# OFFICE OF THE HEARING EXAMINER KING COUNTY, WASHINGTON

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### REPORT AND RECOMMENDATION TO THE METROPOLITAN KING COUNTY COUNCIL

SUBJECT: Department of Natural Resources and Parks file no. E23CT021

Proposed ordinance no. 2024-0133

Parcel no. 112506-9071

#### CHRISTOPHER AND SIGRID WOLFF

Open Space Taxation Application (Public Benefit Rating System)

Location: 24626 NE 67th Place, Redmond

Applicants: Chris and Sigrid Wolff

24626 NE 67th Place Redmond, WA 98053

Telephone: (206) 696-1134 Email: siggi@cavallis.com

King County: Department of Natural Resources and Parks

represented by Bill Bernstein

201 S. Jackson Street

Suite 5601

Seattle, WA 98104

Telephone: (206) 477-4643

### SUMMARY OF RECOMMENDATIONS:

Department's Recommendation: Approve 3.70 acres for 50% of assessed value Examiner's Recommendation: Approve 3.70 acres for 50% of assessed value

#### PRELIMINARY REPORT:

On May 17, 2024, the Department of Natural Resources and Parks (DNRP) submitted its report on file no. E23CT021 to the Examiner.

#### PUBLIC HEARING:

After reviewing the preliminary report and examining available information on file with the application, the Examiner conducted a remote public hearing on the application on May 29, 2024.

Participants at the public hearing and the exhibits offered and entered are listed in the attached minutes. A verbatim recording of the hearing is available in the Hearing Examiner's Office.

#### FINDINGS AND CONCLUSIONS:

1. General Information:

Owners: Chris and Sigrid Wolff

24626 NE 67th Place Redmond, WA 98053

Location: 24626 NE 67th Place, Redmond

STR: SW-11-25-06

Zoning: RA5

Parcel no: 112506-9071 Total acreage: 5.15 acres

- 2. The Applicants timely filed an application to King County for the Public Benefit Rating System (PBRS) program current use valuation of the property to begin in 2024. As required by law, notification of the application occurred.
- 3. The property is currently being managed according to an approved King Conservation District Farm management plan. DNRP recommends credit under the farm and agricultural conservation land, resulting in five points and a current use valuation of 50% of assessed value for the enrolled portion of the property.
- 4. As to the land area recommended for PBRS enrollment, the Applicants requested 3.50 acres and DNRP recommends 3.70 acres. (Enrollment acreage is the entire parcel less the excluded area, as calculated by DNRP. In the event the County Assessor's official parcel size is revised, the PBRS acreage shall be administratively adjusted to reflect that change.)
- 5. Except as modified herein, we find the facts set forth in DNRP's preliminary report and testimony at the May 29, 2024, public hearing correct and we incorporate them by reference. We will provide copies of this report and DNRP's report to the Metropolitan King County Council for final approval.

6. Approval of five points and a current use valuation of 50% of assessed value for 3.70 acres is consistent with KCC Chapter 20.36 and with the purposes and intent of King County to maintain, preserve, conserve, and otherwise continue in existence adequate open space lands and to assure the use and enjoyment of natural resources and scenic beauty for the economic and social well-being of King County and its citizens.

#### RECOMMENDATION:

APPROVE a current use valuation of 50% of assessed value for the 3.70-acre enrolled portion of the property.

DATED June 12, 2024.

David Spohr

King County Hearing Examiner

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#### NOTICE OF RIGHT TO APPEAL

A party may appeal an Examiner report and recommendation by following the steps described in KCC 20.22.230. By **4:30 p.m.** on *July 8, 2024*, an electronic appeal statement must be sent to <u>Clerk.Council@kingcounty.gov</u>, to <u>hearingexaminer@kingcounty.gov</u>, and to the party email addresses on the front page of this report and recommendation. Please consult KCC 20.22.230 for the exact filing requirements.

If a party fails to timely file an appeal, the Council does not have jurisdiction to consider that appeal. Conversely, if the appeal requirements of KCC 20.22.230 are met, the Examiner will notify parties and interested persons and will provide information about next steps in the appeal process.

## MINUTES OF THE MAY 29, 2024, HEARING ON THE APPLICATION OF CHRISTOPHER AND SIGRID WOLFF, FILE NO. E23CT021

David Spohr was the Hearing Examiner in this matter. Bill Bernstein participated in the hearing.

The following exhibits were offered and entered into the hearing record:

Exhibit no. 1	DNRP report to the Hearing Examiner
Exhibit no. 2	Reserved for future submission of the affidavit of hearing publication
Exhibit no. 3	Legal notice and introductory ordinance to the King County Council
Exhibit no. 4	Arcview/orthophotograph and aerial map
Exhibit no. 5	Application signed and notarized