

Pete Roberts

From: "Zentner, Greg (ECY)" <GZEN461@ecy.wa.gov>
To: "Pete Roberts" <pete.roberts@centurytel.net>
Cc: "Lynne Oldham" <townofyacolt@centurytel.net>; "Read, Cathi (COM)" <cathi.read@commerce.wa.gov>; "Knight, David J. (SWRO) (ECY)" <dakn461@ecy.wa.gov>
Sent: Tuesday, April 26, 2011 8:52 AM
Subject: RE: Yacolt GSP commitment

Pete:

In response to your e-mail below and our conversation yesterday:

Although the General Sewer Plan states that Yacolt will acquire property this year, we view that as a statement of intent. We understand that it's difficult to put an exact time line on property purchases, and that deadlines can sometimes work against closing a property transaction. We'd like the city to continue to make a good faith effort to secure the discharge site and have some agreement in place with a property owner before we approve the Facility Plan. A renewable option to purchase would suffice.

Gregory S. Zentner P.E. / Supervisor, Municipal Operations Unit / Department of Ecology / Water Quality Program / Southwest Regional Office / [360-407-6368](tel:360-407-6368) / Greg.Zentner@ecy.wa.gov

From: Pete Roberts [mailto:pete.roberts@centurytel.net]
Sent: Tuesday, April 26, 2011 8:39 AM
To: Zentner, Greg (ECY)
Cc: Lynne Oldham
Subject: Yacolt GSP commitment

Good morning Greg,

I appreciate your input yesterday to the timeline requirements we established in our GSP. It appears there are several options which could work as far as an agreement or a contract with a land owner to secure the required property. After conferring with our attorney, he suggested an Option to Purchase agreement which is renewable and also a First Right of Refuse clause should any other party want to buy the property before we are ready to begin construction.

In order to satisfy our residents in town who feel we have obligated them to an actual purchase which has to be made prior to the acceptance of the facility by the DOE, could you please send me an email with the basic information we discussed yesterday. Again, I understood you to tell me that DOE was operating under the premise the town was making a "good faith effort" to procure the required property. The actual drop dead date to own the property would be when the town was trying to obtain construction funding. I also understood you to tell me prior to DOE accepting the plan you would like the town to have some type of agreement with the property owner to secure our interests i.e. the "Option to Purchase".

If you would, could you please zip me a quick email so I can soothe some of the residents who feel they have been sold out by the council since they have already approved the GSP? I would appreciate a quick turn around so I can get the information to the council members when they receive their packets for this Monday night's council meeting. I don't like them to get any surprises. Their packets go out Thursday morning.

Thank you,

Pete Roberts

10/13/2011