

## Caudill, Anya (ECY)

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**From:** Sandy Braden <sbraden09@gmail.com>  
**Sent:** Tuesday, August 03, 2021 7:41 PM  
**To:** Caudill, Anya (ECY)  
**Subject:** Fwd: Yakima Regional Clean Air Agency-incompetency or hearsay?

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

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Hi Anya,

Here is some documented information providing proof of what I spoke of today on the SIP conference call where I addressed the YRCAA's inefficiency and in particular, Keith Hurley's failure as a competent, knowledgeable leader of the agency.

I submitted this information to Amanda McKinney, the new Yakima County Commissioner for her perusal. I did not receive a response from her. Nor did I receive any indication that the YRCAA was going to address any of my concerns. The agency does not like to hear any citizen complaints.

Thank you.

Sandy Braden

The following YPAC video is of the February 13th, 2020 YRCAA meeting. During the public comment section, toward the end of the session, please listen carefully to what Keith Hurley says about the previous burning of trees being done in the past in the West WA and 64th Avenue location. This site is within the Urban Growth Area of Yakima. Also, note what he says to my direct question about what the future use is for the specific land in question. This video is not hearsay. It is factual, recorded, official proof.

Mr. Hurley clearly does not know that the above mentioned land is zoned as Small Convenience Center (SCC), not Suburban Residential (SR). The zoning was changed on March 18th, 2008, Ordinance NO. 2008-10. Walter and Virginia Mick were the land owners at that time. Parcels numbered 18133332403, 18133332404 and 18133332405 are listed as their properties. All three parcels are zoned as SCC and can not have crops planted on them because of their zoning

classification.

**ORDINANCE NO. 2008-10**

**AN ORDINANCE** relating to land use regulation and zoning, rezoning, with conditions, three parcels of property located in the vicinity of the SE Corner of S 64<sup>th</sup> Avenue and W Washington Avenue, Yakima, Washington from Suburban Residential, (SR) to Small Convenience Center (SCC) as more fully described herein, and approving, with conditions, the recommendation of the Hearing Examiner for the City of Yakima regarding the same, Walter Mick, and Virginia Mick, identified as the applicants herein

**WHEREAS**, by application dated April 18, 2007, Walter and Virginia Mick requested the rezone of Yakima County Assessor's Parcel Nos 181333-32403, 181333-32404 and 181333-32405, located in the vicinity of the SE Corner of S 64<sup>th</sup> Avenue and W Washington Avenue, Yakima, Washington (hereinafter "Subject Property"), from Suburban Residential, (SR), to Small Convenience Center, (SCC), and

**WHEREAS**, on October 11, 2007 and continued on October 19, 2007, the Hearing Examiner for the City of Yakima conducted an open-record public hearing regarding the requested rezone, and

**WHEREAS**, on November 2, 2007 the Hearing Examiner issued Hearing Examiner's Recommendation regarding CPA Amend #1-07, Rezone #3-07, and EC #11-07, (the "recommendation") recommending that the Subject Property be rezoned from Suburban Residential, (SR) to Small Convenience Center (SCC), and

**WHEREAS**, at a closed-record public hearing held on March 18, 2008, the City Council considered the requested rezone, including the documents and other evidence which comprise the record developed before the Hearing Examiner, the Hearing Examiner's Recommendation, and the statements and comments of interested persons, and

**WHEREAS**, the City Council finds that the considerations of the Hearing Examiner in response to the requirements and criteria of Yakima Municipal Code ("YMC") § 15.23.030(E) and § 15.15.040(5) are correct and appropriate, and that the same should be adopted by the City Council as its findings herein; and

**WHEREAS**, the City Council finds that it is in the best interest of the City to enact the following to approve the requested rezone, **Now Therefore,**

**BE IT ORDAINED BY THE CITY OF YAKIMA:**

**Section 1** The property located in the vicinity of the SE Corner of S 64<sup>th</sup> Avenue and W Washington Avenue, Yakima, Washington (Yakima County Assessor's Parcel Nos 181333-32403, 181333-32404 and 181333-32405), legally described in Exhibit "A", attached hereto and incorporated herein by this reference, is hereby rezoned from Suburban Residential, (SR), to Small Convenience Center, (SCC)

**Section 2.** The findings within the November 2, 2007 Hearing Examiner's Recommendation (UAZO RZ #3-07, EC #11-07) regarding this rezone are hereby adopted by the City Council as its findings in support hereof pursuant to YMC § 15.23.030(F), and are incorporated herein by this reference as if fully set forth herein.

<https://videos.yakimawa.gov/CablecastPublicSite/show/9766?channel=2>

The next following video is an official YPAC video of March 14th, 2019, where the Don Lyon smoke complaint from the North Wenas and Wickstrom Lane road areas is discussed by Mr. Hurley, the YRCAA Board and me. Again, this not hearsay. It is, in fact, officially recorded by the YRCAA YPAC system.

<https://videos.yakimawa.gov/CablecastPublicSite/show/9156?channel=2>

During that public comment session, I bring up the fact that Dustin Harrington was the burn inspector who finally showed up after Mr. Lyon called the YRCAA four times for someone to check out the smoke issues with the burn in question. Mr. Harrington spoke with, but did nothing to penalize the persons doing the burning. Rodney and Jody Lakey were the individuals on Wickstrom Lane road who initiated the burning, according to Mr. Lyon. Their land parcel numbers are: 18142412413 and 18142421406.

Mr. Harrington chose to ignore the fact that the type of permit that the Lakey family had purchased from a local hardware store was not the correct permit for what they were burning and the size of the wood that was piled up. According to Mr. Lyon, it took a loader tractor to pile up the wood being burned. The type of permit needed apparently was an Agricultural permit, not a \$58.00 residential permit. Hardware stores don't sell AG permits. I was told by Brittany, the Helm's Hardware store permit agent, that one can only secure an AG permit from the YRCAA, not a local hardware store.

Don and Nyla Lyon sold their North Wenas Road property in December of 2019 because they did not wish to deal with the smoke issues in that area and how it was affecting their abilities to breathe. The lack of meaningful, competent support from the YRCAA had a major impact on their departure from the Yakima Valley.

I recently located Don Lyon at his new home in Hayfield, MN. I spoke to him about his past air quality complaint here in the Yakima Valley.

If you wish to talk to Mr. Lyon to verify my comments about his negative experience with the efficiency of the YRCAA, please call him at 1-507-671-5399.

Respectfully,  
Sandy Braden