

BEFORE THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION

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IN RE:	STATE ROUTE 503	)	
	N.E. 144TH ST.TO BATTLE GROUND	)	
	MP 4.19 TO MP 8.05	)	FINDINGS AND ORDER
	COMBINED HEARING ON DESIGN	)	
	AND LIMITED ACCESS	)	

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The hearing on the above entitled matter was held upon due notice to interested parties, beginning at 7 p.m., Tuesday, April 30, 1991, in the Prairie High School Auditorium, Battle Ground, Washington, before Robert E. Lundgaard, Hearing Examiner.

The interested persons and organizations were represented as follows:

DEPARTMENT OF TRANSPORTATION, by Steve Klasinski, Assistant Attorney General, Temple of Justice, Olympia, Washington 98054;

CITY OF BATTLE GROUND, by Frank DeShirlia, Mayor of Battle Ground, P.O. Box 37, Battle Ground, Washington 98604;

LEWIS AND CLARK RAILWAY CO., by E. M. Berntsen, General Manager, P.O. Box 604, Battle Ground, Washington 98604;

LYNN TAYLOR, by self, 10725 N.E. 156th Street, Brush Prairie, Washington 98606;

WILL STARK, by self, 12709 N.E. 169th Street, Battle Ground, Washington 98604;

DARREL L. BISHOP, by self, 15810 N.E. 117th Avenue, Brush Prairie, Washington 98606;

RICHARD N. GARDNER, by self, P.O. Box 236, Battle Ground, Washington 98604;

MARY SCHALLA, by self, 12010 N.E. 189th Street, Battle Ground, Washington 98604;

WALLACE W. BARNEY, by self, 17807 N.E. 122nd Avenue, Battle Ground, Washington 98604;

JAMIE L. MARSDEN, by self, 17608 N.E. 122nd Avenue, Battle Ground, Washington 98604;

LARRY AND VICKI STEEN, by self, 19419 N.E. 122nd Avenue, Battle Ground,

Washington 98604;

GEORGE PETERSON, by self, 22111 N.E. 182nd Avenue, Battle Ground, Washington  
98604;

JAMES S. BELLCOFF, by self, 11705 N.E. 154th Street, Brush Prairie, Washington  
98606;

ROY J. BELLCOFF, by self, 11308 N.E. 149th Street, Brush Prairie, Washington  
98606;

PHIL PETERSON, by self, 15320 N.E. 116th Ct., Brush Prairie, Washington 98606;

NORTHWEST PIPELINE CORP., by S. W. Griggs, District Superintendent, 8907 N.E.  
219th Street, Battle Ground, Washington 98604;

F. L. FREEMAN, by self, 18812 N.E. 122 Avenue, Battle Ground, Washington 98604;

JACQUELINE C. AULT, by self, 16800 N.E. Caples Road, Battle Ground, Washington  
98604;

VINCENT & NOMA SANTOS, by self, 3860 S. Higuera #138, San Luis Obispo,  
California 93401;

JAMES A. STEPHENS, by self, 17413 N.E. Caples Road, Battle Ground, Washington  
98604;

CENTRAL DRYWALL SUPPLY, by Gary L. Huether, Manager, 2407 N.E. 151st  
Street, Vancouver, Washington 98684;

HEIKKI TANNINEN, by self, 12219 N.E. 180th Street, Battle Ground, Washington  
98604;

G.E. & M.E. GRAHAM, by self, 12003 N.E. 199th Street, Battle Ground, Washington  
98604;

TIM MATA CZYNSKI, by self, 15616 N.E. 117th Avenue, Brush Prairie, Washington  
98606;

LAVITA BELINSKEY PANKOWSKI, by self, 19009 N.E. 122nd Avenue, Battle  
Ground, Washington 98604;

BRIAN ALLEN, by self, P.O. Box 430, Brush Prairie, Washington 98606;

STEVE & DEBORAH ENGELHARDT, by self, 17110 N.E. Caples Road, Battle Ground, Washington 98604;

MARION A. GUTTENFELDER, by self, 18406 N.E. 122nd Avenue, Battle Ground, Washington 98604;

JENELL ASHBAUGH, by self, 12314 N.E. 72nd Avenue, Vancouver, Washington 98686;

TOM FUNK, by self, 12421 N.E. 184th Street, Battle Ground, Washington 98604;

EMIL RIEMER, by self, 14706 N.E. 117th Avenue, Brush Prairie, Washington 98606;

LAURENCE W. LARSON, by self, 4628 N.E. 88th Avenue, Portland, Oregon 97220;

CATHY STEIGER, by self, 16101 N.E. 183rd Street, Brush Prairie, Washington 98606;

BOB ERVIN, by self, 18109 N.E. 159th Avenue, Brush Prairie, Washington 98606;

R. CHRISTENSEN, by self, 16314 N.E. 142nd Avenue, Brush Prairie, Washington 98606;

JOE LEAR, by self, 17640 N.E. 122nd Avenue, Battle Ground, Washington 98604;

LEE HUFF ELECTRIC, by Lee R. Huff, Owner, 19416 N.E. 122nd Avenue, Battle Ground, Washington 98604;

ORVILLE YEAROUT, by Lyle E. Hay, President, All Engineering, Inc., 1008 NW 117th Street, Vancouver, Washington 98685;

TRAVIS HUENNEKENS, by self, 12404 N.E. 155th Street, Brush Prairie, Washington 98606;

CHERRY E. WILSON, by self, 17217 N.E. 127th Avenue, Battle Ground, Washington 98604;

LOIS M. STEMPEL, by self, 11410 N.E. 154th Street, Brush Prairie, Washington 98606;

MURRY BERGERON, by self, 17416 N.E. 122nd Avenue, Battle Ground, Washington 98604;

JOHN GARCIA, by self, 18108 N.E. 122nd Avenue, Battle Ground, Washington 98604;

WILLIAM A. GOLDSWORTH, by self, 18522 N.E. 122nd Avenue, Battle Ground, Washington 98604;

EMIL F. RIEMER, by self, 10110 N.E. 149th Street, Brush Prairie, Washington 98606;  
GARY KASTER, by self, 15602 N.E. 181st Loop, Brush Prairie, Washington 98606;  
BRUSH PRAIRIE/HOCKINSON NEIGHBORHOOD ASSOCIATION, by Andrew  
Jacobson, President, 15131 N.E. Caples Road, Brush Prairie, Washington 98606;

FIRE DISTRICT THREE, by Steve Wrightson, 15801 N.E. 182nd Avenue, Brush  
Prairie, Washington 98606;

RON & JANET VAN FLEET, by self, 12704 N.E. 174th Street, Battle Ground,  
Washington 98604;

FRANK H. FUNK, by self, 11916 N.E. 99th Street, Vancouver, Washington 98682;  
WILLIAM E. JOHNSON, by self, 11700 N.E. 154th Street, Brush Prairie, Washington  
98606;

JANICE RICHARDS, by self, 12909 N.E. 174th Street, Battle Ground, Washington  
98604;

EDWARD B. ROY, by self, 2300 N.E. 112th Avenue, Vancouver, Washington 98684;  
JAMES & CHARLOTTE TAYLOR, by self, 14905 N.E. Caples Road, Brush Prairie,  
Washington 98606;

MILDRED MERRILL, by Wayne Harris, Real Estate Representative, 813 W. Main  
Street, Battle Ground, Washington 98604;

LEONARD P. MATTSON, by self, 12505 N.E. 151st Street, Brush Prairie, Washington  
98606

DAVE F. SAUNDERS, by self, 16314 N.E. 137th Ave, Brush Prairie, Washington  
98606;

COLUMBIA SLOUGH INVESTMENT COMPANY, by Charles A. Finnilla/Norwood  
Homes, Inc., Executive Vice President/Authorized Agent, 10804 N. E. Highway 99, Vancouver,  
Washington 98686;

DONALD E. LAWYER, by self, 18612 N.E. 122nd Avenue, Battle Ground, Washington  
98604;

CENEX FARM & HOME, by Gerald Kolke, Branch Manager, 310 East A St., Battle  
Ground, Washington 98604;

As a courtesy to interested citizens, the Department of Transportation 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 listed above. The Department, 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 meeting was called to order by Edward J. Blodgett, District Project Development Engineer, after which witnesses were called. Evidence was taken by a Court Reporter and thereafter transcribed. Certain exhibits were duly introduced as evidence. Based upon the oral evidence and the exhibits introduced in evidence, and acting under the authority of the Secretary of Transportation for the State of Washington, the Assistant Secretary for Program Development makes the following findings:

#### I

On May 11, 1979 and July 15, 1963, a plan for the establishment of a limited access highway over a portion of State Route 503 in Clark County, Washington, was ordered under D.O.T. Order No. T9-S-1 and Commission Resolution No. 1342, and its amendments thereto.

Such a plan was prepared and entitled "SR 503, N.E. 144TH ST. TO BATTLE GROUND, MP 4.19 to MP 8.05, CLARK COUNTY," sheets 1 through 18 of 18 sheets. These sheets were introduced into evidence marked as Exhibit No. 12, which were made part of the hearing record.

#### 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 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 report was introduced into evidence marked Exhibit No.

9.

### III

On March 29, 1991, the State Design 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

Anna Peterson, Administrator, Washington State Transportation Commission, issued a Notice of Hearing. On April 10, 1991, an exact copy of this notice was mailed to Clark County, the City of Battle Ground, various agencies and other interested parties, and to each of the 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. 2. Exact copies of the notice were published in The Columbian of Vancouver on March 28, 1991 and April 18, 1991, as shown by the Affidavit of Publication of Joanne Cox, Principal Clerk of said newspaper, which affidavit was introduced into evidence marked Exhibit No. 8, and in the Reflector of Battle Ground on March 27, 1991 and April 17, 1991, as shown by the Affidavit of Publication of Marvin F. Case, Publisher of said newspaper, which affidavit was introduced into evidence marked Exhibit No. 7.

### V

The plan proposes the establishment of a limited access facility with partial access control for SR 503 from N.E. 144th Street to Battle Ground between Station 627+60 and Station 828+10.79, as shown on sheets 1 through 18 of 18 sheets entitled "SR 503, N.E. 144TH ST. TO BATTLE GROUND, MP 4.19 TO MP 8.05, CLARK COUNTY."

### VI

This section of State Route 503 is an important part of the highway system of the state of Washington and represents a substantial expenditure in construction costs. It is functionally classified as a Minor Arterial Highway and the Department of Transportation Policy provides for

partial 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 intersections and approaches.

The plan for the establishment of partially controlled limited access facilities for State Route 503 in Clark County, introduced into evidence marked Exhibit No. 12, 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. 3 Letter dated 4/15/91 to Donald and Wanda Lawyer informing them of the hearing date, time and location.
- Exhibit No.4 Letter dated 4/15/91 to Adam and Anna Madriz informing them of the hearing, date, time and location.
- Exhibit No. 5 Letter dated 4/12/91 to Floyd and Barbara Steen informing them of the hearing date, time and location.
- Exhibit No. 6 Letter dated 4/12/91 to Robert and Gloria Oja informing them of the hearing date, time and location.
- Exhibit No. 10 SR 503, N.E. 144th Street to Battle Ground, Draft Environmental Impact Statement.
- Exhibit No. 11 SR 503, N.E. 144th Street to Battle Ground, Final Environmental Impact Statement.
- Exhibit No. 13 Revised plan sheets 1 through 18 of 18 sheets presented at the hearing as recommended plan changes by the WSDOT.
- Exhibit No. 14 Letter dated 4/22/91 from John G. Keulen, property owner, concerning Parcel No. 4-05799 access road.
- Exhibit No. 15 Notice of Appearance (not dated) on behalf of Mildred Merrill, represented

by Wayne Harris from Battle Ground Realty.

- Exhibit No. 16 Letter dated 4/25/91 from Richard Johnson, attorney, representing Emil Riemer, property owner, concerning the statute to limit commercial access to Parcel No. 4-05762.
- Exhibit No. 17 Slide of typical roadway sections.
- Exhibit No. 18 Slide, No. 1 -Aerial Photo of project, SR 503 - Sta. 600+00 to Sta. 645+30.
- Exhibit No. 19 Slide, No. 2 -Aerial Photo of project, SR 503 - Sta. 645+30 to Sta. 692+30.
- Exhibit No. 20 Slide, No. 3 -Aerial Photo of project, SR 503 - Sta. 692+30 to Sta. 742+30.
- Exhibit No. 21 Slide, No. 4 -Aerial Photo of project, SR 503 - Sta. 742+30 to Sta. 780+00.
- Exhibit No. 22 Slide, No. 5 -Aerial Photo of project, SR 503 - Sta. 780+00 to Sta. 836+00.
- Exhibit No. 23 A Petition dated 1/9/91 from 35 local area residents asking to close the hazardous strip of curves on both sides of Salmon Creek when the new SR 503 is open.
- Exhibit No. 24 Reserved Exhibit to reply to Exhibit 23.
- Exhibit No. 25 Resolution #216 dated 4/1/91 from Frank DeShirlia, Mayor of Battle Ground, regarding preservation of the SR 503 and Rasmussen Blvd. intersection.
- Exhibit No. 26 Resolution #214 dated 2/4/91 from Frank De Shirlia, Mayor of Battle Ground, in regards to curbs and sidewalks along SR 503.
- Exhibit No. 27 City of Battle Ground Ordinance #530 dated 12/17/84, creating public and private street standards and deleting sections to Chapter 16.32 of the Battle Ground Municipal Code.
- Exhibit No. 28 Reserved Exhibit to reply to City of Battle Ground, Exhibit No. 27.
- Exhibit No. 29 Reserved Exhibit to reply to Janice Richards for comments made at the hearing against the closure of the Salmon Creek Bridge.
- Exhibit No. 30 Letter dated 4/26/91 from Richard and Betty Gardner, property owners, concerning retention area location delay.
- Exhibit No. 31 Reserved Exhibit to reply to Exhibit No. 30. (Not used)
- Exhibit No. 32 A Petition with 502 names "...to provide sidewalks on both sides of SR 503 in the area north from N.E. 199th as it improves SR 503".
- Exhibit No. 33 Reserved Exhibit to reply to Andrew Jacobson, president of the Brush Prairie/Hockinson Neighborhood Association, for comments made at the hearing.
- Exhibit No. 34 Letter dated 4/30/91 from Gary Kaster, homeowner and member of Citizens Group for Extending N.E. 159th St. to SR 503, concerning additional access to SR 503 in Brush Prairie.
- Exhibit No. 35 Reserved Exhibit to reply to Exhibit No. 34.

- Exhibit No. 36 A Petition (not dated) from Frank Messner, homeowner, concerning keeping the existing Salmon Creek Bridge open to vehicular traffic.
- Exhibit No. 37 Reserved Exhibit to reply to Exhibit No. 36.
- Exhibit No. 38 Letter dated 4/30/91 from Richard T. Howsley, attorney, representing Orville Yearout concerning access to SR 503, a signal at Rasmussen Blvd., and also the realignment of Rasmussen Blvd.
- Exhibit No. 39 Reserved Exhibit to reply to Exhibit No. 38.
- Exhibit No. 40 Letter dated 4/14/91 from Leonard Mattson, homeowner, concerning access to SR 503 from 159th St., as well as 149th St.
- Exhibit No. 41 A Petition dated 4/30/91 from 399 local area residents requesting the WSDOT to make an "...additional street access available onto the new 'SR 503 Extension' through Brush Prairie, Washington at N.E. 159th Street".
- Exhibit No. 42 Reserved Exhibit to reply to Exhibits No. 40 and 41.
- Exhibit No. 43 Notice of Appearance and letter dated 4/30/91 from Columbia Slough Investment Co., represented by Charles A Finnilla from Norwood Homes, Inc., concerning the drainage plan for the proposed project.
- Exhibit No. 44 Notice of Appearance and letter dated 4/30/91 from Donald Lawyer, homeowner, regarding Parcel No. 4-05795 and its access to SR 503.
- Exhibit No. 45 Notice of Appearance and letter, not dated, from Gerald Kolke, Branch Manager of Cenex, concerning access control, sidewalks, and commercial access limitations in Brush Prairie.
- Exhibit No. 46 Reserved Exhibit to reply to Exhibit No. 45.
- Exhibit No. 47 Reserved Exhibit to reply to Janet Van Fleet for comments made at the hearing.
- Exhibit No. 48 Letter dated 4/30/91 from Steve Wrightson, Fire Chief - Clark County Fire District No. 3, regarding additional access to SR 503 at 159th St. Also suggests over/under passes at intersections and train crossing.
- Exhibit No. 49 Reserved Exhibit to reply to Exhibit No. 48.
- Exhibit No. 50 Letter not dated from William Goldsworth, homeowner, concerning access to his Parcel.
- Exhibit No. 51 Reserved Exhibit to reply to Exhibit No. 50.
- Exhibit No. 52 Reserved Exhibit to reply to Travis Huennekens comments made at the hearing regarding the design of the road.
- Exhibit No. 53 Reserved Exhibit to reply to Lee Huff for comments made at the hearing regarding his business.
- Exhibit No. 54 Reserved Exhibit to reply to Exhibit No. 16.
- Exhibit No. 55 Letter dated 4/18/91 from Richard and Betty Gardner, property owners, concerning the delay in the design and location of the retention area.

- Exhibit No. 56 Reserved Exhibit to reply to Exhibit No. 55.
- Exhibit No. 57 Letter dated 4/29/91 from Mary Ellen , homeowner, concerning the State's plans for SR 503.
- Exhibit No. 58 Reserved Exhibit to reply to Exhibit No. 57.
- Exhibit No. 59 Letter dated 5/1/91 from Edward B. Roy, property owner, regarding his Parcel No. 4-05812 , requests additional access.
- Exhibit No. 60 Reserved Exhibit to reply to Exhibit No. 59.
- Exhibit No. 61 IDC dated 5/2/91 from Jerry Sorrell to Jack Foulke referencing the Access Design Hearing and his receiving a call from Jack Doty concerning the use of a median barrier should left turn accidents or circulation problems develop, which would block his access. Mr. Doty proposes that the frontage road be constructed from 174th to 184th .
- Exhibit No. 62 Reserved Exhibit. ( Not used)
- Exhibit No. 63 Letter dated 5/6/91 from F. L. Freeman, property owner, regarding access to Parcel No. 4-05800.
- Exhibit No. 64 Reserved Exhibit to reply to Exhibit No. 63.
- Exhibit No. 65 Letter dated 5/6/91 from Frank Funk representing Clark County Saddle Club regarding whether a bike and/or pedestrian path could be used for a horse trail, or a horse trail could be considered.
- Exhibit No. 66 Reserved Exhibit to reply to Exhibit No. 65.
- Exhibit No. 67 Letter dated 5/6/91 from Garnard and Mary Ellen Graham, property owners, referencing the culvert in the undeveloped driveway and dotted-line accesses to and from 199th St. for Parcel Nos. 4-05829 and 4-05831.
- Exhibit No. 68 Reserved Exhibit to reply to Exhibit No. 67.
- Exhibit No. 69 Letter dated 5/8/91, from Diane M. Swain, property owner, supporting the project.
- Exhibit No. 70 Reserved Exhibit to reply to Exhibit No. 69.
- Exhibit No. 71 Letter dated 5/9/91 from John C. Doty, owner of Viewcrest Nursery, concerning SR 503 access at 184th St.
- Exhibit No. 72 Reserved Exhibit to reply to Exhibit No. 71.
- Exhibit No. 73 Letter dated 5/10/91 from Cherry E. Wilson, homeowner, concerning keeping open Caples Road between 159th St. and 169th St.
- Exhibit No. 74 Reserved to reply to Exhibit No. 73.
- Exhibit No. 75 Letter dated 5/10/91 from Charles A. Finnila, Executive Vice President of Norwood Homes, Inc., concerning the proposed drainage system.
- Exhibit No. 76 Reserved to reply to Exhibit No. 75.

- Exhibit No. 77 Letter dated 5/13/91 from William and Louise Johnson, property owners, enumerating several concerns about the project.
- Exhibit No. 78 Reserved Exhibit to reply to Exhibit No. 77.
- Exhibit No. 79 Letter dated 5/10/91 from Lowell F. Moore, Parcel Nos. 4-05791 and 4-05796, regarding the acquisition of right of way and widening of the roadway.
- Exhibit No. 80 Reserved Exhibit to reply to Exhibit No. 79.
- Exhibit No. 81 Comments, not dated, from Murry Bergeron concerning the frontage road, and direct access to SR 503.
- Exhibit No. 82 Reserved Exhibit to reply to Exhibit No. 81.
- Exhibit No. 83 Letter dated 5/9/91 from Jim and Eunice Stephens, property owners, who are strongly against the closure of the Salmon Creek Bridges.
- Exhibit No. 84 Reserved Exhibit to reply to Exhibit No. 83.
- Exhibit No. 85 Letter dated 5/12/91 from Thomas B. Habecker, regarding the design of the project.
- Exhibit No. 86 Reserved Exhibit to reply to Exhibit No. 85.

## VIII

The Assistant Secretary for Program Development has considered evidence on the entire portion of the above entitled highway and finds the plan introduced into evidence marked Exhibit No. 12 should be modified as hereinafter set forth and shown on Exhibit "A" attached.

1. Revise plan sheet 1 of 18 sheets to delete the two cul-de-sacs on N.E. Caples Rd. This revision was requested at the hearing on page 89 of the hearing transcript by Janice Richards, page 94 by Andrew Jacobson, pages 104 and 140 and in Exhibit No. 36 by Frank Messner, page 105 and in Exhibit No. 73 by Cherry Wilson, pages 106 and 136 by Travis Huennekens, page 112 by Dennis Fitzpatrick, page 125 by Janet Van Fleet, page 141 by Mike Allen, and by Jim and Eunice Stephens in Exhibit No. 83, and is recommended by the Department of Transportation in Reserved Exhibits No. 29, 33, 37, 47, 52, 74, and 84.
2. Revise plan sheet 2 of 18 sheets to extend N.E. Caples Rd. easterly from N.E. 180th St. to N.E. 184th St.; remove the grade intersection at N.E. 184th St. and SR 503; to add Parcel Nos. 4-05842 and 4-05848. These changes are recommended by the Department after consideration of comments made at the hearing on page 128 of the hearing transcript by Janet Van Fleet, and at Jack Doty's request in Exhibit No. 61.
3. Revise plan sheet 5 of 18 sheets to relocate the left right of way and limited access line between Sta. 9+00 (154th) and Sta. 653+00 on the left to the west to provide additional right of way for construction of an earth berm. The request for a berm to lessen the noise and visual impact was made at the hearing on page 115 of the hearing transcript by Tim Mataczynski and is recommended by the Department.

4. Revise plan sheet 6 of 18 sheets to relocate the right of way and limited access line on the right of SR 503 between Sta. 655+00 and Sta. 657+50 and between Sta. 659+50 and Sta. 660+00 to allow for the paved path . The request for the continuation of a paved path from N.E. 149th St. to N.E.189th St. was made at the hearing on pages 39 and 97 of the hearing transcript by Gary Kaster. Consideration was also given to comments made at the hearing on page 95 of the hearing transcript by Andrew Jacobson, page 107 and 137 by Travis Huennekens, page 124 by Gerald Kolke, in Exhibit No. 45 by State Senator Linda Smith, and in Exhibit No. 57 by Mary Ellen Miller and is recommended by the Department in Reserved Exhibits Nos. 33, 46, 52, 58.
5. Revise plan sheet 7 of 18 sheets to add a Type C-9 approach at Sta. 679+00 Lt. and a Type B approach at Sta.683+50 Lt. for two WSDOT parcels, as recommended by the Department in Exhibit No. 13 and at the hearing on page 52 of the hearing transcript. Also, revise plan sheet 7 of 18 to relocate the right of way and limited access line on the right between Sta. 678+00 to Sta. 685+00 to allow for the paved path. This plan change is recommended by the Department.
6. Revise plan sheet 8 of 18 sheets to add a Type B approach at Sta. 691+00 Rt. for a WSDOT parcel, as recommended by the Department in Exhibit No. 13 and at the hearing on page 53 of the hearing transcript; relocate the right of way and limited access line on the right of SR 503 from Sta. 685+00 to Sta. 688+00 to allow for the paved path, as recommended by the Department.
7. Revise plan sheets 10 and 11 of 18 sheets extending N.E. Caples Road northward (paralleling SR 503) from Sta. CR 52+73.79 to Sta. CR 64+00; revising the east right of way limit for N.E. 180th St.; and relocate the right of way and limited access line between Sta. 711+50 and Sta. 10+84.66, as recommended by the Department.
8. Revise plan sheet 10 of 18 sheets to relocate the right of way and limited access line on the right from Sta. 711+50 to Sta.720+00 to allow for the paved path, as recommended by the Department.
9. Revise plan sheet 11 of 18 sheets to delete the grade intersection right at N.E. 184th St. at SR 503, revise the right of way and limited access limits for N.E. 184th St., and revise the right of way line to show the extension of N.E. Caples Rd. to N.E. 184th St. as recommended by the Department.
10. Revise plan sheets 11 and 12 of 18 sheets to relocate the right of way and limited access line on the right from Sta. 726+08.83 to Sta.740+00 to allow for the paved path, as recommended by the Department.
11. Revise plan sheet 12 of 18 sheets to indicate the Short Platting of Parcel No. 4-05795, and to indicate the joint-use of the Type A approach at Sta. 731+56 Lt. by Lots 1, 2 and 3 of Short Plat 91-19-1032 and Parcel No. 4-05794. This plan revision was requested by D.E. Lawyer in Exhibit No. 44, and is recommended by the Department.
12. Revise plan sheet 12 of 18 sheets to relocate the Type A approach for Parcel No. 4-05800 from Sta. 737+97 Lt. on SR 503 to Sta. 8+32 Rt. on N.E. 189th St. as requested by F.L. Freeman in Exhibit No. 63 and recommended by the Department in Reserved Exhibit No. 64.
13. Revise plan sheet 12 of 18 sheets to add Parcel No. 4-05842 as a joint user, with Parcel No. 4-05799, of the Type A approach at Sta. 741+25 Rt. and relocate that approach to Sta. 739+39 Rt. as requested by John Keulen in Exhibit No. 14 and is recommended by the Department in Exhibit No. 13.

14. Revise plan sheet 12 of 18 sheets to relocate the Type A approach for Parcel No. 4-05809 from Sta. 741+25 to Sta. 742+05 as recommended by the Department in Exhibit No. 13.
15. Revise plan sheet 12 of 18 sheets to relocate the Type A approach for Parcel No. 4-05811 from Sta. 743+65 Rt. to Sta. 743+48 Rt. and delete the joint use of that approach by Parcel No. 4-05814 as recommended by the Department in Exhibit No. 13 .
16. Revise plan sheet 13 of 18 sheets to delete the Type A approach for Parcel No. 4-05823; to add a Type A approach for Parcel No. 4-05822 at Sta. 747+75 Rt. as recommended by the Department in Exhibit No. 13.
17. Revise plan sheet 13 of 18 sheets to add a Type B approach for Parcel No. 4-05812 at Sta. 745+50 Rt. as requested by Edward B. Roy in Exhibit No. 59 and recommended by the Department in Reserved Exhibit No. 60.
18. Revise plan sheet 14 of 18 sheets to relocate the right of way and limited access lines between Sta. 765+00 and Sta. 12+50 (N.E. 199th St.) on the left and between Sta. 767+00 and Sta. 12+50 (N.E. 199th) on the right to accommodate the five lane widening on N.E. 199th as requested by Frank De Shirlia on page 83 of the transcript and is recommended by the Department.
19. Revise plan sheets 14, 15, 16, 17, and 18 of 18 sheets to add Parcel Nos. 4-05848, 4-05849, 4-05850, 4-05851, and to relocate the right of way and limited access line between Sta. 777+00 and Sta. 825+50 on the left to accommodate the construction of sidewalks between N.E. 199th St. and N.E. 219th St. as requested by Frank De Shirlia in Exhibit No. 26 and on page 95 of the hearing transcript and by various others at and subsequent to the hearing. This plan revision is recommended by the Department in Reserved Exhibit No. 28. Access to these parcels will remain unchanged.
20. Revise plan sheet 15 of 18 sheets to relocate the Type B-2 and C-5-2 approaches for Parcel No. 4-05832 and Clark Public Utilities respectively from Sta. 786+60 to Sta. 783+75 Rt. as recommended by the Department in Exhibit No. 13.
21. Revise plan sheet 16 of 18 sheets to relocate the right of way and limited access line between Sta. 798+86.25 and Sta. 799+66.26 Lt. and Rt. to accommodate future construction of N.E. Rasmussen Blvd. as requested by Frank De Shirlia on page 82 of the hearing transcript and in Exhibit No. 26 and is recommended by the Department in Reserved Exhibit No. 28.
22. Revise plan sheets 16 and 17 of 18 sheets to add Parcel No. 4-05848 as recommended by the Department.
23. Revise plan sheets 1 through 18 of 18 sheets to make minor plan plan revisions, to correct ownerships and parcel details, area computations, and right of way details.

## IX

The Assistant Secretary of Program Development also considered the following requests and makes the following findings:

1. Mr. Andrew Jacobson at the hearing on pages 92 and 93 of the hearing transcript expressed his concerns that limited direct commercial access should be allowed to SR 503

between N.E. 149th Street and the signalized railroad crossing; Mr. Gerald Kolke in Exhibit No. 45 and at the hearing on page 123 of the hearing transcript requested commercial access to SR 503 between N.E. 149th Street and the railroad crossing; and Mr. William E. Johnson and Ms. Louise E. Johnson in Exhibit No. 77 requested limited access controls be eliminated from Sta. 627+60 to Sta. 638+70, and Mr. Richard N. Johnson in Exhibit No. 16 questioned the implementation of access control south of the railroad crossing.

As stated by the Department in Reserved Exhibits No. 33, 46, 54, and 78, the proposed terminus for the establishment of partial access control on SR 503 will begin at Sta. 627+60. This terminus at Station 627+60 is the approximate location that realignment of the highway begins. By implementing access control at this location, it will preserve the safety of the intersection of N.E. 149th Street and SR 503. Commercial developments will be allowed access to SR 503 from the intersections of N.E. Caples Rd., N.E. 149th St., and N.E. 179th St. Compensation and/or damages for the limitations of access control will be considered at the time of right of way negotiations are made.

2. Mr. Steve Wrightson at the hearing on page 132 of the hearing transcript and in Exhibit No. 48 expressed his concerns about emergency access to SR 503 northbound if the railroad tracks are blocked.

As stated by the Department in Reserved Exhibit No. 49, an emergency access gate will be provided between SR 503 and the N.E. 154th Street cul-de-sac on the east side of SR 503. A separate access will also be provided for pedestrians. The gate will be locked with keys provided to the County and various emergency services. Appropriate signing will be provided to prevent problems with the emergency access being blocked. The maintenance of the gate and the east side of the fence will be the responsibility of the County.

3. Mr. William Goldsworth at the hearing on page 134 of the hearing transcript and in Exhibit No. 50 expressed his concerns regarding the type of access provided from Parcel No. 4-05793 onto SR 503.

As stated by the Department in Reserved Exhibit No. 51, the plans show a Type B approach at Sta. 729+34 Lt., for Parcel No. 4-05793. This corresponds to the location of the existing approach. The Type B approach designation was based on the property's apparent use, as a farm, at the time the plans were developed. This decision is made on the basis that the proposed short plat had not received preliminary approval by Clark County prior to the right of way plans being approved.

4. Mr. Lee Huff at the hearing on page 138 of the hearing transcript expressed his concerns regarding the effect on his business for the type of access for Parcel No. 4-05828 being allowed onto SR 503.

As stated by the Department in Reserved Exhibit No. 53, the plans show a Type A approach at Sta. 754+75 Lt. which corresponds to Mr. Huff's existing approach to Parcel No. 4-05828. The Type A approach is designated to serve a single family residence. If alternate access is not available for the business compensation and/or damages for relocating the business will be considered at the time of right of way negotiations.

5. Mr. Richard T. Howsley in Exhibit No. 38 requested the location of Rasmussen Boulevard be moved to the south to straddle the common property line of Tax Lots 18 and 34.

As stated by the Department in Reserved Exhibit No. 39, within certain constraints, the location of Rasmussen Boulevard between N.E. 199th and N.E. 219th Streets is at the discretion of the City of Battle Ground. The City has ascertained by their Resolution 222 (dated November 4, 1991) that the Rasmussen Boulevard intersection will be located where shown on the right of way plans between Sta. 798+86.25 and Sta. 799+66.26 left and right on SR 503.

It is the responsibility of the developers and the City of Battle Ground to ensure the properties east and west of SR 503 have access to Rasmussen Boulevard. Access control has already been previously purchased from N.E. 199th Street to N.E. 244th Street in 1964 and 1965, only those access points shown in the right of way plans will be allowed.

6. Mr. F. L. Freeman in Exhibit No. 63 requested a second approach be allowed to his property from N.E. 189th Street, or a single approach from N.E. 189th Street if two approaches wouldn't be allowed.

Access to Mr. F. L. Freeman's property, Parcel Number 4-05800, will be from N.E. 189th Street at Station 8+32 right. No access will be provided to SR 503. This property will be allowed only one Type A approach. Compensation and/or damages due to the layout of the buildings and landscaping will be considered at the time of right of way negotiations.

7. Mr. Garnard E. Graham and Ms. Mary Ellen Graham in Exhibit No. 67 provided clarifications regarding existing accesses for Parcel Nos. 4-05831 and 4-05829.

As stated by the Department in Reserved Exhibit No. 68, Mr. Lawrence R. Graham's property, Parcel No. 4-05829, will have a Type B access to SR 503 at Station 760+47 Lt. This is currently shown in the plans. The second property, Parcel Number 4-05831, owned by Ms. Oma A. Graham will have access to N.E. 199th Street west of the limited access limits on N.E. 199th Street.

8. Mr. Lowell F. Moore in Exhibit No. 79 expressed concerns regarding the impacts of the right of way acquisition from Parcel Nos. 4-05791 and 4-05796.

As stated by the Department in Reserved Exhibit No. 80, compensation and/or damages due to the acquisition of right of way will be considered at the time of right of way negotiations.

9. Mr. Murry Bergeron in Exhibit No. 81 requested access to his property.

As stated by the Department in Reserved Exhibit No. 82, the new construction of SR 503 will split Mr. Bergeron's 81 acre parcel (Parcel No. 4-05780) in two with the right remainder containing the farm buildings. The majority of his remaining property will be included in the left remainder. The only access between the two remainders will be thru the frontage roads that will connect to the N.E. 179th Street intersection. Compensation and/or damages due to the acquisition of right of way will be considered at the time of right of way negotiations.

10. Mr. Joel Lear at the hearing on page 72 of the hearing transcript asked how wide the approach would be to the frontage road from Parcel No. 4-05781.

As stated by the Department in Reserved Exhibit No. 87, Mr. Lear's property, Parcel Number 4-05781, currently has a road approach to N.E. Caples Rd. (122nd Avenue), which is approximately 14 feet wide. Mr. Lear will be provided a Type A approach to Frontage Road 1. The actual width (up to a maximum of 30 feet wide) and location along the frontage road can be addressed at the time of right of way negotiations. There will be approximately a half acre remainder on the east side of SR 503. That remainder will not have direct access to SR 503.

11. Ms. Janet Van Fleet at the hearing on page 128 requested that consideration be given for the type of access provided for a wholesale nursery business.

As stated by the Department in Reserved Exhibit No. 47, the frontage road shown as N.E. Caples Road on the right of way plans will be extended to N.E. 184th Street. N.E. 184th Street will not intersect SR 503 as originally shown in the plans. It will form part of a county road system that will access SR 503 at the N.E. 179th street intersection. Access to the nursery from SR 503 will be from the 179th Street intersection via N.E. Caples Rd.

12. Mr. William E. Johnson and Ms. Louise H. Johnson in Exhibit No. 77 expressed concerns about closing access from N.E. 154th Street to SR 503.

As stated by the Department in Reserved Exhibit No. 78, the Final Environmental Impact Statement states that N.E. 154th St. would be a Tee intersection with SR 503. The FEIS kept in tact the concept that N.E. 122nd Avenue (N.E. Caples Rd.) would intersect with SR 503. As shown on sheet 10 of 18 sheets of the right of way plan, N.E. Caples Rd. will junction with N.E. 179th which intersects SR 503. Design work on SR 503 was coordinated with Clark County. The County's long range plans are to extend N.E. 159th and N.E. 179th Sts. on both sides of SR 503.

The residents on the east side of SR 503 will have access to SR 503 from N.E. Caples Road. The residents on the west side of SR 503 will have direct access to SR 503 through the N.E. 154th St. intersection. This will change in the future when the west leg of N.E. 159th St. is constructed. At that time, the N.E. 154th St. Tee intersection will be closed. It would be the County's responsibility to then ensure that reasonable access is provided between N.E. 154th St. and N.E. 159th St. on the west side of SR 503.

With the inclusion of a future intersection at N.E. 159th Street, there would be three intersections within one quarter mile of each other. This would exceed the desirable intersection spacing requirements for partial access controlled highways and unacceptably degrade the level of service for the highway. Therefore, it is necessary to close the N.E. 154th Street Tee intersection when N.E. 159th is pushed through to the west of SR 503.

## X

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

Based upon the foregoing findings and the evidence supporting them, the Assistant Secretary for Program Development for the Department of Transportation of the State of Washington,

### ORDERS:

#### I

That the section of State Route 503 in Clark County described as follows is hereby designated as a limited access highway of the partially controlled type:

Between Station 627+60 and Station 828+10.79 as shown on sheets 1 through 18 of 18 sheets entitled, "SR 503, N.E. 144TH STREET TO BATTLE GROUND, MP 4.19 TO MP 8.05, CLARK COUNTY," dated March 29, 1991.

#### II

That the plan set forth in Exhibit No. 12 for the establishment of access control of 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 sheet 1 of 18 sheets to delete the two cul-de-sacs on N.E. Caples Road.
2. Revise plan sheet 2 of 18 sheets to extend N.E. Caples Rd. easterly from N.E. 180th St. to N.E. 184th St.; delete the grade intersection at N.E. 184th St. and SR 503; and to add

Parcel Nos. 4-05842 and 4-05848.

3. Revise plan sheet 5 of 18 sheets to relocate the left right of way and limited access line to the west between Sta. 9+00(154th) and Sta. 653+00.
4. Revise plan sheet 6 of 18 sheets to relocate the right of way and limited access line on the right of SR 503 between Sta. 655+00 and Sta. 657+50 and between Sta. 659+50 and Sta. 660+00.
5. Revise plan sheet 7 of 18 sheets to add a Type C-9 approach at Sta. 679+50 Lt. and a Type B approach at Sta. 683+50 Lt. for a WSDOT parcel; and relocate the right of way and limited access line on the right between Sta. 678+00 and Sta. 685+00.
6. Revise plan sheet 8 of 18 sheets to add a Type B approach at Sta. 691+00 Rt. for a WSDOT parcel; relocate the right of way and limited access line on the right of SR 503 from Sta. 685+00 to Sta. 688+00.
7. Revise plan sheets 10 and 11 of 18 sheets extending N.E. Caples Road northward (paralleling SR 503) from Sta. CR 52+73.79 to Sta. CR 64+00; revising the east right way limit for N.E. 180th St.; and to relocate the right of way and limited access line between Sta. 711+50 and Sta. 10+84.66.
8. Revise plan sheet 10 of 18 sheets to relocate the right of way and limited access line on the right from Sta. 711+50 to Sta. 720+00.
9. Revise plan sheet 11 of 18 sheets to delete the grade intersection right at N.E. 184th St. at SR 503; revise the right of way and limited access limits for N.E. 184th St., and revise the right of way and limited access line to show the extension of N.E. Caples Rd. to N.E. 184th St.
10. Revise plan sheets 11 and 12 of 18 sheets to relocate the right of way and limited access line on the right from Sta. 726+08.83 to Sta. 740+00.
11. Revise plan sheet 12 of 18 sheets to indicate the Short Platting of Parcel No. 4-05795; and to indicate the joint use of of the Type A approach at Sta. 731+56 Lt. by Lots 1, 2 and 3 of Short Plat 91-19-1032 and Parcel No. 4-05794.
12. Revise plan sheet 12 of 18 sheets to relocate the Type A approach for Parcel No. 4-05800 from Sta. 737+97 Lt. on SR 503 to Sta. 8+32 Rt. on N.E. 189th St.
13. Revise plan sheet 12 of 18 sheets to add Parcel No. 4-05842 as a joint user, with Parcel No. 4-05799, of the Type A approach at Sta. 741+25 Rt. and relocate that approach to Sta. 739+39 Rt.
14. Revise plan sheet 12 of 18 sheets to relocate the Type A approach for Parcel No. 4-05809 from Sta. 741+25 to Sta. 742+05.
15. Revise plan sheet 12 of 18 sheets to relocate the Type A approach for Parcel No. 4-05811 from Sta. 743+65 Rt. to Sta. 743+48 Rt., and delete the joint use of that approach by Parcel No. 4-05814.
16. Revise plan sheet 13 of 18 sheets to delete the Type A approach for Parcel No. 4-05823; to add a Type A approach for Parcel No. 4-05822 at Sta. 747+75 Rt.
17. Revise plan sheet 13 of 18 sheets to add a Type B approach for Parcel No. 4-05812 at Sta. 745+50.

18. Revise plan sheet 14 of 18 sheets to relocate the right of way and limited access lines between Sta. 765+00 and Sta. 12+50 (N.E. 199th) on the left and between Sta. 767+00 and Sta. 12+50 (N.E. 199th) on the right.
19. Revise plan sheets 14, 15, 16, 17, and 18 of 18 sheets to add Parcel Nos. 4-05848, 4-05849, 4-05850, 4-05851, and to relocate the right of way and limited access line between Sta. 777+00 and Sta. 825+50 on the left.
20. Revise plan sheet 15 of 18 sheets to relocate the Type B-2 and C-5-2 approaches for Parcel No. 4-05832 and Clark Public Utilities respectively from Sta. 786+60 to Sta. 783+75 Rt.
21. Revise plan sheet 16 of 18 sheets to relocate the right of way and limited access line between Sta. 798+86.25 and Sta. 799+66.26 Lt. and Rt.
22. Revise plan sheets 16 and 17 of 18 sheets to add Parcel No. 4-05848.
23. Revise plan sheets 1 through 18 sheets to make minor revisions, to correct ownerships and parcel details, area computations, and right of way details.

That the plan entitled, "SR 503, N.E. 144TH STREET TO BATTLE GROUND, MP 4.19 TO MP 8.05, CLARK COUNTY," sheets 1 through 18 of 18 sheets, dated March 29, 1991, as revised above and as shown in Exhibit "A", and be the same is hereby adopted.

That the following plans are hereby superseded:

"SSH-1 and SSH 1-U (SR 503), BATTLE GROUND TO ROCK CREEK", Right of Way and Limited Access, CLARK COUNTY, sheets 2 and 3 of 12 sheets, approved December 15, 1964.

"(SR 503) SECONDARY STATE HIGHWAY NO. 1-U, BATTLE GROUND TO BRUSH PRAIRIE", Right of Way, CLARK COUNTY, sheets 1 through 4 sheets, approved December 23, 1941.

ADOPTED THIS 28th DAY OF February, 1992

ASSISTANT SECRETARY FOR  
PROGRAM DEVELOPMENT

  
D. B. INGHAM

Approved as to form:



Assistant Attorney General