

## Eron Berg

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**From:** Will W. Honea  
**Sent:** Tuesday, September 30, 2008 11:16 AM  
**To:** Scott Thomas; Eron Berg; KenDahlstedt; Sharon D. Dillon; DonMunks; Mike Anderson; Mayor Bates; Judy Sheahan; Ed Brunz; Mayor Hayes; Mayor Heinzman; Mayor Maxwell; Mayor Norris; Mayor Wilson; Mayor Wilson  
**Cc:** James E. Voetberg; Brad Furlong; Kevin Rogerson; Stephen R. Fallquist; Buckenmeyer, Fred; Chal Martin; Jon Aarstad; KevinRenz; Julie Rosario; Dennis London; Hugh Galbraith; Julie Rosario; Pat Colgan; Rick Lemley  
**Subject:** RE: CSWMP

The agreement says what it says, and until I learn otherwise we intend to follow the agreement and not some alleged side arrangement. Who committed the County to this arrangement?

I think it is pretty important for these regional groups to observe their agreements. Otherwise it quickly devolves into the kind of discussion we're now having.

Having spent the last year successfully litigating against Deluxe and Sedro-Woolley to keep the solid waste system intact (something Burlington says it wants), I do not entirely share your optimistic views about the motivations at play here.

This involves a great deal of money, which in my experience causes otherwise honorable men to occasionally behave in less than honorable ways.

-----Original Message-----

From: "Scott Thomas" <scottt@ci.burlington.wa.us>  
Subj: RE: CSWMP  
Date: Tue Sep 30, 2008 10:52 am  
Size: 5K  
To: "Will W. Honea" <willh@co.skagit.wa.us>; "Eron Berg" <eberg@ci.sedro-woolley.wa.us>; "KenDahlstedt" <kend@co.skagit.wa.us>; "Sharon D. Dillon" <sdillon@co.skagit.wa.us>; "DonMunks" <donmunks@co.skagit.wa.us>; "Mike Anderson" <manderson@ci.sedro-woolley.wa.us>; "Mayor Bates" <townofhamilton@fidalgo.net>; "Judy Sheahan" <judys@ci.burlington.wa.us>; "Ed Brunz" <edb@ci.burlington.wa.us>; "Mayor Hayes" <Mayor@townoflaconner.org>; "Mayor Heinzman" <mayor\_lyman@msn.com>; "Mayor Maxwell" <cherri@cityofanacortes.org>; "Mayor Norris" <mvmayor@ci.mount-vernon.wa.us>; "Mayor Wilson" <jctmwilson@msn.com>; "Mayor Wilson" <townofconcrete@verizon.net>  
cc: "James E. Voetberg" <jimv@co.skagit.wa.us>; "Brad Furlong" <bef@furlongbutler.com>; "Kevin Rogerson" <kevinr@ci.mount-vernon.wa.us>; "Stephen R. Fallquist" <stephenf@co.skagit.wa.us>; "Buckenmeyer, Fred" <fredb@cityofanacortes.org>; "Chal Martin" <chalm@ci.burlington.wa.us>; "Jon Aarstad" <jona@ci.burlington.wa.us>; "KevinRenz" <kevinr@co.skagit.wa.us>; "Julie Rosario" <jrosario@ci.sedro-woolley.wa.us>; "Dennis London" <dlondon@ci-sedro-woolley.wa.us>; "Hugh Galbraith" <hgalbraith@ci.sedro-woolley.wa.us>; "Julie Rosario" <jrosario@ci.sedro-woolley.wa.us>; "Pat Colgan" <pcolgan@ci.sedro-woolley.wa.us>; "Rick Lemley" <rlemley@ci.sedro-woolley.wa.us>

This is what the parties all agreed to at the SWSGB meetings, Will. I don't come away with the impression that there are any disreputable motives on anyone's part, but that's just my personal judgment.

Scott G. Thomas  
City Attorney  
City of Burlington  
(360) 755-9473  
FAX (360) 755-1297

-----Original Message-----

From: Will W. Honea [mailto:willh@co.skagit.wa.us]  
Sent: Tuesday, September 30, 2008 10:45 AM

To: Scott Thomas; Eron Berg; KenDahlstedt; Sharon D. Dillon; DonMunks; Mike Anderson; Mayor Bates; Judy Sheahan; Ed Brunz; Mayor Hayes; Mayor Heinzman; Mayor Maxwell; Mayor Norris; Mayor Wilson; Mayor Wilson  
Cc: James E. Voetberg; Brad Furlong; Kevin Rogerson; Stephen R. Fallquist; Buckenmeyer, Fred; Chal Martin; Jon Aarstad; KevinRenz; Julie Rosario; Dennis London; Hugh Galbraith; Julie Rosario; Pat Colgan; Rick Lemley  
Subject: RE: CSWMP

Scott your analysis is not consistent with the Interlocal Agreement, which says on its face that the plan amendments are deemed adopted by all parties. If all parties want to depart from the agreement that's fine, but what you are saying simply does not reflect the agreement.

This is not about the GMA Comp plan. What version of the CSWNP does the current Burlington GMA utilities element reflect?

What I see Sedro-Woolley doing is creating procedural delay and attacking the Governance Board process. I guess I don't really understand why you are supporting this, since Burlington has publically taken a policy position that supports keeping the Solid Waste System together.

-----Original Message-----

From: "Scott Thomas" <scottt@ci.burlington.wa.us>  
Subj: RE: CSWMP  
Date: Tue Sep 30, 2008 10:21 am  
Size: 5K  
To: "Will W. Honea" <willh@co.skagit.wa.us>; "Eron Berg" <eberg@ci.sedro-woolley.wa.us>; "KenDahlstedt" <kend@co.skagit.wa.us>; "Sharon D. Dillon" <sdillon@co.skagit.wa.us>; "DonMunks" <donmunks@co.skagit.wa.us>; "Mike Anderson" <manderson@ci.sedro-woolley.wa.us>; "Mayor Bates" <townofhamilton@fidalgo.net>; "Judy Sheahan" <judys@ci.burlington.wa.us>; "Ed Brunz" <edb@ci.burlington.wa.us>; "Mayor Hayes" <Mayor@townoflaconner.org>; "Mayor Heinzman" <mayor\_lyman@msn.com>; "Mayor Maxwell" <cherri@cityofanacortes.org>; "Mayor Norris" <mvmayor@ci.mount-vernon.wa.us>; "Mayor Wilson" <jctmwilson@msn.com>; "Mayor Wilson" <townofconcrete@verizon.net>  
cc: "James E. Voetberg" <jimv@co.skagit.wa.us>; "Brad Furlong" <bef@furlongbutler.com>; "Kevin Rogerson" <kevinr@ci.mount-vernon.wa.us>; "Stephen R. Fallquist" <stephenf@co.skagit.wa.us>; "Buckenmeyer, Fred" <fredb@cityofanacortes.org>; "Chal Martin" <chalm@ci.burlington.wa.us>; "Jon Aarstad" <jona@ci.burlington.wa.us>; "KevinRenz" <kevinr@co.skagit.wa.us>; "Julie Rosario" <jrosario@ci.sedro-woolley.wa.us>; "Dennis London" <dlondon@ci-sedro-woolley.wa.us>; "Hugh Galbraith" <hgalbraith@ci.sedro-woolley.wa.us>; "Julie Rosario" <jrosario@ci.sedro-woolley.wa.us>; "Pat Colgan" <pcolgan@ci.sedro-woolley.wa.us>; "Rick Lemley" <rlemley@ci.sedro-woolley.wa.us>

I'm not sure what all the hubbub is about - I have not seen the emails referenced below - but from Burlington's perspective, we need the SWSGB

to formally recommend the comp. plan amendments and forward them back to Burlington.

Under GMA, all cities, towns, and the county are required to have a utilities element in their comp. plans. For many cities and towns, the comprehensive solid waste management plan is incorporated into that city

or town's GMA comp. plan to meet this GMA requirement. GMA comp. plans have a number of requirements, but the one that is most applicable here is that they can be amended no more frequently than once each year. However, an exception to the once-a-year requirement is allowed for emergencies, with each planning jurisdiction able to define what constitutes an emergency allowing amendment to the comp plan.

As I understand the solid waste interlocal agreement, we have all authorized the County to include provisions in the solid waste comp. plan that addresses the management of solid waste generate in each particular jurisdiction. So far as I know, all of the cities approved the proposed comp. plan amendments, as did the County. The County then forwarded the proposed amendments to DOE for review and approval, as is required by state law. However, I do not think the SWSGB has taken action on those amendments, other than to acquiesce in sending the amendments to DOE. Now that the amendments are back from DOE, it would be appropriate for the SWSGB to formally adopt those amendments and recommend them to the cities and the County for adoption. Under the interlocal agreement, we are all obligated to adopt the amendments as recommended by the SWSGB. This is also my understanding of the process based upon my attendance at the SWSGB meetings (with the exception of the last meeting 2 weeks ago, in which I had a conflict and did not attend.) Finally, I understand that no entity has, or will, propose revisions to