

**Aimee Shipman**

**From:** Sid Eder [side@uidaho.edu]  
**Sent:** Thursday, December 11, 2008 10:55 AM  
**To:** Aimee Shipman  
**Subject:** Re: exhibit request

Hi Aimee, Could you also include George Grader's? Thanks. Sid

----- Original Message -----

**From:** Aimee Shipman  
**To:** 'Sid Eder'  
**Sent:** Thursday, December 11, 2008 10:12 AM  
**Subject:** RE: exhibit request

Sid,  
I will include those exhibits as you requested. I could not find anything submitted by Jerry Fairly as part of the packet but there is an exhibit submitted by George Grader who I believe is a geologist.

Sincerely,  
Aimee

**From:** Sid Eder [mailto:side@uidaho.edu]  
**Sent:** Thursday, December 11, 2008 9:51 AM  
**To:** ashipman@latah.id.us  
**Subject:** exhibit request

I request that exhibits #10 and #13 from the Rezone 731 packet be submitted as written testimony into the RZ 780 packet, as their comments and conclusions are just as pertinent to RZ 780 as they were for RZ 731. Thank you for your assistance. Sid Eder

12/11/2008

BOCC HRG: RZ 780  
Applicant: BGB LLC.  
Exhibit No. 48  
Date: March 31, 2009

LCZC Hrg: RZ780  
Applicant: BGB LLC.  
Exhibit #: 28  
Date: 12/17/2008

To: Latah County Commissioners  
Latah Zoning and Planning Commission  
Citizens and Farmers of Moscow and Latah Country

RECEIVED  
OCT 31 2006  
LATAH COUNTY

From: Dr. George W. Grader, Geologist.

Oct 31, 2006

The following letter pertains to the rezone request by Terramark (Michael Hoffman) on the agricultural land between Lewis Road and the established larger residential/ forestry acreages, from the point of view of a non-land owner, Latah County citizen, expert geologist, and member of the Citizens Advisory Group to the Palouse Basin Aquifer Committee (a group of volunteers mandated by the Director of Idaho Water Resources). The following is provided for the purposes for all parties concerned, and adding recent historic comment and review of local hydrogeology and terminology.

**Letter Summary:**

It is my submission that the rezone and development of the acreage above Lewis Road (the "Whitmore and Bennett supported Terramark - M. Hoffman Application") would have direct negative local effects and cumulative, unconstrained future regional effects to the Moscow area. If multiple groundwater wells and septic systems were to be placed onto this sensitive, dry-side/south-side farmland, this will negatively affect 1) up-gradient local residents, 2) future intra-rezone property consumers, and 3) will over a less tangible time frame also affect down-gradient rural residents.

**Introduction:**

Properties in Latah County are understood mainly by their historical to present zoning and surficial land use, but less common is an understanding of their location with regard to surficial and subsurface geologically controlled watersheds. Information on the latter is provided below, although there are other ways to understand abstracted Latah County properties including also biologic, archeological, architectural, conservational, or scenic areas. Whereas the latter are not discussed, and perhaps remain less quantified, elements of Latah County geology and hydrology are fast becoming household concepts.

The hydrogeology can be understood at multiple scales affecting human beings <sup>from</sup>

LCZC Hrg: RZ780  
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Date: March 31, 2009

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1 to 10 to 100 to 1000s of living people, their future children or people not yet arrived to this area.

*“To understand a problem or question one must look at it from the point of view of one’s ancestors and one’s grandchildren’s children”* Patrick Shea (Moscow Water, Summit 2005).

Are we doing what Mr. Shea, natural resource leader in the West has suggested with regards to this rezone application? Without knowing precisely the regional water budget and without understanding what is a viable regional carrying capacity in terms of population and commerce type, we are beholden to the opinions of liberal optimists or conservative pessimists, driven by ideological and reactive reasoning. Without a progressive plan that incorporates science and education, especially in the light of changing climate and clear examples for the eventual declines of previous civilizations, we are destined to repeat the same essentially environmental land use failures, of which there are inexhaustible examples across our country and the world attributable to political entities both on the Right and Left.

The following places hydrogeology at the proposed area for rezone into a regional frame work. By understanding the hydrology all parties are therefore invited to gain further insight into the often overlooked basic natural resource questions that affect State, County and City law, economic structure and domestic habitation in the form of Zoning and Architecture.

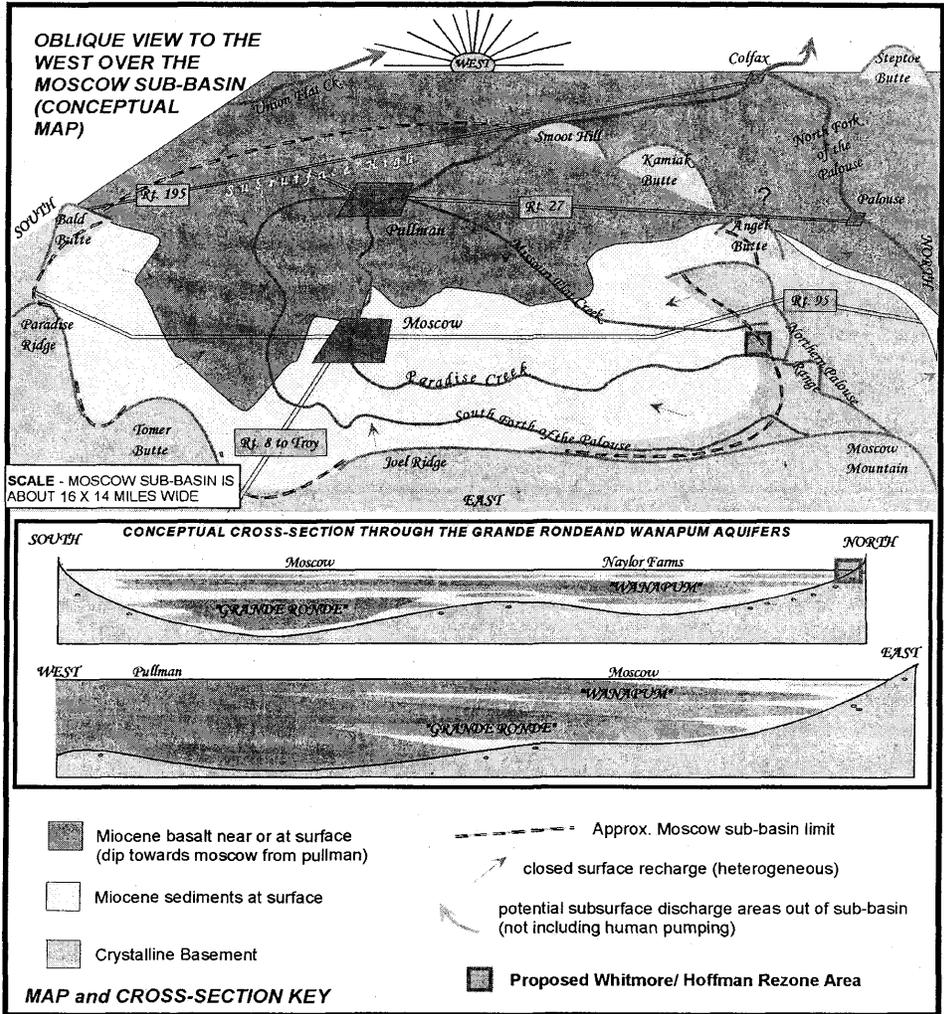
#### **Geographic and Geologic Description of the area**

The subject area for rezone falls mainly along a geographic high (~3000') that is connected to draws that feed the headwaters of Paradise Creek and Missouri Flat with clear visual and hydrologic connections to the entire Moscow area (Fig 1). Granite outcrops and subcrops are common on this property and nearby, and there is an established east-west trend in a fractured fault zone that can be extrapolated at depth across the entire acreage. The age of slip across this fault zone and the amount of displacement is at present unknown, but Miocene (~15 million years) or younger reactivation of an older fault system is probable. Note that any activity along this fault in the near future is highly unlikely, although very

grossly similar lineaments within the same geology where described following the 2001 Spokane earthquake.

The inherent nature of the granite in the area can be extrapolated using a transect line from Steakhouse Hill outcrops, across the nearby rock pit belonging to Russell Perrigo to the land belonging to William Anderson and Sid Eider, and extrapolated directly within the subsurface of the Whitmore property (including the area of the rezone request). Ancient East-West metamorphic fabrics common elsewhere on Moscow Mountain may be associated with older faulting events, but the faults show both vertical and horizontal movement and complex associated fractures (suggestive of fault remobilization). These faults were probably reactivated during the Neogene (last 23 million years). They help to define regional topography and have ramifications for regional groundwater. Other lines including erosional and depositional remnants above the granite of Moscow Mountain also suggest post-Miocene uplift.

The proposed rezone area is located precisely on the Moscow sub-basin margin, and the horseshoe-shaped geologically transitional margin defining a key area of hydrologic recharge to shallow aquifers including the Wanapum Aquifer (Fig. 1). Figs. 2, 3 and 4 show further details about how this area relates to regional geology and hydrology, and people involved in planning or development should be at least conversant in the basic local stratigraphic terminologies. No longer is the geology of the area a mystery - it is quite concrete. No longer must citizens guess when drilling their wells. Resources are slowly becoming available to them that allow them to grasp local water issues, and allow them to understand how their well or wells might produce or affect their neighbors. Although wells terminated within the granitic basement are cryptically peripheral to these otherwise widely connected and productive shallow aquifers, the granitic basement configuration and surficial sediment/soil geometries control a key recharge zone for the already once drained upper communal aquifer (the Wanapum aquifer was pumped dry by the 1960s, and is still used by municipalities and rural residents down-gradient from the proposed rezone site).



**FIG 1. Conceptual Map and Cross-section of the Moscow Subbasin**

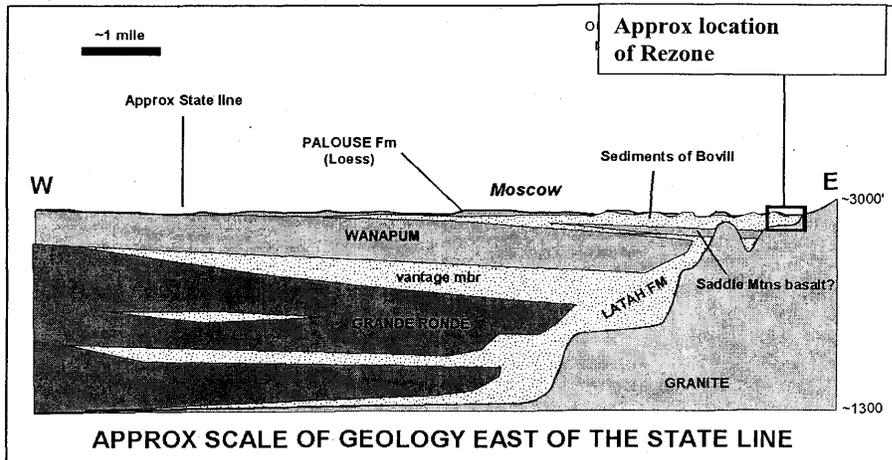


Fig 2. General W-E Geology of the Moscow Region

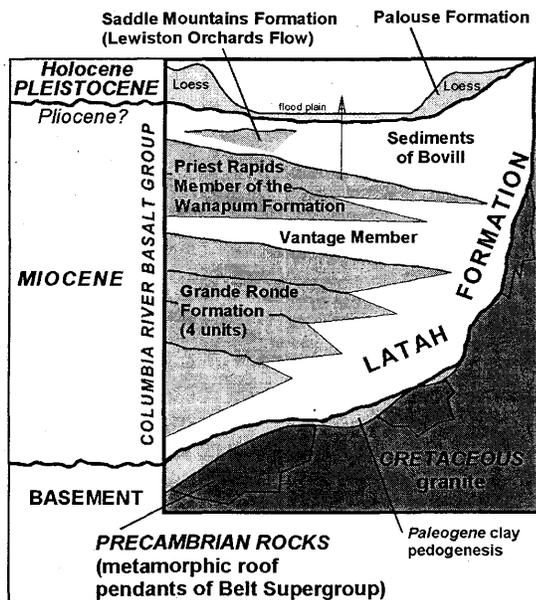
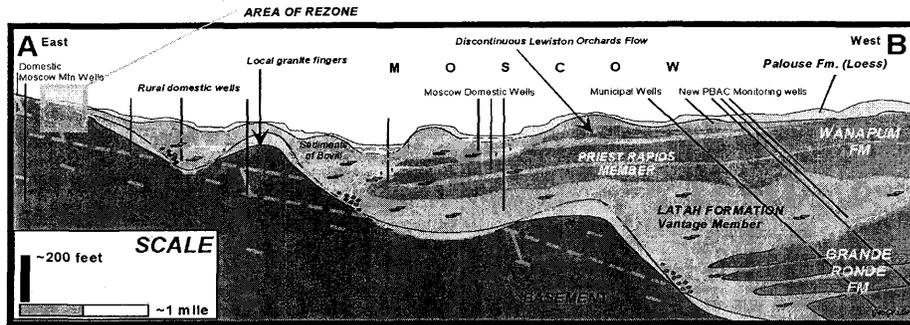


Fig 3. Names and Geologic Ages of Basalt Flows and Stratigraphy of the Paradise Creek near Moscow

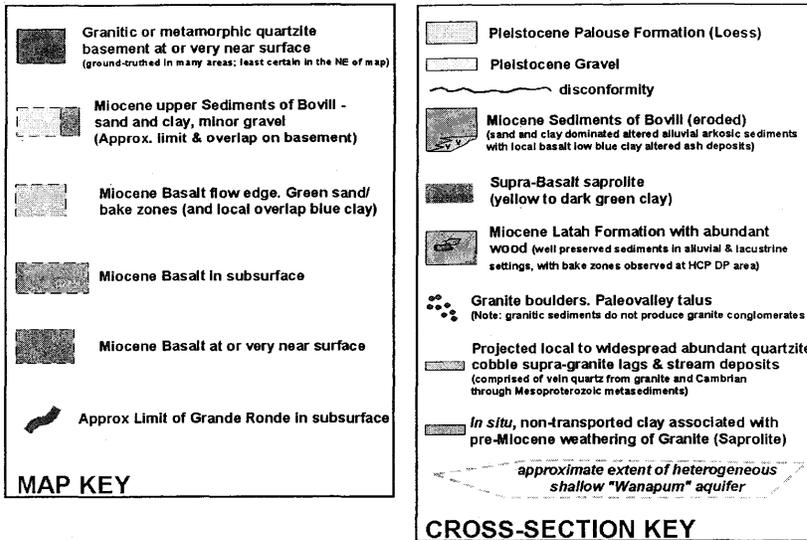


Conceptual cross-section of the Moscow sub-basin



Developed conceptual map and superimposed limits of rocks in the Moscow sub-basin

Fig 4. Regional conceptual cross-section and Map showing well targets and details of Basalt flooded Paleogeographic subsurface paleovalleys – see KEY on next page



((Fig. 4. Regional conceptual Cross section and Map - KEY))

**Associated predictions in hydrologic Interconnectivity: Up-gradient and within the Rezone Area**

A variety of observational and anecdotal evidence already suggests important seasonal variations and interconnections between extant, relatively widely distributed water wells within fractured to granular, competent to decomposed granite with mostly very low (4 to 0.5 gallons / minute) to rare, initially high water yields (30(-) gallons / minute). Averages run at about 3 gallons/minute in Section 17, not including rare wells such as the 30 gal/min well mentioned above of Jacobs (See Table 1 below, which had to be redrilled after their other well went dry after blasting at the nearby Quarry). The latter producing well is at the base of a major draw, that is quite different to the proposed property of rezone (i.e., the Whitmore / Hoffman Rezone application). Occurrences of seasonal variability or even dry-up are demonstrable and well known among neighbors in this area. The mistakes of development in the 1970s and 1980s (eg Nearing Addition) are not comparable to the present rezone, nor should such lighter development be even be repeated in the 2000s.

The above described unpredictable granitic subsurface and internal obscured paleolandscapes (buried paleovalleys), and the highly fractured nature of the granite in the above said fault will have significant effects not only between established wells but on any new wells. Furthermore there may be lateral complications between numerous anticipated wells and septic leech field systems (see also letters of Dr. Dave Elliot and Kevin Brackney, P.G.).

There is clear evidence from IDWR well logs (E.g. See T40N R5, Section 17 below for known, incomplete, mostly post-1980 well summaries recorded in the area) and surficial geology that this area occurs within the transition zone between granitic basement rocks (with intermittent aquifer) to the 15 million year old "Sediments of Bovill" which contain limited waters feeding down-gradient wells and ultimately the Moscow-Pullman Aquifer System. Section 17 wells and sections further south locally overlie granitic highs over decomposed associated ancient soils or they fill gigantic granitic subsurface valleys (lows that collect water) which were once alluded to by Phil Nesbit, the Geologist working for Naylor Farms LLC. The Sediments overlie/ transition with the basalts of the Wanapum Aquifer – see Figs. 2, 3, and 4).

#### **Recent History**

Questions of illegal aquifer mining, aquifer volumes, interconnectivity, associated surface stream flows, land use (e.g. vegetation cover and building types, flood plains vs. hill tops), precipitation and schedules of well monitoring, while having been regional back-burner issues since the 1960s, have recently become questions of "emergency," with state-mandated and locally executed plans for technical resolution by 2010 and 2020. This "crisis pitch" reached the city of Moscow and Latah County residents with the recent Naylor Farms land use application, and serves as a harbinger of international, state and local *corrections* in water availability and associated perceptions in commerce/economy/ conservation. Clearly Latah County land use and zoning near to the City of Moscow and economic sustainability based on a continued supply of non-polluted water are major questions facing the regional community; these are questions and realities now being actively studied by a completely reorganized leadership of the Palouse Basin Aquifer Committee and a huge new Program at the University of Idaho (Water of the West). So far we have been spared the water

controversies of the Rathdrum Prairie and southern Idaho – if we want to remain a special and autonomous area, we must deal with our Zoning Laws with VISION and DATA.

### Conclusion

A spot rezone such as the one proposed by Terramark – M. Hoffman will set a visible precedent for the future of the Moscow Area. There are multiple reasons why this rezone request should be denied; my purpose here is mainly to provide readable graphics and example of well logs showing local geology, and already stressed water resources. Multiple already barely tenable wells up- and down-gradient from the proposed site are already in trouble with dropping regional water levels in all aquifers. Why or how could anyone with integrity exacerbate this situation, except under the most progressive of building and architectural plans, using a gentler foot print, using (finally!) soon to be well-established local geohydrological data and clearly buildable artistic architectures with engineering that conserves energy and water? Clearly viable structures that will create or fill communal space will require extra expense. It is not just the market that drives the economy; it is the climate together with natural resources (see for example Jared Diamond). Consumer Developments are part of California culture – a very expensive place that is drying up.

Thus, The County's Comprehensive Zoning plan should be adhered to, if people want to subdivide and build on their land, they should be constrained to establish laws and intelligent decisions that take into account the ways and practices of the established agricultural economy AND THE GEOLOGY WHICH CONTROLS THE WATER!

Table 1 Township 40N Range 5W SECTION 17

RECEIVED  
OCT 31 2006  
LATAH COUNTY

Idaho Department of Water Resources  
Listing of Driller Reports

Contact	Use	TWP	RNG	SEC	Tract	Gov. WellAddress	Sub	B/L	Gallons Per Minute	Static Water Level	Total Depth	Casing Depth	CSG. DIA.	Construction Date	Permit Number	Tag Number
Related Documents																
CONITZ, MERRILL W	Domestic- Single Residence	40N	05W	17	NENE				0.5	60	322	21	6	10/28/1968	747028	
Related Documents																
TAYLOR, ROY	Domestic- Single Residence	40N	05W	17	SESE				1.5	90	305	67	6	7/1/1969	747054	
Related Documents																
STORM, LEO	Domestic- Single Residence	40N	05W	17	SWSW				6	347	448	19	6	7/13/1970	747063	
Related Documents																
BETTS, EDITH	Domestic- Single Residence	40N	05W	17	NENE				1.5	160	285	20	8	3/14/1973	747152	
Related Documents																
BELLES, WAYNE	Domestic- Single Residence	40N	05W	17	SESW				7	25	179	19	8	1/17/1977	747264	
Related Documents																
WILLIAMS, SCOTT	Domestic- Single Residence	40N	05W	17	NWNE				6	149	195	36	8	7/25/1980	747333	

Related Documents

LEPELTMAN, JOHN	Domestic- Single Residence	40N 05W 17	NENW					0.33	75	304	19	8/6/10/1981	747343
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Related Documents

LEPELTMAN, LOU	Domestic- Single Residence	40N 05W 17	SENW					6	30	200	29	8/7/30/1982	747359
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Related Documents

SCHILLING, NICK	Domestic- Single Residence	40N 05W 17						8	120	360	20	6/8/21/1984	747392
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Related Documents

O'CONNEL, DAN	Domestic- Single Residence	40N 05W 17	SWNE					3	215	507	54	6/3/8/1984	747396
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Related Documents

NEARING, GUY	Domestic- Single Residence	40N 05W 17	SESW					5	10	178	39	8/7/8/1984	747402
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Related Documents

BETTS, PETERSON	Domestic- Single Residence	40N 05W 17	SENE					1.5	69	353	21	8/10/31/1985	747410
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Related Documents

BETTS, PETERSON	Domestic- Single Residence	40N 05W 17	SENE					3	107	304	19	8/10/24/1985	747414
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Related Documents

PIEL, KEN	Domestic- Single Residence	40N 05W 17						0.16	4	20	129	20	8/6/14/1988	747471
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Related Documents

HENEN, JIM	Domestic- Single Residence	40N 05W 17				30	165	228	184	8 11/23/1990	747542	
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Related Documents

HUGHES, DOUG	Domestic- Single Residence	40N 05W 17			9	1	100	404	57	8 5/5/1991	747550	
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Related Documents

TANNER, MACK	Domestic- Single Residence	40N 05W 17		GOVERNMENT LOT 6			0 Above Ground Level	510	56	6	747553	
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Related Documents

TANNER, MAURICE	Domestic- Single Residence	40N 05W 17	NWNE				99999 99	270	606	30	8 7/3/1991	747555
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Related Documents

BURNS, GILBERT	Domestic- Single Residence	40N 05W 17	SWNW			1		85	604	88	8 4/10/1992	747591
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Related Documents

GREEN, DAN	Domestic- Single Residence	40N 05W 17	NWNE	NEARING ROAD		3		15	229	23	8 8/16/1994	747717
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Related Documents

JACOBS, KATHLEEN, JACOBS, RICHARD	Domestic- Single Residence	40N 05W 17	NESW	HIGHWAY 95 NORTH, 5 MILES		030		30	10	350	38	8 8/30/1997	747929	D0003138
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Related Documents

AXFORD, PAUL, AXFORD, BONNIE	Domestic- Single Residence	40N 05W 17	SWNE	1/2 MI NEARING RD			0.33	220	375	108	8 6/24/1998	747971	D0003910
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Related Documents

AXFORD, PAUL	Domestic- Single Residence	40N 05W 17	SWNE	5 MI NEARING RD		2	93	270	50	8/6/26/1998	747972	D0003911
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Related Documents

KARL, ALICE F GRISWOLD, MICHAEL D	Domestic- Single Residence	40N 05W 17	SWSW	4 MI OFF HWY 95, LOT 8 & 10, NEARING ADDITION	NEARING ADDITION	8&10	2.5	150	710	-18	8/6/10/2000	764483	D00013195
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Related Documents

BERGER, PHIL	Domestic- Single Residence	40N 05W 17	NWNE	1086 nearing rd	1086 NEARING RD	23	50	150	370	-18	8/10/26/2000	767244	D00013557
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Related Documents

EDER, SIDNEY	Domestic- Single Residence	40N 05W 17	SENE	1237 TOLO TRAIL			1.25	120	403	19	8/8/24/2001	770613	D00017380
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Related Documents

BEEBE, RICHARD C	Domestic- Single Residence	40N 05W 17	SWSW	5 MI ON TIMBER LN	NEARING 3RD ATTTD	17B	0.5	205	445	21	8/8/11/2005	835129	D00040589
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Related Documents

PETERSEN, RAY D	Domestic- Single Residence	40N 05W 17	NWSW	NEARING ADDITION 6 MILES FROM MOSCOW		012	0.08	300	628	70	8/6/14/1995	747767	
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Related Documents

PETERSON, RAY	Domestic- Single Residence	40N 05W 17	SWNW				0.5	154	403	55	8/8/25/1995	747798	
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Related Documents

BEEBE RICHARD C	Domestic Single Residence	40N	05W	17	SWNW	5 MI ON TIMBER LN	NEARINGS 3RD ADDIT	17B	0.5	110	380	380	8/8/21/2005	835328	D0040590
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Related Documents

**Aimee Shipman**

**From:** CRAIG.KNOTT@usbank.com  
**Sent:** Thursday, December 11, 2008 11:11 AM  
**To:** ashipman@latah.id.us  
**Subject:** Rezone #780

See below

"Kevin Driskill" <kenhs1@tds.net>

To "Craig Knott" <craig.knott@usbank.com>

12/11/2008 11:02 AM

cc  
Subject

Latah County Commissioners and Zoning Commission  
522 S. Adams  
Moscow, ID 83843

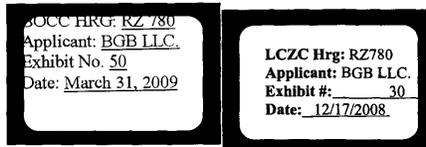
I am in support of the 40 acre rezone off Lewis/Foothill Rd. from AG/F to Rural Residential to create 4 home sites.

Kevin Driskill  
Kendrick High School  
Head Football Coach  
BPA Advisor  
(208) 289-4202  
(208) 289-4213 Fax

U.S. BANCORP made the following annotations

Electronic Privacy Notice. This e-mail, and any attachments, contains information that is, or may be, covered by electronic communications privacy laws, and is also confidential and proprietary in nature. If you are not the intended recipient, please be advised that you are legally prohibited from retaining, using, copying, distributing, or otherwise disclosing this information in any manner. Instead, please reply to the sender that you have received this communication in error, and then immediately delete it. Thank you in advance for your cooperation.

12/11/2008



David L. Mendenhall  
3404 Foothill Road  
Moscow, Idaho 83843

Planning and Zoning commission

County of Latah, State of Idaho

RE: Rezone Application #780

Dear Commissioners,

I would first like to thank the Commissioners in their 2006 Findings in the Terramark-Hoffman matter concerning application #731 for the petition for a spot rezone of this very same parcel, and the County Commissioners' adoption of this Commissions' findings of fact and conclusions of law in the matter.

Since the substantive facts in current application are simply "another" petition for a spot rezone to what has already been decided with respect to this parcel of land, I would respectfully beg the Commissioners to dismiss this application arbitrarily as a frivolous petition without merit and not based on fact or conclusions of law, which would be in violation of the Latah County Comprehensive Plan Ordinances listed in the 2006 decision .

The various promises and expressions of intent in the petition should have no force or effect on this Commission's actions, since expressions of intent and promises are unenforceable and have no direct bearing on the substantive matters in this petition. Even were the Applicants to realize their expressed promises and expressions of intent, the applicants fail to understand the basic process of farming, and even should the applicants indeed assign all right title and interest of the mentioned 52 acres to the Palouse Land Trust, and should said land trust deem to allow the continued farming of said 52 acres, those 52 would not be amenable to continued farming. Current farming practices are not amenable to close proximity to residential neighborhoods, due to the

BOCC HRG: RZ 780  
Applicant: BGB LLC  
Exhibit No. 51  
Date: March 31, 2009

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Date: 12/17/2008

applications of fertilizers, pesticides and herbicides. Therefore, this plan would essentially be a withdrawal of the entire 135 parcel from agriculture.

The expressed intent to designate 40 acres to a Conservation Area, conducive to small acreage farming activity are ludicrous at best. Whereas the adjacent property owner, Dr. Aicha Elshabini has disclosed that it takes 16 minutes for toilet to re-fill after flushing and has tried to remediate her water problem by having constructed a water catch basin. The applicants have entirely avoided the water supply issue in their application, and have not made a full disclosure in this application verging on the point of fraud by doing so. Water studies of the area lead experts to conclude water supplies are not available for further development of housing. The proposed small acreage farming activity is simply not sustainable, since any small acreage farming activity requires a bit more water than what is required to flush a toilet.

In conclusion, I would like to say that should this ridiculous application somehow be approved, I would warn the Commissioners that any further development in this area of the Palouse, could lead to existing homeowners to seek legal redress against the County, should Dr. Aicha Elshabini and others simply not be able to flush their toilets, because they have "NO" water due to over development.

Sincerely,

David Mendenhall

December 11, 2008

Latah County Commissioners  
And Zoning Commission  
522 S. Adams  
Moscow, ID 83843

This letter is to affirm that we are in support of the 40 acre rezone off Lewis/Foothill Road from AG/F to Rural Residential to create 4 home sites. The conservation easement can only be a bonus for people and animals.

Thank you.

Cliff Byers  
Lynette Deschamp Byers

BOCC HRG: RZ 780  
Applicant: BGB LLC  
Exhibit No. 52  
Date: March 31, 2009

LCZC Hrg: RZ780  
Applicant: BGB LLC  
Exhibit #: 32  
Date: 12/17/2008

Latah County Commissioners and Zoning Commission  
522 S. Adams  
Moscow, Id 83843

As Residents of Latah County, We are in support of the 40 acre re-zone  
off Lewis/Foothill Rd. from AG/F to Rural Residential to create 4 home sites.  
And, We believe this is a great project for all involved.

Thank You

Scott & Kelly Hall  
107 N. 9<sup>th</sup> Street  
Kendrick, ID 83537

BOCC HRG: RZ 780  
Applicant: BGB LLC  
Exhibit No. 53  
Date: March 31, 2009

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Exhibit #: 33  
Date: 12/17/2008

**Aimee Shipman**

**From:** CRAIG.KNOTT@usbank.com  
**Sent:** Thursday, December 11, 2008 11:26 AM  
**To:** ashipman@latah.id.us  
**Subject:** Rezone #780

Aimee - see below for Rezone #780.

"Hiatt, Chanc" <CHiatt@sd281.k12.id.us>

To <CRAIG.KNOTT@usbank.com>

cc

12/11/2008 11:10 AM

Subject RE: Letter

I agree with the plan to rezone the 40 acres on Lewis Rd. to allow for 4 homes. With the land being set-aside for conservation and such a few number of homes, this makes sense for Latah County.

Thanks  
CHanc HIatt

U.S. BANCORP made the following annotations

-----  
Electronic Privacy Notice. This e-mail, and any attachments, contains information that is, or may be, covered by electronic communications privacy laws, and is also confidential and proprietary in nature. If you are not the intended recipient, please be advised that you are legally prohibited from retaining, using, copying, distributing, or otherwise disclosing this information in any manner. Instead, please reply to the sender that you have received this communication in error, and then immediately delete it. Thank you in advance for your cooperation.  
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12/11/2008

BOCC HRG: RZ 780  
Applicant: BGB LLC  
Exhibit No. 54  
Date: March 31, 2009

LCZC Hrg: RZ780  
Applicant: BGB LLC.  
Exhibit #: 34  
Date: 12/17/2008

December 11, 2008

Latah County Zoning Commission  
522 South Adams St  
Moscow, ID 83843

RE: Rezone #780

To Whom It May Concern:

I am writing in support for Rezone #780. I feel the change of 40 acres from Agricultural/Forest to Rural Residential would be good fit for demands of this area.

The proposed plan is very well conceived keeping the neighboring properties in mind. The buffer area between the existing residential area and the proposed residential area was designed to keep the idea of preserving the Landscape of the Palouse.

With 70% of the parcel designed for a conservation area, this could be a great model for future developments.

Sincerely,

Linda Sprenger

BOCC HRG: RZ 780  
Applicant: BGB LLC  
Exhibit No. 55  
Date: March 31, 2009

LCZC Hrg: RZ780  
Applicant: BGB LLC.  
Exhibit #: 35  
Date: 12/17/2008

December 11, 2008

Latah County Zoning Commission  
522 South Adams Street  
Moscow, ID 83843

RE: Rezone #780

I am writing in support of the rezone #780 which changes 40 acres from Agricultural/Forest to Rural Residential. The plan proposed by the owners is very well thought out and would be a good possible model for future development plans.

The development plan takes 70% of the parcel and turns it into a designated conservation area. This conservation area also means that the new development will have a large buffer area between the existing residential area and the proposed residential area as well as keeping with the model of conserving the Palouse Landscape.

Sincerely,

Mike Sprenger  
General Contractor

BOCC HRG: RZ 780  
Applicant: BGB LLC.  
Exhibit No. 56  
Date: March 31, 2009

LCZC Hrg: RZ780  
Applicant: BGB LLC.  
Exhibit #: 36  
Date: 12/17/2008

**Aimee Shipman**

**From:** Dave Potter [depotter@moscow.com]  
**Sent:** Friday, December 12, 2008 12:14 AM  
**To:** ashipman@latah.id.us  
**Cc:** side@uidaho.edu; marilynbeckett@gmail.com; iskra@moscow.com; 'Lauren Fins'  
**Subject:** Topographical Views  
**Attachments:** potter\_zoning.ppt; potter\_zoning1.jpg; potter\_zoning2.jpg; potter\_zoning3.jpg

Re: Rezone Application #780

Dear Latah County Planning and Zoning Commission,

Attached are three exhibits we'd like to present to on December 17. All three are part of the attached powerpoint file, and just in case you have trouble with the powerpoint file, I've included each view as a separate jpg file.

**potter\_zoning1.jpg:** This comes directly from the application, showing the area in question and surrounding land. Notice that most of the homes (yellow) are north of the 135 acres. Nearly every one of these homes are in forested areas, unlike the 135 acres, which are, of course, farmland.

**potter\_zoning2.jpg:** This shows the same area, but this aerial photo shows more clearly the topographical difference between the rezone area and residential area to the north.

**potter\_zoning3.jpg:** This shows the same area, but from the ground, taken from a hill just south of Lewis Road. The difference between the rezone area and the residential areas to the north are even clearer here. The tree line is the northern boundary of the rezone area.

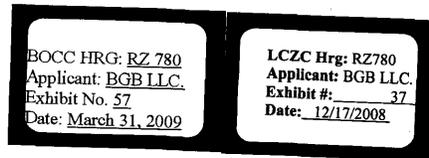
Aimee mentioned that you'd be able to have a computer and projector available to show these at the hearing on the 17<sup>th</sup>. I don't know if you'll be actually putting these files on the computer, so I'll bring a thumbdrive with me that has them on it.

Thanks for giving us the opportunity to speak in opposition to the application.

Yours,

Dave Potter

12/12/2008



# Topographical Views of Proposed Rezone Area

Submitted by Dave Potter

BOCC HRG: RZ 780  
Applicant: BGB LLC  
Exhibit No. 58  
Date: March 31, 2009

LCZC Hrg: RZ780  
Applicant: BGB LLC.  
Exhibit #: 38  
Date: 12/17/2008



The map displays a large area of land, outlined in brown, which is divided into three sections. The top section is labeled '100 Acres', the middle section is labeled '40 Acres', and the bottom section is labeled '40 Acres'. The area is surrounded by a river and numerous small orange markers.



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