)The presidents of the Kitsap Rifle and Revolver Club and the
>> Poulsbo Sportsman Club, or their designees.

>> (4)Three citizens-at-large to be appointed by the county board of
>> commissioners.

>> (b)Upon the receipt of the review committee's recommendations,
>> the board of commissioners shall set such matters for consideration
>> at the next regularly scheduled public hearing or as soon thereafter

>> as they may appropriately be heard.
>> (Ord. 50-B (1993) § 5, 1993)
>>
>>
>
>

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Friday, April 26, 2002 10:35 AM
To: [REDACTED]
Subject: Re: No shooting zone legislation

Excellent letter and thank you. I will follow this up and ask for a response to be discussed at our Commissioner Workstudy on the Wed. (as you copied me and I can go there also) Thanks,
Jan

>>> JW <[REDACTED]> 04/26/02 05:56AM >>>

Christene,

As my district's elected representative for county government, I want you to know my concerns about how pending legislation impacting county no shooting areas is being handled. Any variation from established avenues of public input just prior to a proposed change, particularly one that potentially restricts the common rights of citizens, raises unnecessary suspicion and distrust over a process that should be routine. This is not a partisan issue, yet. I am writing about a process issue.

* If the attached ordinance language on Review committees was used in the past then it should be used again. There is no reason to make this issue more divisive than it is likely to be already.

* If the ordinance was allowed to sunset, then we should know why by now. If the cause was out of negligence, then I would expect it to be renewed and applied to the current question. That is easy.

* If the language was allowed to expire because it was ineffective, then it seems to me that our county leadership should explain why that was the case, and then offer an amendment before taking up the shooting ban legislation.

This should involve public input.

* If there is an effort to form a committee outside of this established process, it should be made public and opened for debate. This, of course, makes no real sense unless there is a hidden personal agenda; something of which I hope is not the case in our commission.

Please do the right thing for our county by handling this matter according to established process.

Reply requested with best regards,
Johnny Walker
Kingston, WA

>> 10.24.105Review committee.

>>

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>> to the county board of commissioners the appropriate criteria for
>> ranges and for petitions to establish additional "no shooting" areas
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>> the board of commissioners shall set such matters for consideration
>> at the next regularly scheduled public hearing or as soon thereafter
>> as they may appropriately be heard.
>> (Ord. 50-B (1993) § 5, 1993)

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Friday, April 26, 2002 3:21 PM
To: [REDACTED]
Subject: Re:

This ordinance is a very complex issue. It appears a "review committee" was used at one time but has been "sunsetting" - - but there is at this time to way to validate this. We appear to be expanding a "no shoot zone" where there have been four calls made to fire in the area since 1996. I do not feel this constitutes expanding the current "no shoot zone" with out a hard look at this by a groups such as the "review committee" which was a make up of law enforcement, gun groups, citizens at large and planning staff. Right now the way this rests it's in the hands of a majority vote of the Board of Commissioners (2 votes) and it is far to serious a change for that. This stand could affect the entire county with virtually no review. My concern here is that this is not a safety issue but rather a reaction to the a proposed gun club looking at South Kitsap. The correct venue for voicing concerns here would be in the hearing of the gun club application, should it come to that. Anyway hope this helps you understand the position here. Thanks for volunteering to work on something like this. Staff now needs to verify where we are on the "review committee" and if it infact has been sunsetting, then another group will need to be formed, should the board decide to go this route. Jan

>>> "Dr. Paulette DeGard" <[REDACTED]> 04/23/02 10:40AM >>>
Chris,

Thanks for supporting the playground. If you haven't been called yet to schedule time at build, you should hear from someone soon.

Also, I found this email very disconcerting as I think that misinformation continues to emanate from these folks, which bothers me since I'm a Republican. Having attended the meeting yesterday and hearing their comments and yours, I did not interpret them the same as Mr. Houghton. I would like to compliment you on your directness about the testimony - most of it was not relevant to the petition. I am very interested in policy making and if there is any way I can get involved in the re-design of ordinances and policies (after the playground is completed) I'd welcome the opportunity. Rules that are ambiguous only lead to further confusion. It appears that many of the "rules" here in Kitsap County are generated by review committees of citizens and experts on the topic, but not necessarily on how to write rules.

Thanks again for supporting the playground. I'll be back in two weeks to talk some more.

Regards,

Paulette

PS. I'm attaching the pictures of the playground that I said I'd email for our next presentation.

Paulette DeGard, General Coordinator
KitsapKids Playground
[REDACTED]
[REDACTED]

< <http://www.kitsapkids.org/> > www.kitsapkids.org

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

From: Mick Sheldon [mailto: [REDACTED]]
Sent: Tuesday, April 23, 2002 11:07 AM
To: Mick Sheldon
Subject: Thanks for keeping them honest

Citizen Alert

I would like to thank everyone who emailed or called the Kitsap County Commissioners concerning the review committee for no shooting zones. There has been no action taken yet by the Commissioners, but they definitely heard your voice loud and clear! Chris Endresen has stated that they will forming a committee of some sort on this issue, it is important that we hold their feet to the fire and make sure the committee formed is the committee outlined in the county code, rather than a committee of "yes men" designed to rubber stamp the desires of Chris Endresen and Tim Botkin. It is only by public participation that our Republic will remain free, and you guys are certainly doing your part. Thanks again for all the good work!

In Liberty-

Ken Houghton
[REDACTED]

If you wish to receive Citizen Alert please email [REDACTED] and write add me in the subject line . The Citizen Alert is not affiliated with any political party .

Letter to the Editor Sun
[REDACTED]

I ask you to be citizens: citizens, not spectators; citizens, not subjects; responsible citizens, building communities of service and a nation of character.

-- President George W Bush

County Commissioners
commissioner@co.kitsap.wa.us

Don Burger

From: Ken Houghton [REDACTED]
Sent: Thursday, May 23, 2002 5:07 PM
To: SBoyer@ADM_DO.Kit01_po
Subject: Kitsap Shooting Ordinance and Review Committee

Sheriff Boyer-

In reference to our phone conversation, I am requesting a meeting with you or your representative at your convenience, preferably a morning appointment, with myself and the presidents of the Kitsap Rifle and Revolver Club the Poulsbo Sportsman Club. The purpose of this meeting is to discuss changes in the county shooting ordinance and the relevant review committee.

Thank you for your time and consideration in this matter-

Ken Houghton
NRA-ILA Election Volunteer Coordinator, WA-6
[REDACTED]
Port Orchard, WA 98367
[REDACTED]

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Thursday, May 23, 2002 8:12 PM
To: DErstad@ADM_DO.Kit01_po
Subject: Re: Ken Houghton from the Rifle and Revolver Club called. He wants to set up an apt with you regarding

Go ahead and set up a meeting with just me to start and I will go from there. Thanks, Jan

>>> Deanna Erstad 05/23/02 10:25AM >>>
Ken Houghton from the Rifle and Revolver Club called. He wants to set up an apt with you regarding expansion of their gun club in Seabeck. they are in the process of renegotiating their lease with DBR. He wants to speak to you about permits etc...what it will take to do the expansion. I questioned if he had spoken with anyone in Community Development and he said NO, he wants to talk to you. I also explained that Seabeck is actually Tim's district but he still wants to meet with you. I told him I would speak to you and get back to him. His number is 874-6946. If you want me to set up a meeting, maybe it would be of help to you if I got someone from DCD to sit in on this meeting with you...What do you think?

Thank you,
Deanna
Commissioners Office
360 337-7146

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Thursday, June 13, 2002 6:27 PM
To: wellis@reidrealestate.com
Subject: Re: Land Use, Planning and Zoning

Hi - I enjoyed being with all of you yesterday and yes the ole plate is fullllll. I also got an e-mail from Donna Longwell and assume this is the same situation she is writing about. I have done a Commissioner Action Request and have e-mailed Donna to that effect so we'll see what we can do here. Jan

>>> "Wayne Ellis" <wellis@reidrealestate.com> 06/13/02 02:24PM >>>

Jan
It was good to see you at the KCIB meeting on Wednesday morning. It sounds like your plate is pretty full with everything going on at the county level.

The reason I am sending this to you is because I am having a little problem with one of my listings. I don't usually complain to anyone if I have a tough listing, but this one is a little different.

The property is 16952 Clear Creek Rd (Parcel # 28260130022005). The property is 2.5 acres located on two sides next to the Poulsbo Gun Club (shooting range), an easement road, and Clear Creek Rd. It was a residential property years ago when CA Webster of CW Trucking bought it, applied for and was granted an Unconditional Use Permit in 1994. He sold the property several years later and the property became and operated as Majestic Charter and Tours (a bus company). Unfortunately, it is still zoned as residential. We had an offer to purchase the property from a landscaping company and the subsequent pre-application meeting with Ken McNicholas, Jeff Rowe-Horubache (?) and Bill Edward all stated they would not live there (the house has been converted to office space). The landscaper was only going to use the property as a storage area (he would have to build a large barn/warehouse), but there would be no retail business.

It sounds as if the property is not suitable for residential property, since even they wouldn't want to live there, but others can?

The confusing part is in the Written Summary of Pre-application Meeting letter (of denial), Mr. McNicholas stated the landscapers intended use is most similar to "contractor storage yard" in which a requirement is the primary use of the land will be residential (so this proposal does not meet that requirement). Later in another sentence he stated one of the landscapers long term goals was to set up a small nursery and THAT land use IS allowed with a Conditional Use Permit!! If the landscaper would have said, "Okay, I will make that a short term goal", would have the proposal been accepted?

I am going to call Mr. McNicholas and ask him this question, but...if you have any time, would I be asking to much if you can look into this also? What does it take to change unsuitable zoning to make it more suitable?

Another interesting bit of second hand info(for what it is worth): Mr Ken Mahan was on the Board of Managers for the Majestic Charter and Tours and is a DCD inspector, and his brother Bill was the President.

Wayne Ellis,
Realtor
Graduate Realtor Institute (GRI)
Reid Real Estate

Commercial Division
(360) 308-2213
(800) 834-7322

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, June 24, 2002 4:44 PM
To: HAnderso@ADM_DO.Kit01_po
Subject: Re: Work/Study Minutes from June 12, 2002

There was quite a discussion on the hearing over the Gun Club with commissioners and Darryl. I didn't see any info on that but don't know off the top of my head the agenda #'s listed with no topic. Would you get me a copy of the agenda for the coming week so I can relate conversations. Thanks, Jan

>>> Holly Anderson 06/24/02 02:53PM >>>
See Attached

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Wednesday, June 26, 2002 8:39 PM
To: HAnderso@ADM_DO.Kit01_po
Subject: Re: Work/Study Minutes from June 12, 2002

No I will request the tape before I make you type all that. Thanks, Jan

>>> Holly Anderson 06/25/02 09:38AM >>>

Jan,

I am not sure I understand your question. Work/Study minutes are quick action notes. The tape is available if you need to hear the discussion. You have a copy of the June 17 BOCC Monday agenda in your Work/Study binder to reference the item numbers discussed. I will put another one on your desk and highlight those numbers for you. I was not in attendance that day because I was sick and I did the minutes from Terrie's notes, which were very complete but again, action not detailed. I heard that the three of you had a pretty lengthy debate about the Gun Club, Director's Interpretation hearing and it is on tape if you want to hear it. Let me know if you want someone to type a verbatim of the discussion.

I hope this answers your questions.

Holly

>>> Jan Angel 4:43:54 PM 6/24/02 >>>

There was quite a discussion on the hearing over the Gun Club with commissioners and Darryl. I didn't see any info on that but don't know off the top of my head the agenda #'s listed with no topic. Would you get me a copy of the agenda for the coming week so I can relate conversations. Thanks, Jan

>>> Holly Anderson 06/24/02 02:53PM >>>

See Attached

Don Burger

From: [REDACTED]
Sent: Friday, June 28, 2002 8:15 AM
To: bringle@co.pierce.wa.us
Cc: laura@overtonassociates.com; lynnw@gth-law.com; Scott@jscot.com
Subject: Joining Kitsap
Attachments: Header

Dear Council Member Biskey,

I believe the idea of joining Kitsap County has a great deal of merit. It does not seem fair for us to have to pay a toll to go to our County offices.

However, until such time as Kitsap County has a decent zoning code in place, until the DCD staff learns how to fairly administer it, and until the Kitsap County Board of Commissioners start respecting their own ordinances and shows any willingness to adhere to proper legal procedures in their decision-making process, I will oppose the effort.

When DCD staff or a Commissioner doesn't like the way the zoning code reads, they dust off some old memo or recall some ancient conversation, and then they cite some vague intent someone may have had to justify their "rewriting and amending" of the code.

As you know, Council Member, I am involved in a practically insane process trying to move the Gig Harbor Sportsman's Club. I have never in my 13 years as a land planner ever seen a staff and Board so blatant in thumbing their nose at the law. Nor have I seen a zoning code that is more poorly written. It is a mess. The senior DCD staff seem to apply the code by whim. This is totally unacceptable.

My intent with the Burnham site is to build a "Little Whistler" village, called Mayfair Village. The village will be an exceptional model of pedestrian-friendly, smart land use. We will have shops, restaurants, and entertainment at ground level, parking beneath, and condominiums above. This is a true village where people live, work, eat and play. It is about a \$100 million dollar project, and we have the financial backing.

I am working with Jon Rose of Olympic Resource Management and the City, among others, in some major planning efforts to create a beautiful and functional community with parks, trails, wetlands, sports fields, and civic uses.

But the presence of the gun club is a problem. As you know, they want and need to move. We have 120 acres of PERFECT land for it. But Kitsap appears willing to go to any length to stop it.

It seems to me we could use your help. We have hundreds of members and there are hundreds of residents (Avalon Woods and vicinity) that will be very grateful when the club moves. I can't speak for everyone, but until Kitsap County starts operating within the law, I will fight and organize against this.

Ms Biskey, in Pierce County, you read an ordinance or the zoning code and you know what it says. And it usually says the same thing to Pierce County staff as it does to the applicant. You can rely on the codes. Not true in Kitsap.

Until this situation improves, I would prefer to stay with Pierce, \$100 million project and all. The Kitsap County Board of Commissioners have an opportunity to do something "for the good of the order" here. If they see that the new site is so far superior and can be a good home for a long time for the club, great. Let's join Kitsap. If they don't, my group will put plenty of time and money against it. It's that big of a deal to a lot of people.

Thanks, Council Member, for your years of great service to the Peninsula. Your idea is a great one, but some of us will have trouble with it over this.

Please call me at [REDACTED] if you'd like to discuss the matter.

Sincerely,

Phil Canter

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Saturday, June 29, 2002 11:38 AM
To: [REDACTED]
Subject: Re: Joining Kitsap

Please do not sandwich me with the Board of Commissioners here. I voted no --I refused to sign the resolution on this and will have gone of record against this. It is important that folks know this. I have a meeting coming up with Karen (it was suppose to have been yesterday but I had to go to Olympia and fight the States Model Critical Areas Ordin - - More of State Control!! It was a successful trip with over 60 commissioners and their attorneys sitting down, tearing this apart and then voting to trash it and go on to the Gov. for his help as Wa. State Counties- - neither of the other two commissioners chose to even attend this. Anyway - - please do not sandwich me with them - - I am fighting for changing this type of crap that you are experiencing and folks need to know that. Thanks and good luck! Jan

>>> <Canterdev1@aol.com> 06/28/02 08:15AM >>>
Dear Council Member Biskey,

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However, until such time as Kitsap County has a decent zoning code in place, until the DCD staff learns how to fairly administer it, and until the Kitsap County Board of Commissioners start respecting their own ordinances and shows any willingness to adhere to proper legal procedures in their decision-making process, I will oppose the effort.

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Thanks, Council Member, for your years of great service to the Peninsula. Your idea is a great one, but some of us will have trouble with it over this.

Please call me at 253-225-1159 if you'd like to discuss the matter.

Sincerely,

Phil Canter

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Sunday, June 30, 2002 1:55 PM
To: SEKneip@ADM_DO.KIT10_PO
Subject: Re: PRIVILEGED: MOSSANO

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Shelley E. Kneip
Senior Deputy Prosecuting Attorney
Kitsap County Prosecuting Attorney's Office
614 Division Street, MS 35A
Port Orchard, WA 98366
(360) 337-4992
fax: (360) 337-7083

Don Burger

From: FHaney@ADM_DO.Kit01_po
Sent: Wednesday, July 03, 2002 9:47 AM
Cc: SWilson@ADM_DO.Kit01_po; BMillard@ADM_DO.Kit01_po; BWalthal@ADM_DO.Kit01_po; DBonnevi@ADM_DO.Kit01_po; DJWhite1@ADM_DO.Kit01_po; GSimpson@ADM_DO.Kit01_po; JBrossel@ADM_DO.Kit01_po; JGese@ADM_DO.Kit01_po; JSprague@ADM_DO.Kit01_po; KCSecurity@ADM_DO.Kit01_po; KDemeric@ADM_DO.Kit01_po; KSmith@ADM_DO.Kit01_po; LBerthol@ADM_DO.Kit01_po; LBlanken@ADM_DO.Kit01_po; LWatson@ADM_DO.Kit01_po; MDavis@ADM_DO.Kit01_po; NNewlin@ADM_DO.Kit01_po; RStroble@ADM_DO.Kit01_po; SBoyer@ADM_DO.Kit01_po; VCleere@ADM_DO.Kit01_po
Subject: Pistol Team

The Courage Classic is coming up again,

The Kitsap County Sheriffs Department has sent Deputies and Officers to the Courage Classic (A Law Enforcement, Charity event) from its exception 8 years ago. This year The match will be held on September 7th at the Kitsap County Rifle and Revolver Club. If you are interested in competing on a team and representing our Division and Our Department please contact Myself Or Sergeant Taylor of the Corrections Division on Day shift.

(360) 337-4437
Kitsap County Sheriffs Department
614 Division Street MS 33
Port Orchard Washington 98366

Remember This is a Charity event and will benefit a worthwhile Children Charity. Help support the kids in need of special help and Showcase your Department at the same Time.

Frank Haney 35

Don Burger

From: SWilson@ADM_DO.Kit01_po
Sent: Thursday, July 04, 2002 12:30 AM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Pistol Team

Frank,

Count me in. Hopefully I won't end-up getting myself DQ'd this time around.

Scott Wilson, #125

>>> Frank Haney 07/03/02 09:46AM >>>
The Courage Classic is coming up again,

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614 Division Street MS 33
Port Orchard Washington 98366

Remember This is a Charity event and will benefit a worthwhile Children Charity. Help support the kids in need of special help and Showcase your Department at the same Time.

Frank Haney 35

Don Burger

From: LWatson@ADM_DO.Kit01_po
Sent: Thursday, July 18, 2002 8:30 AM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Pistol Team

I put in for the day off and see no problems. Please, send me a reminder when it gets closer to the date. Thanks Lee B.

>>> Frank Haney 07/03/02 09:46AM >>>
The Courage Classic is coming up again,

The Kitsap County Sheriffs Department has sent Deputies and Officers to the Courage Classic (A Law Enforcement, Charity event) from its exception 8 years ago. This year The match will be held on September 7th at the Kitsap County Rifle and Revolver Club. If you are interested in competing on a team and representing our Division and Our Department please contact Myself Or Sergeant Taylor of the Corrections Division on Day shift.

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614 Division Street MS 33
Port Orchard Washington 98366

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Frank Haney 35

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Friday, August 02, 2002 3:57 PM
To: SEKneip@ADM_DO.KIT10_PO
Subject: Fwd: Re: Joining Kitsap
Attachments: Re: Joining Kitsap

This is the only e-mail received from Phil Canter and this was on the Gig Harbor issue of them joining our county but it does mention the gun club. I am sending it over as didn't know if this would apply to what you needed. Jan

Don Burger

From: [REDACTED]
Sent: Saturday, June 29, 2002 5:11 PM
To: JAngel@ADM_DO.Kit01_po
Subject: Re: Joining Kitsap

You have our full support always, that of a lot of people down here, without question. We have been using various tactics to achieve our win. I'd love for you and Karen to knock some sense into your two "buddies", get the Club moved (because it's LEGAL!!!), and maybe add Gig Harbor to South Kitsap!!! It's a pretty darn good trade! We have tons of revenue, property values, and stuff. This would be the biggest win I could imagine for your county. Unbelievable coup. Just from us, you will get a world class \$3 million shooting club. Then Scott Edwards and I will build about \$100 million Mayfair Village to add to what you already get in the move from Pierce.

We can make Jim Avery a happy little assessor!!! You don't remember me from when I worked with Jim two years for Windermere Port Orchard...but I remember you!

We are getting help from some Kitsap real estate people who are working this issue hard for us. We are looking to them for marketing, leasing, and selling in Mayfair Village in Gig Harbor. They have a lot at stake if we win.

If you look at the bigger picture, this is a regional issue, a 26th district issue for sure, and even the 9th District issue as well. Scott is working both these levels. Some interesting side benefits could come out of this for the law enforcement community. Stay tuned.

Best wishes, you're the best!

Phil Canter

Don Burger

From: VCleere@ADM_DO.Kit01_po
Sent: Sunday, August 18, 2002 2:52 PM
To: BHerrin@ADM_DO.Kit01_po; CBirkenf@ADM_DO.Kit01_po; GRice@ADM_DO.Kit01_po;
KLont@ADM_DO.Kit01_po
Subject: Courage Classic shoot

There is an IPSC style shoot for charity at the Kitsap Rifle and Revolver club on Seabeck Highway on 9/7/02. This is a yearly event, and I have shot 6 out of the last 7 years. It is normally very much fun (not tactical in any sense). Last year there were several Law Enforcement teams from all around Puget Sound.

There are usually 5 stages, and you would shoot with your duty gear. The cost is \$25.00 a piece or \$100.00 per team. They usually have 4 or 5 man teams, top 4 scores count. This is an all day event, starting at 0700.

Let me know if you are interested, 9/7 looks good right now for leave. KCSO has normally put at least 2 teams in each year. Guild has paid all years but last year (Ken Roberts spotted us last year - Thanks Ken!).

Let me know if this sounds good.

Thanks, Joe.

Don Burger

From: LWatson@ADM_DO.Kit01_po
Sent: Tuesday, September 03, 2002 10:04 AM
To: FHaney@ADM_DO.Kit01_po
Subject: Re: Pistol Team

Frank, what time do we need to be there?

>>> Frank Haney 07/03/02 09:46AM >>>
The Courage Classic is coming up again,

The Kitsap County Sheriffs Department has sent Deputies and Officers to the Courage Classic (A Law Enforcement, Charity event) from its exception 8 years ago. This year The match will be held on September 7th at the Kitsap County Rifle and Revolver Club. If you are interested in competing on a team and representing our Division and Our Department please contact Myself Or Sergeant Taylor of the Corrections Division on Day shift.

(360) 337-4437
Kitsap County Sheriffs Department
614 Division Street MS 33
Port Orchard Washington 98366

Remember This is a Charity event and will benefit a worthwhile Children Charity. Help support the kids in need of special help and Showcase your Department at the same Time.

Frank Haney 35

Don Burger

From: NNewlin@ADM_DO.Kit01_po
Sent: Tuesday, October 08, 2002 10:46 AM
To: SBoyer@ADM_DO.Kit01_po
Subject: Re: Fwd: Fw: firing range
Attachments: Ned Newlin.vcf

Sheriff:

I believe we can ethically refer him to one of only two civilian ranges in the county. They are Kitsap Rifle and Revolver Club (in the yellow pages under Gun Safety and Marksmanship) and Poulsbo Sportsmans Club on Clear Creek (listed in the white pages under the business section).

Ned Newlin
Lieutenant

Kitsap County Sheriff's Office
614 Division Street, MS-37
Port Orchard, WA 98366

Phone: 360.337.4915
Fax: 360.698.2597
nnewlin@co.kitsap.wa.us

>>> Steve Boyer 10/8/02 9:58:22 AM >>>
Any thoughts on civilians we can (ethicly) refer?

Don Burger

From: SBoyer@ADM_DO.Kit01_po
Sent: Wednesday, October 16, 2002 4:14 PM
To: LBentsen@ADM_DO.Kit01_po
Subject: Re: Guns and stuff

I checked to see if I could arrange the pBremerton Police Range; however, was not successful this time, maybe next time.

See message from Ned below.

Steve

ps I am also attempting to obtain a "Prism" system from a grant and/or shared by local agencies which is a mobile commuter training system\

which I hope to incorporate into a citizens academy, which HRC may be interested in participating.

Steve

Sheriff:

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Ned Newlin
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>>> Steve Boyer 10/8/02 9:58:22 AM >>>
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>>> Leif Bentsen 10/15/02 01:03PM >>>
Steve -

My wife wants to learn how to shoot my PPK and .38 revolver [haven't fired one since 74!].
Is there a range around here?

Leif

Don Burger

From: TGuinn@ADM_DO.Kit01_po
Sent: Friday, November 08, 2002 10:26 AM
To: JBrossel@ADM_DO.Kit01_po
Subject: Phone Message

Hey there.....

Marcus Carter with Kitsap Rifle & Revolver Club....he wanted you to know that the combination to the gate has been changed to [REDACTED]...any questions you can call him at home [REDACTED] or work 360-373-1007

Don Burger

From: OTTAR1@aol.com
Sent: Saturday, December 21, 2002 10:43 AM
To: CEndrese@ADM_DO.Kit01_po
Cc: JAngel@ADM_DO.Kit01_po; PLent@ADM_DO.Kit01_po; TBotkin@ADM_DO.Kit01_po
Subject: COMMITTEE TO SELECT NEXT DIRECTOR OF COMMUNITY DEVELOPMENT

The citizens of the Bear Lake Community have strong objections to including Laura Overton-Johannes, operations and land-use manager for the Overton Family holdings, as part of the committee to select the next Director of Community Development. We believe this is a direct conflict of interest, an attempt to "stack the deck" in favor of personal interests. The Gig Harbor Gun Club aka The Olympic Sportsman's Club has been making an attempt to relocate to Kitsap County on to what we believe to be "Overton Family Property" adjoining our small lakeside community. Her inclusion on this committee could unduly influence the selection process towards Overton Family interests that may not be in the best interests of the citizens, residents and voters of Kitsap County.

Sincerely,

Kathleen Ottarson,
President Bear Lake Community Club

Don Burger

From: JAngel@ADM_DO.Kit01_po
Sent: Monday, December 23, 2002 3:20 PM
To: OTTAR1@aol.com
Cc: CEndrese@ADM_DO.Kit01_po; pattylent@aol.com
Subject: Re: COMMITTEE TO SELECT NEXT DIRECTOR OF COMMUNITY DEVELOPMENT

Laura Overton-Johannes was the choice of one of the Commissioners and each commissioner (plus Commissioner Elect Lent) had their choice of three people to make up a group of 12. All could have agenda's if they chose to but I'm sure that with 12 members present and working together, there will be balance. That was the reason in asking citizens to be a part of this process. Jan Angel

>>> <OTTAR1@aol.com> 12/21/02 10:42AM >>>

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Sincerely,

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President Bear Lake Community Club