



**TOWN OF BEAUX ARTS VILLAGE**  
**TOWN COUNCIL MINUTES**

Special Meeting  
April 3, 2012  
Leber

Mayor Leiber called the meeting to order at 7:00 pm.

**PRESENT:** Mayor Richard Leiber, Councilmembers John Gillem, Mike Hillberg, Matt Leber, Aaron Sharp, and Tom Stowe.

**EXCUSED:** None.

**STAFF:** Clerk-Treasurer Sue Ann Spens, Planner Mona Green.

**GUESTS:** WABA President Paula Dix and WABA Beach Master Forrest Kulp.

**MINUTES:** Councilmember Stowe moved to approve the March 13, 2012 minutes, as amended. Councilmember Sharp seconded.

Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

**WARRANTS:** Clerk-Treasurer Spens reminded the Council that because this is a Special Meeting of the Council and it is occurring *before* the regular meeting date, the Council cannot approve warrants tonight. The Council will approve April warrants at the May meeting.

**CLERK'S REPORT:**

**ONLINE PAYMENTS FOR WATER DEPARTMENT:** Clerk-Treasurer Spens reported that a couple of customers have inquired about online bill-pay options. She has suggested that customers interested in paying online take advantage of the online bill-pay system offered by their banks, but she recently learned of a service provided by PayGOV.us, which would be operated at no cost to the Town. She asked if the Council wants her to investigate further. It was the consensus of the Council that enough other options exist for our small water department that there is no reason to investigate other options at this time.

**WEBSITE HOST:** Clerk-Treasurer Spens reported she has retained the web hosting services of our current email provider at a cost of \$66 per year. She will begin working with Municipal Research (our current website host) and Email Xpress to move the website to its new location.

**MARSHAL'S REPORT:** No report.

**WATER REPORT:** No report.

**WABA REPORT:** Paula Dix reported that WABA is still working to answer the building official's comments about their grading-permit application for the Shoreline Restoration Project.

Ms. Dix added that she would like to see more interaction between WABA and the Town as in years past. Mayor Leider agreed that increased interaction between the two is desirable. He noted that the Council has selected a member to serve as the Council's WABA liaison but attendance at one another's meetings has been inconsistent over the last year or two.

**SHORELINE MASTER PROGRAM (SMP) UPDATE:** Mayor Leider continued the review of the draft SMP beginning with the Appendices. The Council immediately began a section-by-section review of the Appendices, just as they did with the main body of the draft at the March meeting. Clerk-Treasurer Spens made notes of this discussion and will summarize the questions and answers in the table (Beaux Arts Council review of 1/19/2012 SMP Draft) that she started last month. As before, the table is considered a part of these minutes by reference.

At the conclusion of the detailed review, Mayor Leider stated that the next step in this process is to review the feedback from Ecology, when received, and then have Town Planner Green incorporate the Council's and Ecology's revisions into a final draft that would be made available to all interested persons prior to the Council's public hearing on this final draft. Town Planner Green added that Ecology has offered to help simplify our plan, if needed.

WABA President Paula Dix commented that WABA has a number of concerns with the draft SMP as written. First and foremost, they are concerned with the term "no net loss of land" used throughout the draft SMP, particularly since this is not a concept mandated by state regulations. Ms. Dix asked if that restriction would mean that WABA could not develop the beach property if the development plans resulted in land loss. Mayor Leider answered that if WABA's plans to develop the property did not meet the requirements set forth in the SMP, they could apply for a variance to those requirements.

WABA Beach Master Forrest Kulp asked when the Council expects to hold the public hearing prior to adoption. Mayor Leider answered that the date depends on when Ecology provides feedback from their informal review.

Ms. Dix asked if a work party at the beach is considered maintenance and would need a shoreline permit. Town Planner Green answered that maintenance qualifies for a Shoreline Exemption and if WABA had a number of maintenance projects to accomplish, they could apply for a one-year or ten-year blanket permit to cover all allowed activities rather than having to request a Shoreline Exemption for each separately.

Mayor Leider added that the State set a low threshold for needing a Shoreline Exemption on purpose, such that even repairing the picnic structure would require a Shoreline Exemption.

Mr. Kulp stated that WABA is concerned about Chapter 5.6.2C which states: "Waterward of the designated Woodlands area of the WABA property, new vegetation shall not be installed in a manner that functions like or has the visual appearance of a hedge that would block existing views of the water or existing view corridors between key upland areas on the WABA property." He noted that WABA wants to maintain the privacy of the beach both for beach users (from nearby private homes) and for private homes (from beach users).

Councilmembers Leber and Stowe both stated that they see this provision as maintaining enjoyment of the Open Space at the beach and preserving views for beach users. Councilmember Stowe added that the language is an attempt to balance members' use of the property against a concern that a future state-mandate could force the Town to require more plantings along the waterfront.

Town Planner Green suggested that the language remain as written for now and that the Council request additional input and give the matter further consideration.

**MAYOR AND COUNCILMEMBER REPORTS:**

**TOWN CLEAN-UP:** Councilmember Hillberg reported that the Town Clean Up is scheduled for May 19<sup>th</sup>.

**METRO SERVICE TO BEAUX ARTS:** Councilmember Leber reported that METRO is reviewing its current bus service and that Route 249 service may be in a use-it-or-lose-it status. Mayor Leider added that the cities of Clyde Hill, Medina, and Yarrow Point are concerned about losing their Route 271 service as a result of the reconfiguration of SR-520 on-ramps.

**UTILITY FRANCHISES:** Councilmember Stowe reported that he has received utility maps from City of Bellevue for storm, water, and sewer lines around and in Beaux Arts. He is working to find a new attorney to assist in reviewing and renewing our franchise agreements.

**STORMWATER UTILITY:** Mayor Leider reported that the Town of Yarrow Point has created a Stormwater Utility to administer the upgrade of their stormwater system and collect fees to cover the cost of this upgrade. They are also searching for grants and other sources of funding to help defray the costs.

**CONFIRMATION OF NEW PLANNING COMMISSIONER:** Mayor Leider reported that he has appointed Henry Heckendorn, a long-time resident of the Village, to fill the vacancy on the Planning Commission and asked that the Council confirm this appointment.

**MOTION:** Councilmember Sharp moved to confirm the appointment of Henry Heckendorn to Planning Commission Position No. 5 for a term that expires on December 31, 2017.

Councilmember Stowe seconded.

Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

**NEXT MEETING:** Clerk-Treasurer Spens reminded the Council that the next Council meeting will be held at 7:00pm on Tuesday May 8, 2012 at Mike Hillberg's house.

**ADJOURN:** Councilmember Sharp moved to adjourn the meeting at 8:50 pm.

Councilmember Hillberg seconded.

Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

Respectfully submitted,

Sue Ann Spens  
Clerk-Treasurer