

BEFORE THE WASHINGTON STATE TRANSPORTATION COMMISSION

IN RE: STATE ROUTE 2)
SUNNYSLOPE INTERCHANGE)
MP 118.00 to MP 119.13) FINDINGS AND ORDER
COMBINED HEARING ON DESIGN)
AND LIMITED ACCESS)

The hearing on the above entitled manner was held, upon due notice to interested parties, beginning at 7 p.m., Wednesday, January 27, 1988, in the Chelan County Fire District No. 1 Fire Station at Wenatchee, Washington, before John McRae, Hearing Examiner.

Interested parties and organizations were represented as follows:

DEPARTMENT OF TRANSPORTATION, by Robert M. McIntosh, Assistant Attorney General, Temple of Justice, Olympia, Washington 98504.

DAVID ABBOTT, by self, 3908 Burch Mountain Road, Wenatchee, Washington;

GENE ANDERSON, by self, 321 Lombard, Wenatchee, Washington;

DALE ARMITAGE, by self, 2718 DeBord, Wenatchee, Washington;

STEVE and RUTH BEIDLER, by self, 2534 Frontage Road, Wenatchee, Washington;

JEAN BOMERSINE, by self, 303 Hilltop Place, Wenatchee, Washington;

MR. and MRS. ROBERT BRENDER, Town and Country Motel, 2918 School Street;

CALVIN D. BROWN, by self, 2524 Frontage Road, Wenatchee, Washington;

EMORY BRYANT, by self, 215 West Peters, Wenatchee, Washington;

WILLIAM N. and CRISTINA BAUK, by self, 2723-1 DeBord,
Wenatchee, Washington;

GEORGE R. BUCHANAN, by self, 529 Lower Sunnyslope,
Wenatchee, Washington;

JIM BURKE, Gull Industries, 3404 Fourth Avenue S., Seattle,
Washington;

MIKE CACHOUN, Apple Valley Honda, 154 Easy Street,
Wenatchee, Washington;

JACKIE CARMICHAEL, by self, 234 Easy Street, Wenatchee,
Washington;

DON CHRISTENSEN, by self, 149-A Easy Street, Wenatchee,
Washington;

MERLYN COLLINS, by self, 332 West Penny Road, Wenatchee,
Washington;

JOHN B. CONE, by self, 128 Chatham Hill, Wenatchee,
Washington;

JIM L. CORDELL, by self, 3422 Alpine Drive, Wenatchee,
Washington;

MARVIN D. CRAIL, by self, 10 South Cove, No. 23, Wenatchee,
Washington;

GARY DANTITI, Apple Valley Honda, 618 Daniels Drive, East
Wenatchee, Washington;

BILL and SILVIA DENNIS, by self, 2515 North Cordell Avenue,
Wenatchee, Washington;

HERBE DIEDE, by self, Route 2, Box 1806, Wenatchee,
Washington;

HERB R. DIEDE, by self, 15814 Wilshire Circle, Oregon City,
Oregon 97045;

HERB A. DIEDE, Ruth Diede Orchard Trust, Route 2, Box 1805,
Wenatchee, Washington;

CAL and RUTH DUNNELL, by self, 2737 School Street,
Wenatchee, Washington;

WARREN and EVELYN EIKENBERRY, by self, 305 West Penny Road,
Wenatchee, Washington;

LINDA FITCH, by self, 253 West Penny Road, Wenatchee,
Washington;

GERALD and BARBARA GIBBONS, by self, 2642 School Street,
Wenatchee, Washington;

DANIEL GIBSON, by self, 528 Easy Street, Wenatchee, Washington;

MARIE GIERSDORF, by self, 2619 Indy Lane, P.O. Box 2181, Wenatchee, Washington;

L. C. GIERSDORF, by self, 2619 Indy Lane, Wenatchee, Washington;

GLEN GOERES, by self, 2631 LeMaister, Wenatchee, Washington;

BILL GORDON, by self, 332 West Penny Road, Wenatchee, Washington;

W. E. GOTTHOLD, by self, 409 Lower Sunnyslope, Wenatchee, Washington;

DALLAS and MARILYN GRAY, by self, 136 Chatham Hill, Wenatchee, Washington;

CINDY GRIGSBY, by self, 2597 Indy Lane, Wenatchee, Washington;

STEVE HALVERSON, by self, 2591 LeMaister, Wenatchee, Washington;

ALBERT HAMPTON, by self, 3316 Ohme Road, Wenatchee, Washington;

ROGER and KATHY HARRIS, by self, 2930 Alvista Place, Wenatchee, Washington;

BOB and MARILOU HUGHES, by self, 2514 Cordell Street, Wenatchee, Washington;

DONNA HINDERMAN, by self, 121 LeMaister, Wenatchee, Washington;

GALEN F. and HELEN INKS, by self, 429 Inks Road, Wenatchee, Washington;

MR. and MRS. CLARENCE G. JOHNSON, by self, 237 Chatham Hill, Wenatchee, Washington;

GERALDINE F. JACKSON, by self, 4020 Lowell Road, Wenatchee, Washington;

CHARLES A. JOHNSON, by self, 2725 DeBord Drive, Wenatchee, Washington;

FLOYD JOHNSON, by self, 227 Pear Lane, Wenatchee, Washington;

STEVE DERR, by self, 2106 Ione, Wenatchee, Washington;

KIRK KILGORE, by self, 2549 Indy Lane, Wenatchee, Washington;

BOB LANDON, Red Rooster Coffee Shop, 2622 Indy Lane, Wenatchee, Washington;

ROD LASHER, Chelan County Fire District No. 1, 1816 Garnet Place, Wenatchee, Washington;

RENEA LAU, by self, 275 West Penny Road, Wenatchee, Washington;

DARREN J. W. LEMONS, by self, 208 LeMaister, Wenatchee, Washington;

D. B. LLOYD, by self, 213 Chatham Hill, Wenatchee, Washington;

BRUCE LORENZ, by self, 116 West Penny Road, Wenatchee, Washington;

DON MacKINNON, by self, 2444 Frontage Road, Wenatchee, Washington;

STEPHEN MAHER, Wenatchee World, 14 North Mission Street, Wenatchee, Washington;

J. D. McANALLY, by self, 617 Easy Street, Wenatchee, Washington;

E. C. METCALF, by self, 1293 Lower Sunnyslope Road, Wenatchee, Washington;

DAN MILLER, Representing Bill and Jo Barnett, 305 Chatham Hill Road, Wenatchee, Washington;

GIL MORGENSTERN, by self, 2813 DeBord Drive, Wenatchee, Washington;

JACK AND JANET MULLEN, by self, Indy Lane, Wenatchee, Washington;

WILLIAM M. MULLOY, by self, 2614 LeMaister, Wenatchee, Washington;

PATRICIA and CON MUNCH, by self, 212 West Peters, Wenatchee, Washington;

KEN and MARSHA NEHER, by self, 2831 School Street, Wenatchee, Washington;

CARLA OLSON, by self, 403 Melody Lane, Wenatchee, Washington;

MR. JACK PENHALLEGON and JULIE, by self, 1704 Harris Court,
Wenatchee, Washington;

PETE PETERSON, by self, 2638 LeMaister, Wenatchee,
Washington;

SUSAN C. PETERSON, by self, 2638 LeMaister, Wenatchee,
Washington;

TERRY POM ARLEAU, Pom Arleau Transfer, 1380 East Penny Road,
Wenatchee, Washington;

H. POM ARLEAU, Pom Arleau Transfer, 1380 East Penny Road,
Wenatchee, Washington;

H. K. RAMEY, by self, 2831 DeBord Drive, Wenatchee,
Washington;

SUSANNE REISTER, by self, 2637 LeMaister, Wenatchee,
Washington;

KEVIN REISTER, by self, 2637 LeMaister, Wenatchee,
Washington;

BOB SALMON, by self, 2626 School Street, Wenatchee,
Washington;

JOHN SAUER, by self, 335 Sunnyslope Heights, Wenatchee,
Washington;

STAN SCHNELLER, by self, 2721 School Street, Wenatchee,
Washington;

KENNETH SHANK, by self, 2445 North Cordell Avenue,
Wenatchee, Washington;

ART SOUTHWICK, Red Rooster Center, 1424 Orchard Avenue,
Wenatchee, Washington;

FORREST D. STALLINGS, by self, 2516 Frontage Road,
Wenatchee, Washington;

MARVEL J. STALLINGS, by self, 2516 Frontage Road, Wenatchee,
Washington;

DEWAYNE STANDERFORD, by self, 1300 Okanogan Street,
Wenatchee, Washington;

BELL STOKES, by self, 3412 Burch Mountain Road, Wenatchee,
Washington;

MR. and MRS. VICTOR TABBERT, by self, 2905 Alvista Place,
Wenatchee, Washington;

JACKI THOMAS, by self, 413 Lower Sunnyslope, Wenatchee, Washington;

LANCE THURSTON, by self, 2621 Indy Lane, Wenatchee, Washington;

LADDIE and ANDREA TLUCEK, by self, 2552 Indy Lane, Wenatchee, Washington;

WILLIAM WACKER, by self, 1216 Downs Road, Wenatchee, Washington;

ART WILLIAMS, by self, 2623 Indy Lane, Wenatchee, Washington;

RICK WILLIAMS, Sunnyslope Express Lane, 153 Easy Street, Wenatchee, Washington;

BOB and VALERIE VALAAS, Wenatchee Reclamation District, 3613 McMullan Road, Wenatchee, Washington;

As a courtesy to interested citizens, the Commission furnishes a copy of the Findings and Order to all persons filing a Notice of Appearance, even though some may not properly be parties to the hearing. For administrative convenience, all persons filing a Notice of Appearance are included in the listing above. The Commission, by including a person in this listing and by furnishing a copy of the Findings and Order, does not acknowledge or necessarily recognize the recipient to be a proper party to the hearing.

The hearing was called to order by Donald S. Senn, District Administrator, after which witnesses were called. Evidence was taken by a court reporter and thereafter transcribed. Certain exhibits were duly introduced as evidence. The undersigned members of the Transportation Commission have personally considered the transcript of the hearing. Based upon the oral evidence and the exhibits introduced in evidence, the Transportation Commission of the State of Washington makes the following findings:

I

This project is located immediately north of Wenatchee in the suburban community of Sunnyslope. In 1969, design plans were approved to rebuild the Sunnyslope Interchange and provide full access control. In 1970, right of way and access rights were acquired for this plan. At that time, it was proposed to use stage construction to build the Olds Station bridge, the Euclid Avenue Interchange, and the Sunnyslope Interchange. The Olds Station bridge and the Euclid Avenue Interchange stages of the plan have been completed; however, funding difficulties delayed further construction. Construction of the Sunnyslope Interchange as proposed in 1969 has been reviewed and revised in light of projected traffic demands and the department's funding capabilities.

II

The Department of Transportation received from the public agencies concerned with the proposed plan their available data on planning, land use, local traffic, and such other information required, and thereafter prepared and submitted to the appropriate local officials an Access Report showing how those factors have been taken into account and covering other matters required by RCW 47.52.131, et. seq. A copy of that Access Report was introduced into evidence marked Exhibit No. 5.

By letter dated January 26, 1988, the Chelan County commissioners gave their concurrence to the plan and the Access Report, and said letter was introduced into evidence marked Exhibit No. 7.

III

On December 18, 1987, the Project Development Engineer by Order proposed said plan and set a hearing date in accordance

with the provisions of RCW 47.52.131, et. seq. The Order of Hearing was introduced into evidence marked as Exhibit No. 1.

IV

Lue Clarkson, Administrator, Washington State Transportation Commission, issued a Notice of Limited Access Hearing. On January 7, 1988, an exact copy of this notice was mailed to Chelan County, various agencies and other interested parties, and to each of those record owners of property listed on the County Tax Roll, as depicted in the Affidavit of Service by Mailing introduced into evidence marked Exhibit No. 3. An exact copy of the notice was published in The Wenatchee World on December 31, 1987, and January 7, 1988, as shown by the Affidavit of Publication of Georgia E. Valdez, Legal Clerk of said newspaper, which affidavit was introduced into evidence marked Exhibit 2.

V

The plan proposes the establishment of a limited access facility "SR 2, SUNNYSLOPE INTERCHANGE VICINITY, MP 117.61 TO MP 119.37, CHELAN COUNTY." Alignment, right of way, and limited access, Station L1 613+00 to Station L 698+00 and Station L1 680+27 to Station L1 710+31.77 are shown on sheets 1 through 6 of 6 sheets, dated December 18, 1987.

VI

This section of State Route 2 is an important part of the highway system of the State of Washington. It is functionally classified as a Principal Arterial, and Department of Transportation policy provides for access control on highways of this type. In doing so, the investment of public funds is protected by preserving the highway for future use.

The efficiency of the highway as a means of moving a maximum volume of traffic in safety is directly related to the number of access points. It has been demonstrated in the past that, as property owners establish approaches to the highway for their personal use or for business enterprise, the problem becomes increasingly great and the road gradually becomes obsolete. Therefore, access points should be kept to a minimum consistent with allowing local traffic adequate use of the facility at properly designed interchanges, intersections, and approaches.

The plan for the establishment of a fully and partially controlled access highway facility on State Route 2 in Chelan County, introduced into evidence marked Exhibit Nos. 8a-8f, will facilitate travel, reduce accident rates, preserve the public investment, and sustain the highway as a modern transportation facility.

VII

In addition to the exhibits previously mentioned, the following exhibits were entered into evidence at or subsequent to the hearing and made a part of the hearing record:

- | | |
|--------------------|--|
| Exhibit No. 4 | Preliminary Design Report entitled Sunnyslope Interchange. |
| Exhibit No. 6 | Determination of Nonsignificance, dated January 11, 1988. |
| Exhibit Nos. 9a-9d | Roadway Section sheets. |
| Exhibit No. 10 | Letter dated January 25, 1988, from the Port of Chelan County. |
| Exhibit No. 11 | Letter from Mr. and Mrs. Baughman. |

- Exhibit No. 12 Letter from John Manenica.
- Exhibit No. 13 Letter from Lance and Terri Thurston.
- Exhibit No. 14 Letter dated January 29, 1988, from the Economic Development Council of North Central Washington.
- Exhibit No. 15 Letter dated February 10, 1988, from Mrs. Jack Penhallegon.
- Exhibit No. 16 Letter dated February 8, 1988, from Young, Monnette, Vandefrift & Rechten, P.S.
- Exhibit No. 17 Letter from Roger and Kathy Harris.
- Exhibit No. 18 Letter dated February 8, 1988, from the Economic Development Council of North Central Washington.
- Exhibit No. 19 Letter dated February 6, 1988, from John and Joanne Sauer.
- Exhibit No. 20 Letter dated February 5, 1988, from E. C. Metcalf.
- Exhibit No. 21 Phone memo dated February 15, 1988, from Mr. and Mrs. Charles Mylius.
- Exhibit No. 22 Letter dated January 27, 1988, from the Chatham Hill residents.
- Exhibit No. 23 Letter dated January 27, 1988, from Stan Schneller.

Exhibit No. 24 Letter dated January 21, 1988, from James A. Brown.

Exhibit No. 25 Letter dated January 30, 1988, from Stan Schneller.

Exhibit No. 26 Signed petition dated January 28, 1988.

Exhibit No. 27 Signed petition dated January 30, 1988.

Exhibit No. 28 Letter dated January 30, 1988, from Phyllis Thompson.

Exhibit No. 29 Letter dated February 3, 1988, from Dale Armitage.

Exhibit No. 30 Letter dated February 2, 1988, from Kevin and Suzanne Reister.

Exhibit No. 31 Letter dated February 1, 1988, from Julie Penhallegon.

Exhibit No. 32 Letter from Wayne Thorne.

Exhibit No. 33 Letter dated February 8, 1988, from Pete Peterson.

Exhibit No. 34 Letter from John Manenica.

Exhibit No. 35 Letter dated January 28, 1988, from Calvin W. Dunnell.

Exhibit No. 36 Letter from Mrs. A. J. Baughman.

Exhibit No. 37 Letter from A. J. Baughman and Mrs. A. J. Baughman.

Exhibit No. 38 Letter dated February 1, 1988, from H. Robert Barr.

Exhibit No. 39 Letter dated January 31, 1988, from Gene Anderson.

Exhibit No. 40 Letter dated February 2, 1988, from W. T. "Skip" Applegarth and Mary Ann Applegarth.

Exhibit No. 41 Letter dated February 3, 1988, from H. K. Ramey.

Exhibit No. 42 Letter dated February 1, 1988, from Steven G. Kerr, M.D.

Exhibit No. 43 Letter dated February 3, 1988, from Rod Lasher.

Exhibit No. 44 Letter dated February 2, 1988, from Pom Arleau Transfer & Storage Corp.

Exhibit No. 45 Letter dated February 4, 1988, from Gerald E. Gibbons, M.D.

Exhibit No. 46 Letter from William M. Gordon.

Exhibit No. 47 Letter from Merylee Collins.

Exhibit No. 48 Letter from Bruce E. Smith.

Exhibit No. 49 Letter from Warren Eikenberry.

Exhibit No. 50 Letter dated January 27, 1988, from Don Lau.

1. Mr. and Mrs. A. J. Baughman in Exhibits 11 and 37, Mrs. Jack Penhallegon in Exhibit No. 15, and Mr. Peter G. Young representing Mr. Diede in Exhibit No. 16 expressed interest in reacquiring property sold to the department if it is declared surplus.

Any right of way declared surplus to the proposed highway project needs will be disposed of in accordance with Department of Transportation policies.

2. Mr. James A. Brown in Exhibit No. 24, concerned that this project will terminate the access of Chatham Hill and Lower Sunnyslope Road with SR 2 Spur.

The traffic movements currently available at the intersection of Chatham Hill Road and SR 2 Spur will be replaced by the proposed Penny Road Interchange. The proposed interchange will provide a safer and more efficient point of access to the Chatham Hill and Lower Sunnyslope areas.

3. Several comments were made at the hearing and in Exhibit Nos. 25, 26, 27, 28, 29, and 49 expressing opposition to the construction of the CR Line.

The CR Line is necessary for providing local access to and from the highway system. An analysis of possible alternate routes concluded that the proposed CR Line would have the least amount of impact to the surrounding community.

4. Mr. William Gordon in Exhibit No. 46, Merylee Collins in Exhibit No. 47, and Bruce Smith in Exhibit No. 48 opposed closing the left-turn lane to Lower Sunnyslope Road.

Access to SR 2 Spur at Chatham Hill Road will be discontinued when the Penny Road Interchange is constructed. If this access were to be continued, a conflict would result from an overlap of traffic merging from the A Line acceleration lane and the Chatham Hill Road intersection. Access to the areas currently being served by Chatham Hill Road will then be provided by the Penny Road Interchange.

XI

The Commission particularly finds in the case of each abutting ownership that the adoption of the plan making said highway a limited access facility, said plan attached hereto and marked Exhibit "A," is required for public convenience and necessity.

Based on the foregoing findings and the evidence supporting them, the Transportation Commission of the State of Washington

ORDERS:

I

That the section of State Route 2 in Chelan County as described as follows is hereby designated as a limited access highway of the partially and fully controlled type:

Between Station L1 613+00 and Station L1 658+89.89, partially controlled, and between Station L 658+89.89 and Station L 698+00 and between Station L1 680+27 and Station L1 710+31.77, fully controlled, as shown on sheets 1 through 6 of the right of way and limited access plan entitled "SR 2, SUNNYSLOPE INTERCHANGE VICINITY, MP 117.61 TO MP 119.37, CHELAN COUNTY."

II

That the plans set forth in Exhibit Nos. 53a through 53f for the establishment of access control on said highway be revised as follows and as shown on Exhibit "A: hereto attached and by this reference made a part hereof:

1. Revise plan sheets 1 through 6 of 6 sheets to make minor plan revisions and to correct ownerships and parcel details, area computations, and right of way details.

III

That the plan entitled "SR 2, SUNNYSLOPE INTERCHANGE VICINITY, MP 117.61 TO MP 119.37, CHELAN COUNTY," sheets 1 through 6 of 6 sheets, as revised above and as shown on Exhibit "A," be and the same is hereby adopted.

That the following plans are hereby superseded:

"SR 2, MP 117.61 TO MP 121.20, SUNNYSLOPE VICINITY TO BAKER FLATS, CHELAN AND DOUGLAS COUNTIES," right of way and limited access plan sheets 2, 3, 4, 10, 11, and 12 of 13 sheets approved October 22, 1970.

ADOPTED this 19th day of January, 1989.

WASHINGTON STATE TRANSPORTATION COMMISSION

William J. Kamps
WILLIAM J. KAMPS, Chairman

Richard Odabashian
RICHARD ODABASHIAN, Vice Chairman

Bernice Stern
BERNICE STERN, Member

Leo B. Sweeney
LEO B. SWEENEY, Member

Albert D. Rosellini
ALBERT D. ROSELLINI, Member

James Henning
JIM HENNING, Member

Norm Mc Kibben
NORM MC KIBBEN, Member

ATTEST:

Lue Clarkson
LUE CLARKSON, Administrator

APPROVED AS TO FORM:

Sharon Jones
Assistant Attorney General