

From: [Rebecca Messinger](#)
To: [Jeffrey Delapena](#)
Subject: FW: Please repeal FRDU language from 2025 Comp Plan
Date: Tuesday, June 2, 2026 4:24:20 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)

Please see the below public comments.

Thank you, Jeff!



Rebecca Messinger
Clerk to the Council
COUNTY MANAGER'S OFFICE

Phone: 564-397-4305
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From: Kathleen Otto <Kathleen.Otto@clark.wa.gov>
Sent: Tuesday, June 2, 2026 4:18 PM
To: Rebecca Messinger <Rebecca.Messinger@clark.wa.gov>
Subject: FW: Please repeal FRDU language from 2025 Comp Plan



Kathleen Otto
County Manager

564.397.2458



From: Ann Foster <annfoster5093@gmail.com>
Sent: Tuesday, June 2, 2026 4:05 PM

To: Sue Marshall <Sue.Marshall@clark.wa.gov>; Wil Fuentes <Wil.Fuentes@clark.wa.gov>; Glen Yung <Glen.Yung@clark.wa.gov>; Matt Little <Matt.Little@clark.wa.gov>; Michelle Belkot <Michelle.Belkot@clark.wa.gov>; Kathleen Otto <Kathleen.Otto@clark.wa.gov>; Oliver Orjiako <Oliver.Orjiako@clark.wa.gov>; Jose Alvarez <Jose.Alvarez@clark.wa.gov>

Subject: Please repeal FRDU language from 2025 Comp Plan

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Good afternoon, Councilors:

Friends of Clark County is asking the Clark County Councilors to remove all Freight Rail Depend Use (FRDU) language in the 2025 Comprehensive Plan Update, consistent with the passage of **SB 5820** by the Washington State Legislature and signed by the Governor on March 30th, 2026.

As you are aware, SB 5820 passed both chambers in its clean, original form, effectively repealing and removing state authorization for "Freight Rail Dependent Use" (FRDU) in Clark County. This includes repealing all resolutions, ordinances and administrative decisions tied to the SB 5517 implementation from 2018.

As a result of the passage of SB 5820, **Ordinance 2018-01-01** and its underlying Staff Report (CPZ2017-00002), lack any state legal authority to support them. There should be no issue regarding the decision to direct staff to "clean" the 2025 Comp Plan of relevant language, as SB 5820 made the people's decision quite clear. If the Councilors need further considerations, it would take a few simple minutes to remind them of the fiscal impact over the past 5 years on taxpayers who were unwittingly held responsible for nearly \$1 million in legal defense fees, environmental damages incurred by the current PVJR operations - and which continue in the Curtin Creek and Chelatchie Prairie areas - and continued administrative burdens defending policies that the People of the State have rejected through the legislative process.

Friends of Clark County joins other significant Clark County voices to strongly urge your support in repealing Ordinance 2018-01-01 and rescinding all resolutions, ordinances, and administrative decisions tied to the SB 5517, 2017-2018 FRDU implementation including overlays from the County's GIS and planning documents.

Thank you, as always, for your consideration of this request.

Ann Foster, President

Friends of Clark County