

**BEFORE THE HEARING EXAMINER
FOR THURSTON COUNTY**

In the Matter of the Application of)	No. SUPT 970240
)	
Liberty 1 Resources, LLC)	CLARIFICATION OF
)	CONCLUSION #2 AND
)	CONDITION J
_____)	

In a separate document a Request for Reconsideration was denied. However, conclusion #2 and condition J of the September 13, 2000 decision are amended. The amendments correct directions misstated in Conclusion 2 and condition J.

I. Conclusion #2 shall read as follows:

With conditions, the proposed use at the specified location will comply with the Tumwater Joint Plan and all applicable Federal, State, Regional, and Thurston County laws or plans. The proposed noise berms to be installed on the south and west sides of the property ensures the noise level requirements of WAC 173-60 are satisfied. Furthermore, the Applicant's landscaping plan satisfies the requirement of TCC 22.47.020(A) by providing a very dense sight barrier and physical barrier between the proposed site and the neighboring properties. *Findings of Fact Nos. 1, 3, 7, 8, 10.* The Applicant must address the impacts from noise and landscaping on the east side of the site.

II. Condition J shall read as follows:

Upon commencing operations, for six months the Applicant shall monitor noise from points within the Sweetwater Subdivision, which is located to the east of the proposed site. The Applicant shall submit the data from the monitors to the Development Services Department who shall review it with noise standards of the County. If noise is determined to exceed the noise standards the hearing shall be reopened for the purpose of defining the mitigation from the noise impacts.

No other changes to the September 13, 2000 decision are made.

Dated this 9th day of October 2000.

James M. Driscoll
Hearing Examiner for Thurston County

