




200505230120


Skagit County Auditor

5/23/2005 Page 1 of 7 11:23AM

Return Address':

Port of Anacortes 
P.O. Box 297
Anacortes, WA 98221

and

City of Anacortes 
P.O. Box 547
Anacortes, WA 98221

Document Title:

Anacortes Airport
Correction to Development Agreement
May 10, 2005

Reference Number:

N/A

Grantor(s):

1. City of Anacortes
2. Port of Anacortes

Grantee(s):

1. Public

Abbreviated Legal Description:

N/A

Assessor Parcel/Tax ID Number:

N/A

ANACORTES AIRPORT CORRECTION TO DEVELOPMENT AGREEMENT



MAY 10, 2005



200505230120

Skagit County Auditor

5/23/2005 Page

2 of

7 11:23AM



CORRECTION TO DEVELOPMENT AGREEMENT

This Correction to Development Agreement is entered into by and between the City of Anacortes (the "City") and the Port of Anacortes (the "Port") pursuant to the authority granted by RCW 36.70B.170. The purpose of this Correction to Development Agreement is to correct an error in Table 1 of Exhibit D to that certain Development Agreement by and between the City and the Port dated March 29, 2005 and recorded under Skagit County Auditor's File No. 200504210031 (the "Development Agreement").

WHEREAS, on February 28, 2005, the Port and the City issued a joint SEPA checklist for the then proposed Development Agreement and Anacortes Airport Sub-Area Plan. On March 4, 2005, the Port and the City issued a SEPA Determination of Non-Significance (the "DNS") for the then proposed Development Agreement and Anacortes Airport Sub-Area Plan. The SEPA checklist and the DNS are collectively the "Environmental Documents";

WHEREAS, the Port and the City entered into the Development Agreement on March 29, 2005; and

WHEREAS, the Table 1 of Exhibit D to the Development Agreement contained several errors and was therefore not in conformity with the balance of Exhibit D, the Development Agreement, the Environmental Documents or the understanding of the City and the Port.

NOW THEREFORE, based upon the foregoing recitals which are incorporated herein and in consideration of the mutual promises and covenants contained in the Development Agreement, the City and the Port agree as follows:

1. **Substitution of Corrected Table 1 to Exhibit D.** The corrected Table 1 of Exhibit D is attached hereto as Exhibit "A". The corrected Table 1 to Exhibit D shall be substituted for the Table 1 to Exhibit D of the Development Agreement. All other terms and conditions of the Development Agreement remain unchanged.

IN WITNESS HEREOF, the Port and the City have caused this Agreement to be executed in their names and to be attested by their duly authorized officers this 10th day of May, 2005.



200505230120
Skagit County Auditor

5/23/2005 Page

3 of

7 11:23AM



PORT OF ANACORTES

CITY OF ANACORTES

By: *[Signature]*
Dan Stahl, Executive Director

By: *[Signature]*
Dean Maxwell, Mayor

Date: 10 May 2005

Date: 5/10/05

SUBSCRIBED AND SWORN to before me this
10th day of May, 2005.

SUBSCRIBED AND SWORN to before me this
10th day of May, 2005.

[Signature]
Notary Signature

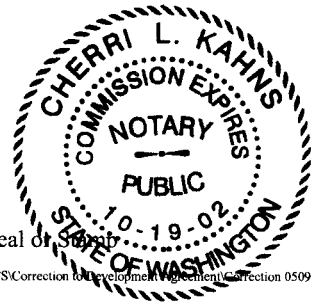
[Signature]
Notary Signature

Julienne M. Lindsey
Notary Printed Name

Cherri L. Kahns
Notary Printed Name

Notary Public in and for the State of WA
Residing at Anacortes
My commission expires: 07-24-08

Notary Public in and for the State of Wash
Residing at Mount Vernon
My commission expires: 10-19-06



Notarial Seal or Stamp

Notarial Seal or Stamp

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200505230120
Skagit County Auditor

5/23/2005 Page 4 of 7 11:23AM

**EXHIBIT D - TABLE 1:
PLANT REPLACEMENT SCHEDULE**

AREA 2 (200'-350' from Runway CL)		
Tree to be removed	Wetland Areas	
	Alder	Cedar/Madrone/Fir
6" - 1' caliper	None	4 EA 2-Gal Douglas Spiraea
1' - 2' caliper	None	6 EA 2-Gal Douglas Spiraea
2 - 3' caliper	None	3 EA 2-Gal Douglas Spiraea 5 Ea 2-Gal Pacific ninebark
3' caliper and greater	None	4 EA 2-Gal Douglas Spiraea 6 Ea 2-Gal Pacific ninebark
Tree to be removed	Wetland Buffer Areas	
	Alder	Cedar/Madrone/Fir
6" - 1' caliper	None	2 EA 2-Gal Pacific Ninebark 2 EA 2-Gal Flowering Currant
1' - 2' caliper	None	3 EA 2-Gal Pacific Ninebark 3 EA 2-Gal Flowering Currant
2 - 3' caliper	None	4 EA 2-Gal Pacific Ninebark 4 EA 2-Gal Flowering Currant
3' caliper and greater	None	5 EA 2-Gal Pacific Ninebark 5 EA 2-Gal Flowering Currant


 200505230120
 Skagit County Auditor
 5/23/2005 Page 5 of 7 11:23AM

**EXHIBIT D - TABLE 1:
PLANT REPLACEMENT SCHEDULE**

AREA 3 (Beyond 350' from Runway CL)		
Tree to be removed	Non-Wetland and Non-Wetland Buffers	
	Alder	Cedar/Madrone/Fir
6" - 1' caliper	None	2 EA 2-Gal Escallonia 1 EA 2-Gal Hairy Manzanita 1 EA 2-Gal Laurel Rockrose
1' - 2' caliper	None	2 EA 2-Gal Escallonia 2 EA 2-Gal Hairy Manzanita 2 EA 2-Gal Laurel Rockrose
2 - 3' caliper	None	3 EA 2-Gal Escallonia 3 EA 2-Gal Hairy Manzanita 2 EA 2-Gal Laurel Rockrose
3' caliper and greater	None	5 EA 2-Gal Escallonia 3 EA 2-Gal Hairy Manzanita 2 EA 2-Gal Laurel Rockrose

**EXHIBIT D - TABLE 1:
PLANT REPLACEMENT SCHEDULE**

AREA 4 (Beyond 350' from Runway CL)		
Tree to be removed	Wetland Areas	
	Alder	Cedar/Madrone/Fir
6" - 1' caliper	None	4 EA 2-Gal Pacific Wax Mrytle
1' - 2' caliper	None	5 EA 2-Gal Pacific Wax Mrytle 1 EA 2-Gal Coast Red Elderberry
2 - 3' caliper	None	7 EA 2-Gal Pacific Wax Mrytle 2 EA 2-Gal Coast Red Elderberry
3' caliper and greater	None	9 EA 2-Gal Pacific Wax Mrytle 2 EA 2-Gal Coast Red Elderberry
Wetland Buffer Areas		
Tree to be removed	Alder	Cedar/Madrone/Fir
6" - 1' caliper	None	2 EA 2-Gal Pacific Ninebark 1 EA 2-Gal Flowering Currant 1 EA 2-Gal Vine Maple
1' - 2' caliper	None	3 EA 2-Gal Pacific Ninebark 2 EA 2-Gal Flowering Currant 1 EA 2-Gal Vine Maple
2 - 3' caliper	None	3 EA 2-Gal Pacific Ninebark 3 EA 2-Gal Flowering Currant 2EA 2-Gal Vine Maple
3' caliper and greater	None	4 EA 2-Gal Pacific Ninebark 4 EA 2-Gal Flowering Currant 2 EA 2-Gal Vine Maple

Landscape and Wetland Mitigation Plan
Corrected Exhibit D - Table 1
May 9, 2005



200505230120

Skagit County Auditor