Merrill, Hannah

From: on behalf of zSMP
To: pearl hewett
Subject: RE: SMP FOLLOW THE LETTER OF THE LAW

From: pearl hewett [redacted]
Sent: Monday, November 07, 2011 1:52 PM
To: smp@co.clallam.wa.us
Cc: SMP Committee
Subject: SMP FOLLOW THE LETTER OF THE LAW

TO WHOM IT MAY CONCERN

I submit this as my comment
on the Clallam County SMP
Pearl Rains Hewett Trustee
George C. Rains Sr. Estate
Member SMP Advisory Committee

FOLLOW THE LETTER OF THE LAW
On the Clallam County SMP Update

1. NO NET LOSS USE WA State law RCW 90.58.020
SMP DOE WAC 173-26-186
The only law referred to is this WAC is "Use preference of 90.58.020",
there is NO mention of "NO NET LOSS" IN WA STATE LAW 98.58.020.

2. Public access USE WA State law RCW 90.58.100
THIS IS THE SMP WA STATE PUBLIC ACCESS LAW RCW 90.58.100: The master programs shall include, when appropriate, the following: (b) **A public access element making provisions for public access to publicly owned areas;**
By Law there is no mention of the SMP DOE taking of private property for public access

3. Protection of single family residences USE WA State law RCW 90.58.100.
Whatcom County's shoreline management rules conflict with State Law RCW 90.58.100. By use of the words "eminent danger: (Pacific Legal Foundation settlement)
The words "eminent danger are conflicted with State Law.

4. The Shoreline restoration plan is not required by law exclude it
DOE SMP WAC 173-26-186(8)(c), has no basis or reference to WA State law. If it is included in the SMP "Restoration shall become law".

This is a partial list of DOE SMP WAC's that are not required by
WA State Law

I will continue to research the laws that **are referenced** in the DOE SMP WAC guideline.

Pearl Rains Hewett