

From: pearl hewett
Sent: Monday, January 12, 2015 12:46 PM
To: zSMP
Subject: My 158th SMP Comment

[My 158th SMP Comment](#)

Posted on [January 12, 2015 12:07 pm](#) by [Pearl Rains Hewett Comment](#)

November Draft SMP Update

My 158th Public SMP Comment

For the protection of the affected 3300

From Jan. 26, 2011 to Jan. 11, 2015

Pearl Rains Hewett

It is the legal obligation/responsibility of the Clallam County DCD, The Planning Commission and our County Commissioners, to **FERRET OUT** the illegal, unconstitutional, frivolous, *capricious* and redundant permitting regulations, restrictions and abuses that are included in the November SMP Draft Update

Full *Definition of FERRET OUT* to find or uncover with keen, DILIGENT, crafty, or shrewd search. *FERRET* the facts *out* after hours of painstaking examination of records.

Legal Protection for Clallam County 3300 shoreline private property and all taxpayers, should not be limited to "A CATCH AS CATCH CAN" by the "DUE DILIGENCE" and PERSISTENCE of vested Private property owners.

EXAMPLES OF THE SMP CHANGES in the SMP Draft Update CAUSED by the "DUE DILIGENCE" and PERSISTENCE of vested Private property owners?

Example... the failure of DCD and ESA consultant to competently review and use the Clallam County SMP Shoreline Inventory and Characteristic report to protect and keep "the 35 foot setbacks on Lake Sutherland"

Example... The SMP rule that would have prohibited the 100% rebuilding of damaged property in buffer zones.

Example... having to fight ESA Margaret Clancy, repeatedly for the LEGAL protection, LEGAL wording and LEGAL intent of WA State law in and for the PROTECTION of single family residence and appurtenances' on the SMP Update.

The only LEGAL PROTECTION on the SMP Update, that vested private property have against the SMP's violation of their constitutional rights, private property use and enjoyment, is the PROTECTION provided to us by our Elected Public Officials.

ESA consultants, over reach for compliance, but are they ever sued for SMP content? The county is held legally liable and they are the ones that get sued.

Please review Clallam County's contract with ESA Adolfson?

Do they have a NO LIABILITY CLAUSE in their contract?

How much skin does ESA have in the Game?

Lawsuits are expensive for taxpayers

Back in the day, my father George C. Rains Sr. filed a lawsuit against Clallam County over SMP restricted signage.

I gave a copy to our previous DCD Director, Sheila Rourk Miller

This is a cautionary LEGAL tale to be heeded.

After a long legal battle, my father prevailed in court. The finding was based on his constitutional right to free speech.

He was allowed reasonable attorney fees by the court. The reasonable attorney fees were \$27,000.00 (a lot of money back then) Clallam County objected to the large fee.

The court responded with the following. \$27,000 was a reasonable amount because, my father had to hire two of the top constitutional attorney's in the United States of America, to fight Clallam County SMP for his constitutional right to free speech.

Jan. 12, 2015, Today is my **"ONE RIGHT"** day with WA State DOE!

[Behind My Back | A Thousand Wrongs? One Right?](#)

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

Sep 17, 2014 – OK, so what's *WRONG* with that? We the people, have every *RIGHT* to make a *THOUSAND* public objections and comments. So what's ...

Google "A thousand wrongs and one right"

About 346,000,000 results (0.37 seconds)

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