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SEP 17 2009

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September 17, 2009

Whatcom County Planning Commission  
5280 Northwest Drive  
Bellingham, Washington 98226

Whatcom County Council  
311 Grand Avenue  
Bellingham, WA 98225

**Re: 7495 Blaine Road**  
**Submitted on behalf of Whisper Lake Developments, LLC**

Greetings County Planning Commissioners and Councilmembers:

Two days ago our client learned his land was being removed from the Blaine urban growth area. Our client has received no notice whatsoever of this devastating proposal.

On his behalf we strenuously object. In addition to a total lack of meaningful opportunity for our client to participate, we are unaware of any community or public process that led to the site specific redesignation that is apparently under way.

This type of downzone cannot be allowed or imposed without due process of law, due process involving more than just notice. In the context of the Growth Management Act it is clear the County must show its work. All that is known so far is the result, not the analysis. A landowner is left to guess why he is left out and another left in.

The property in question is within the Water and Sewer District and the UGA and was rezoned by the County about 15 years ago, during the time of the GMA. We are aware of no obstacle to lawful development other than the current Executive proposal.

We have not had time to further assemble the history of this land. We will do so and submit it.

We will also ask for staff analysis. We will respond if any such information exists.

Whatcom County Planning Commission  
Whatcom County Council

Re: 7495 Blaine Road

Submitted on behalf of Whisper Lake Developments, LLC

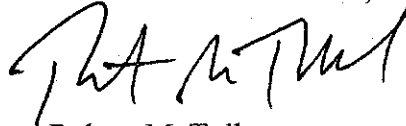
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At this time it is clear that both the process and its results are deeply flawed. No basis exists to support the wholesale abandonment of decades of planning and regulation and investment. The "reserve" concept is not explained, regulated or justified.

Please return our client's property to its present UGA and zoning status.

Sincerely,  
LANGABEER & TULL, P.S.

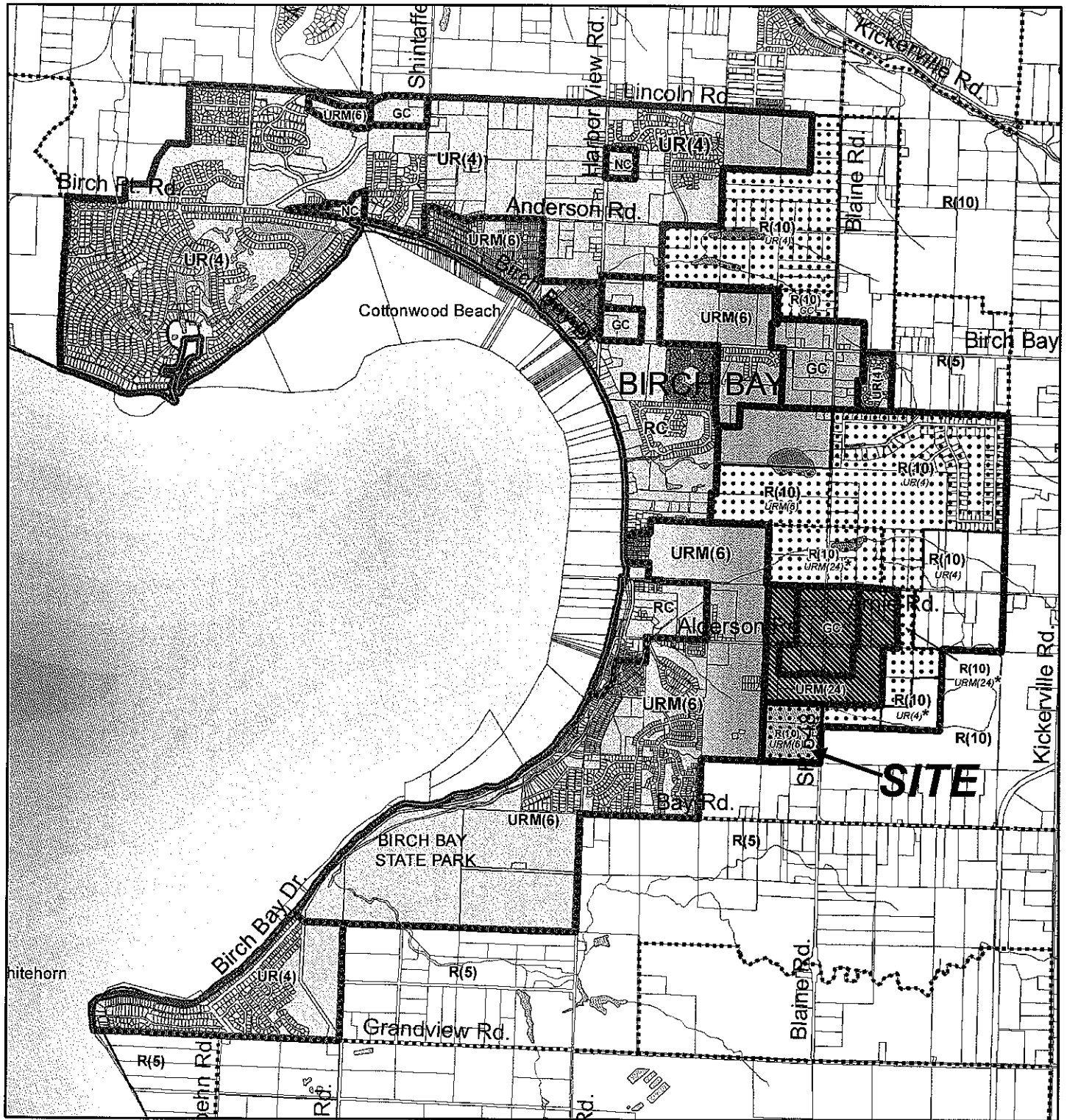
A handwritten signature in black ink, appearing to read 'RMT', is written over the typed name Robert M. Tull.

Robert M. Tull

RMT: ao  
enclosure

cc: client

Doug Campbell, Associated Project Consultants, Inc., P.S.



# Birch Bay UGA & Surrounding Area




September 2009

## Title 20 Zoning Designations

..... Existing Zoning Boundary

**▭** Proposed Zoning Boundary

Proposed Zoning Designations in **bold**.  
Existing Zoning Designations, *when changing*, in *italics*.

-  Proposed UGA Boundary
-  Proposed Urban Reserve
-  Subject to Ord.#2004-049

\*These areas only, in the UGAR, are subject to Ord.#2004-049 upon future inclusion into the UGA.



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