

THURSTON COUNTY  
WASHINGTON  
SINCE 1852

Diane Oberquell  
District Two  
Kevin J. O'Sullivan  
District Three

## DEVELOPMENT SERVICES

### MEMORANDUM

TO: Parties of Record

FROM: Sandy Norton *(signature)*  
Land Use Clerk

DATE: October 2, 2001

SUBJECT: SUPT 990457, Lakeside Industries

Attached is a copy of the Decision of the Board of Thurston County Commissioners relating to the above-mentioned case.

Any appeal of this land use decision must be filed in Superior Court pursuant the Land Use Petition Act, RCW Chapter 36.70C, within 24 days of the mailing of this decision.

Please contact me at (360) 754-3355 extension 6348 if you have questions regarding this Decision.

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SENT  
DATE 10/2/01 CT



BEFORE THE BOARD OF COUNTY COMMISSIONERS  
THURSTON COUNTY, WASHINGTON

In Re the Matter of,

Lakeside Industries

SUP/APPL 990457

DECISION

THIS MATTER came before the Board of County Commissioners (Board) on September 17, 2001 as a result of three separate appeals by Thurston County Development Services Department, Friends of the Nisqually and the Nisqually Indian Tribe (Appellants) of the hearing examiner's approval of Lakeside's (Applicant) special use application to construct an asphalt plant in Holyrod's gravel mine in the Nisqually Valley.

The Board reviewed the hearing examiner's decision, the evidence presented to the hearing examiner, listened to the audio tapes and conducted a site visit.

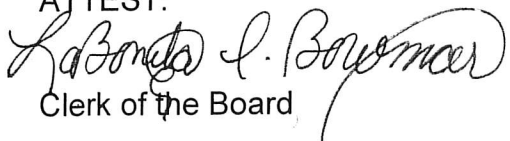
Based on the record, the Board concludes that the hearing examiner erroneously interpreted the applicable county codes. Specifically, the Board determined that (1) the hearing examiner erroneously interpreted TCC 20.54.070(21) when he concluded that *Lakeside's* proposed asphalt plant was an accessory use to *Holroyd's* gravel mine; (2) even if Lakeside's proposed asphalt plant is deemed to be an accessory use, the hearing examiner erroneously interpreted TCC 20.54.040(1&2) when he concluded that the proposed asphalt plant was consistent with the Nisqually subarea plan; and (3) the hearing examiner erroneously interpreted TCC 20.54.040(3) when he concluded that the location of the proposed asphalt was appropriate in light of the proposed asphalt plant's effects on adjacent property, traffic conditions and neighborhood character.

IT IS HEREBY ORDERED AS FOLLOWS:

The hearing examiner's decision is reversed.

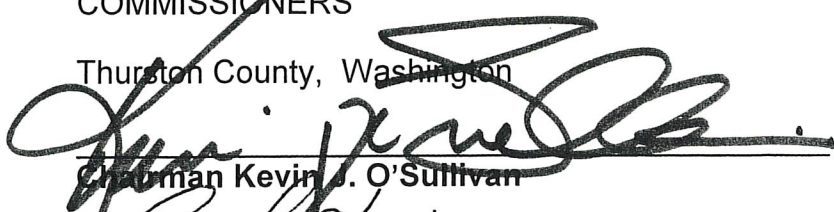
DATED this 24<sup>TH</sup> day of September, 2001.

ATTEST:

  
Clerk of the Board

BOARD OF COUNTY  
COMMISSIONERS

Thurston County, Washington

  
Chairman Kevin J. O'Sullivan

  
Commissioner Cathy Wolfe

  
Commissioner Dianne Oberquell