

SATURDAY MORNING LIVE FOR MAR. 4, 2017 ~
“WE’RE LIVE – WE’RE ABOUT LIBERTY – WE’RE FOCUSED ON YOU!”

Today’s Show: Host Kris Halterman interviews Ed Kilduff, licensed hydrogeologist, and Dave Onkels, former Whatcom County Planning Commissioner. Ed and Dave will share the recent hydrogeologic study done by Kilduff for a local property in rural Whatcom County and the response to his study by Whatcom County Planning and Development Services.

LIBERTY ALERTS:

STATE SENATOR ERICKSEN TO HOLD TOWNHALL MEETING – SATURDAY, MAR. 4TH, 10 AM - NOON

This meeting takes place from 10 a.m. to noon at Meridian High School, 194 W. Laurel Rd.

MESSAGE FROM SENATOR ERICKSEN: Senate Bill 5239, would restore the rules that existed before a state Supreme Court decision last fall imposed enormous burdens on rural landowners who seek building permits. The Senate stood up for property owners and property rights with a vote of 28-21. Now it’s up to the state House to do the same.

MARCH 7TH, 7PM, WHATCOM COUNTY COUNCIL MTG: Cherry Point Comp Plan Amendment by the WC Council Agenda will be introduced. First Public Hearing on the proposed changes will be March 21ST, 2017. If you value the industries at Cherry Point it is VERY IMPORTANT that you let this Council know. Get it on the record that you are opposed to any changes which will limit or curtail these industries ability to operate in Whatcom County. Policy 2CC-16: The County shall undertake a study to be completed by December of 2018 (revised to Dec. of 2017) to examine existing County laws, including those related to public health, safety, development, building, zoning, permitting, electrical, nuisance, and fire code, and develop recommendations for legal ways the County can work to limit crude oil, coal, and natural gas exports from the Cherry Point UGA above levels in existence as of July 5, 2016, and attract and support clean and low carbon industry. The study shall review and analyze any legal advice freely submitted to the County by legal experts on behalf of a variety of stakeholder interests, and make that advice public as part of the study report? So, they want to shut down any possibility of the construction of a 4th Pier, but they want to attract “low carbon industry,” to the area? Does that make sense? How will such an industry export their wares?

Excerpts from WC Planning Commission discussion related to the Cherry Point Amendments:

Comm. McClendon: asked Mr. Buckingham (Cnty Atty) if the county has a legal right to ban exports? Mr. Buckingham stated no.

Comm. McClendon: asked Mr. Buckingham (Cnty Atty) there seems to be some confusion that is what the county is trying to do, which is incorrect. She then asked Mr. Buckingham if there are instances, in what they have recommended, which ignored his legal advice. Mr. Buckingham stated yes. The commission continues to put policy in the text, which is bad form but does not cause problems.

Comm. Deshmane: asked for guidance regarding the Magnuson Act somewhat overlaps with the guidance relating to the Commerce Clause. He wanted clarification of what the implications of the Magnuson Act are apart from the implications of the Commerce Clause. Mr. Buckingham stated the Magnuson Amendment is a federal law that restricts certain imports and exports. Can the county restrict state and international trade? His interpretation of the Commerce Clause is that no we can’t. Comm. Deshmane noted there are examples of local governments not honoring federal or state laws. People have challenged regulations based on the Commerce Clause. Mr. Buckingham agreed. His job is to keep the county from risk so he recommends not violating the laws in order to keep the county out of lawsuits. There is a way to enforce this without putting our heads on the chopping block. It is apparent from reading the WC Planning Commission comments that this document has been put together with the intent to do just that. So, it’s time for you to speak up. “If not us, who? If not now, when?”

WC COUNCIL AGAIN LOOKING AT CODE CHANGES FOR PROPERTIES IN THE LAHAR ZONE. Why?

WC COUNCIL to propose prohibition of declared political candidates to appointment of service on Whatcom County boards, committees, and commissions, and requiring resignation from the ethics and salary commission’s. Ethics and Salary Commission is understandable, but is there a problem when they can barely fill the seats? **Why?**

COMMON CENTS:

Saturday Morning Live Show Sponsors: **ASSET ADVISORS:** Contact Dick Donahue to talk to him about your long term financial outlook... **VALLEY PLUMBING AND ELECTRIC:** HAVE A PROBLEM WITH YOUR PLUMBING OR ELECTRICAL CALL VALLEY PLUMBING AND ELECTRIC, locally owned and operated since 1965... **ACCURATE LOCK AND SECURITY:** Located on PROSPECT STREET across from the WHATCOM MUSEUM or ONLINE at AccurateLock.net

SATURDAY MORNING LIVE FOR MAR. 4, 2017 ~
“WE’RE LIVE – WE’RE ABOUT LIBERTY – WE’RE FOCUSED ON YOU!”

Today’s Show:

Host Kris Halterman interviews Ed Kilduff, licensed hydrogeologist, and Dave Onkels, former Whatcom County Planning Commissioner. Ed and Dave will share the recent hydrogeologic study done by Kilduff for a local property in rural Whatcom County and the response to his study by Whatcom County Planning and Development Services.

Introduction Ed Kilduff and Dave Onkels.

Talk about the hydrogeologic study done for the Vander Muelen’s.

Started?

Encompassed what area in Whatcom County?

What were the findings?

How much time?

Can you talk about the costs?

After presenting the WC Planning and Development Services with your report, what happened?

Was the WC PDS, request to have your report reviewed by another licensed hydrogeologist unusual?

What was the outcome of that review?

Site reasons to agree, or disagree with the findings stated in the Assoc. Earth Sciences review of Camassia.

What are Ed’s credentials vs. Assoc. Earth Sciences?

Are they better qualified to make a determination that disputes your findings?

The Hirst case and AES both reference one molecule of disturbance as grounds to claim harm against a senior water right.

If this is the new standard, what does that mean for Whatcom County? Washington State?

What’s your opinion of the recently approved SB 5239?

Will it solve, resolve, fix, the Hirst case from stopping all growth in rural Whatcom County?

Upside vs. downside of the proposal, SB 5239?

Do the residents, property owners like the Vander Muelen’s have recourse, or standing to sue the County?

Comments and Suggestions for the listening audience.

Saturday Morning Live Show Sponsors: ASSET ADVISORS; Contact Dick Donahue to talk to him about your long term financial outlook... VALLEY PLUMBING AND ELECTRIC; HAVE A PROBLEM WITH YOUR PLUMBING OR ELECTRICAL CALL VALLEY PLUMBING AND ELECTRIC, locally owned and operated since 1965...ACCURATE LOCK AND SECURITY; Located on PROSPECT STREET across from the WHATCOM MUSEUM or ONLINE at AccurateLock.net