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VIA HAND DELIVERY AND ELECTRONIC MAIL

September 21, 2009

Whatcom County Council  
311 Grand Avenue, Suite 105  
Bellingham, WA 98225

Whatcom County Planning Commission  
5280 Northwest Drive  
Bellingham, WA 98226

Re: Whatcom County Urban Growth Area Review; AB2009-052D

Dear Council and Commission Members:

On behalf of S. C. Goshen LLC and Holly Associates LLC (hereinafter collectively referred to as "S.C. Goshen"), we take this opportunity to respond to testimony from Tin Rock Development in regard to S.C. Goshen's property, which is included in the Columbia Valley UGA on Map UGA-9. Please consider the following factual corrections to errors in Tin Rock's written and oral testimony.

On page 1 of its correspondence dated, September 17, 2009, Tin Rock states "[t]his [S.C. Goshen's] parcel is not in the current UGA and is not consistent with the recommendation of the FSPAC." To clarify, Tin Rock is referring to the S.C. Goshen's forty acres, which Tin Rock correctly states is outside of the current UGA. This forty acres, however, contrary to Tin Rock's testimony, was recommended for inclusion in the UGA by the Foothills Subarea Plan Advisory Committee ("FSPAC"). FSPAC's Proposal, dated September 19, 2007, which was presented to you by Staff, specifically included this forty acres within the UGA.

Next, Tin Rock states that S.C. Goshen's forty acres is "not within a water district; it is not within a sewer district..." Again, this statement is false. All of S.C. Goshen's property, including this forty acres, is located within the service boundaries of Water & Sewer District 13. Additionally, the statement that S.C. Goshen's does not have access to a public road, is misleading. This property, like other surrounding neighborhoods, is served by a private road association.

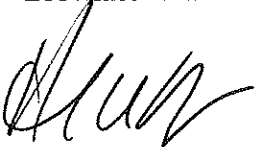
Contrary to Tin Rock's assertions, S.C. Goshen's property is fully serviceable, as is it served by existing water, sewer, and fire districts and is accessible by existing roadways. Moreover, there are no environmental constraints that would hinder development of the property. We do not believe that S.C. Goshen's property is being "swapped" for Tin Rock's property, since S.C. Goshen's property has always been part of FSPAC's UGA proposal.

Finally, Tin Rock refers to S.C. Goshen's property as resource land. The comprehensive plan designation of this forty acres is Rural, the property is not designated as resource land.

We are confident that this letter will serve to correct the record with regard to S.C. Goshen's property and we urge inclusion of S.C. Goshen's property in the Columbia Valley UGA as recommended by both FSPAC and the County Executive.

Sincerely,

Brownlie Evans Wolf & Lee, LLP

A handwritten signature in black ink, appearing to read "H. Wolf", written over a horizontal line.

Heather Wolf

cc: client  
County Executive Pete Kremen  
David Stalheim, Planning & Development Services Director