

Merrill, Hannah

From: pearl hewett [REDACTED]
Sent: Sunday, July 17, 2011 12:34 PM
To: zSMP
Subject: Fw: TOP TEN PUBLIC SMP UPDATE CONCERNS

Please add this as my comment to the SMP update.
Pearl Rains Hewett

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

From: [pearl hewett](#)
To: [earnest spees](#) ; [Jo Anne Estes](#) ; [pat tenhulzen](#)
Cc: [Jay Petersen](#) ; [Katie Krueger](#)
Sent: Sunday, July 17, 2011 11:52 AM
Subject: TOP TEN PUBLIC SMP UPDATE CONCERNS

It is my belief, after personally attending 10 Clallam County SMP update meetings and 6 months of research on line.

THAT THESE ARE THE TOP TEN PUBLIC SMP UPDATE CONCERNS

(They do not include concerns that have already been addressed)

QUESTIONS AND COMMENTS FOR THE CLALLAM COUNTY SMP UPDATE

1. The legal definition by DOE of NO NET LOSS?

If it is required by law, it needs to be legally defined by the DOE.

2. How can Clallam County be required under HB 1478 to enforce WA State/ DOE SMP ecology LAWS, if there is no legal definition of a law to enforce?

3. Define and include in the Clallam County SMP update what specific usage private property owners will be permitted on the 200 foot set back required by WA State Law? Per Steve Grey, usage will be allowed. Require full disclosure in writing to show how non-conforming property will be affected law/SMP. Is the identified non-specific, limited, undefined usage of private property an attempt to show that taking of property value is not occurring?

4. An "Economic Impact Statement" on Clallam County/WA State/DOE caused by the taking of private property value, includes taking by regulation? As defined by law under HB 1478 can we get a "needed additional economic statement"? Including the economic loss to business's, taking of private property for public access, logging, development, flood plains, Indian land and the value of single family dwellings, etc. etc. etc. Require Clallam County to notify to every private property owner as to how their property will be affected by the SMP update.

5. Validity and accuracy of Scientific data used to update to SMP.

6. The disclaimers used by Clallam County/ESA/DOE on inaccurate mapping should not make them any less liable. When they use the maps presented as "Best Available Science" on every map for everything related to the WA State Law, WRIA, marine and freshwater reaches and the SMP update.

7. Why is the financial burden of proof on **Clallam County inaccurate maps** placed on the private property owner?

The source of the all maps should be identified on the map (Somebody is responsible)?

8. The **34 freshwater reaches identified by DOE as temperature impaired?**

Further scientific studies are needed to identify cause?

9. Every Contaminated site on Marine and Freshwater reaches, should show the **location of EVERY contaminated site** and identity **by name EVERY contaminator**. (With regard to restoration and **NO NET LOSS**)

10. When will the usage of the "**Best Available Science**" be removed from the Clallam County SMP update?

When will it, **as it should be**, be replaced with "**Available Information**"?

If I have not addressed a concern that you feel should be in the top ten public concerns?

Please send your comments to SMP .

Pearl Rains Hewett

Trustee and Personal Representative of

George C. Rains Sr. Trust and Estate

Member of the Invited SMP update