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VIA HAND DELIVERY

City Council Members
City of Blaine

RE: Proposed CB Amendment

Dear City Council Member:

In the proposed language for the CB-Market District which would allow particular conditional uses for major developments, it is likely that the phrases "substantially contribute," "comprehensive plan vision," and "vision of a turn of the century building" (which is in the intent and purpose section of the Chapter in question) are unconstitutionally vague under *Anderson v. City of Issaquah*, 70 Wash.App. 64, 851 P.2d 744 (which found that an ordinance whose application turned upon the words "interesting," "monotonous," and "harmonious" to be unconstitutionally vague). What do the above phrases mean to each of you. This needs to be hashed out and clarified.

Please give us your viewpoints which will assist in proper endorsement of the proposed code language. We believe the ordinance would be beneficial, however would leave a battle line at Clark St. regarding the west side of Peace Portal to Bobbink. The CB-Transition District has all of the same problems and elements as the CB-Market District does. Why not include the CB-Transition District in the proposed language.

Sincerely,



William Pardee
Harbor Lands Co.

cc: City Attorney Jon Sitkin (via fax)