



Kitsap County Department of Community Development

Staff Responses by Topic to Public Comment

As of June 28, 2019, the Kitsap County Department of Community Development received 153 public comments regarding proposed regulations for high-risk secured facilities. All public comments and exhibits received are attached. The concerns raised, and staff responses are summarized by topic below:

Response #	Topic and Staff Response
1	<p>Ban these facilities from being built in Kitsap County</p> <p>We understand concerns with the impact these facilities may have in Kitsap County. Local communities are not able to ban these facilities from being built because state law requires counties and cities to allow these facilities. However, the County can adopt regulations that ensure neighborhood compatibility and safety by:</p> <ul style="list-style-type: none">• restricting these facilities to certain zones;• limiting their proximity to risk potential facilities, such as schools, to the extent allowed under state law;• requiring landowners within a half mile of a proposed facility to receive notification so they are aware of the applicant’s request and can participate in the permit review process;• Holding a neighborhood meeting prior to processing a permit application; and• Requiring a public hearing before the County’s hearing examiner.
2	<p>Status of the existing facility on Viking Way</p> <p>Several public comments discuss concerns regarding the existing facility on Viking Way and question whether it is a permitted use in a residential zone. The Department of Community Development sent a notice of violation to the landowner and property manager on March 5, 2019 that determined the existing facility was in violation of Title 17, Kitsap County Zoning Code, for maintaining an unpermitted use. The landowner and property manager have appealed the Department’s determination. The appeal will be considered by the County’s Hearing Examiner. The Hearing Examiner’s decision is anticipated by the end of July.</p>
3	<p>Outings in the community & supervision</p> <p>We understand concerns related to court-approved community outings. Unfortunately, local communities are not able to regulate the operations of these facilities, staff training, or limit outings in the community. These provisions are put in place by superior court and Kitsap County has no authority in court proceedings. We encourage you to reach out to your state representatives to address your concerns with facility operations and outings.</p>



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Response #	Topic and Staff Response
<p>4</p>	<p>Proximity to schools, residential neighborhoods, and other risk potential facilities and the economic impact of a proposed facility</p> <p>We understand concerns with siting these facilities close to schools, residential neighborhoods and other risk potential facilities. State law only allows local communities to restrict these facilities from be located within 880-feet from a school. In addition, the ordinance restricts facilities from being located adjacent to, across the street from, or within the line of sight of the following facilities: Public and private schools, school bus stops, licensed day care and licensed preschool facilities, domestic violence shelters, public parks, publicly dedicated trails, sports fields, playgrounds, recreational and community centers, churches, synagogues, temples, mosques, public libraries, public and private youth camps, and others identified during a public hearing.</p> <p>We also understand concerns with the economic and neighborhood impacts these facilities may have on the surrounding area. This is one of the reasons Kitsap County is requiring a Conditional Use Permit (CUP) for these facilities. The CUP process is when a proposed facility is evaluated to ensure that it is compatible with the surrounding neighborhood. The CUP process also requires a public hearing and is reviewed by the County’s Hearing Examiner. If the Hearing Examiner determines during the CUP review process that the proposed facility will have a detrimental impact and will not be compatible with the surrounding neighborhood, the applicant’s request may be denied or require conditions to mitigate impacts.</p>
<p>5</p>	<p>Siting these facilities in or near Bremerton</p> <p>The proposed ordinance only applies to unincorporated Kitsap County and not the City of Bremerton. The City of Bremerton has its own zoning requirements that allow these facilities in the City’s industrial and freeway corridor zones.</p> <p>Like the City of Bremerton, Kitsap County requires a Conditional Use Permit (CUP) for these facilities. The CUP process requires that a proposed facility is evaluated for compatibility with the surrounding neighborhood. The CUP process for Kitsap County requires a public hearing before the County’s Hearing Examiner. If the Hearing Examiner determines during the CUP review process that the proposed facility will have a detrimental impact and will not be compatible with the surrounding neighborhood, the applicant’s request may be denied.</p> <p>Unlike the City of Bremerton, Kitsap County also:</p> <ul style="list-style-type: none"> • Requires notification to all landowners within a half mile when a facility is proposed to ensure they have an opportunity to participate in the permit review process; • Requires a neighborhood meeting prior to processing a permit application; and



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	<ul style="list-style-type: none"> Restricts placement of these facilities within 880 feet of public and private schools. In addition, a proposed facility cannot be located adjacent to, across the street from, or within the line of sight of the following facilities: Public and private schools, school bus stops, licensed day care and licensed preschool facilities, domestic violence shelters, public parks, publicly dedicated trails, sports fields, playgrounds, recreational and community centers, churches, synagogues, temples, mosques, public libraries, public and private youth camps, and others identified during a public hearing.
6	<p>Community notification when a facility is proposed</p> <p>The interim ordinance requires Kitsap County to mail notification to all landowners within a half mile when the Department of Community Development receives a permit application for a proposed facility. Kitsap County also requires the applicant to hold a neighborhood meeting and have their project proposal reviewed at a public hearing before the County’s Hearing Examiner. A half mile radius was selected because it is consistent with the Sheriff’s Office community notification standards. There was a suggestion to mail notification to the school district even if there is not a school located within the half mile notification radius to ensure they have an opportunity to participate in the permit review process. The Department can propose in the final ordinance that the school district receive notification regardless of a school’s proximity to a proposed facility.</p>
7	<p>Impact on local police services</p> <p>We understand concerns related to the impact these facilities may have on local police services. It is the Department’s understanding that the Washington State Department of Corrections is monitoring the occupants of these facilities on a 24/7 basis using GPS monitoring and in certain circumstances security cameras. There are also court-ordered staffing requirements at facilities that typically require 24/7 supervision. In addition, the Kitsap County Sheriff’s Office is required to visit these facilities every 90 days. State law also allows local law enforcement the authority to intervene if the court-ordered conditions of release are violated.</p>



PUBLIC COMMENT MATRIX: INTERIM ORDINANCE FOR GROUP RESIDENTIAL FACILITIES – SECURED HIGH RISK				
Comment #	Name	Comment Type	Comment	Staff Response
1	Pamela Benson	2/25/2019 Board Meeting	I am the executive director of Washington State for Public Safety, a grassroots group that organized over concern with the siting of a Level III Sexually Violent Predator residence in our community. We want to thank the Kitsap County Commissioners for adopting the Interim Ordinance to prevent similar siting in residential neighborhoods in Kitsap County. However, we believe the county needs to take further action to close the existing home on Viking Way, known as the Poulsbo House. There is no basis for this residence to operate in a rural residential area as a single-family home. The home is clearly not a single-family residence and the business conducted there is not in compliance with the law. Why is the County allowing this business to operate illegally in a residential neighborhood? The community risk posed by this residence are numerous, grave, and alarming. The siting of this home has caused fear and anxiety to neighbors and the community. There is also a financial burden for property owners in the area, research has shown that this business will have a negative impact on property values in the area. We ask that the County to take appropriate measures to abate the premises. We would also like to provide information our research team developed (Exhibit 1).	Thank you for your comment and support for the interim ordinance. Please see staff response #2 which discusses your concerns with the existing facility on Viking Way.
2	John Busby	2/25/2019 Board Meeting	I want to thank the Commissioners for the Interim Ordinance. I hope it goes further. We moved here 3 years ago but our piece of paradise has been compromised. We now use our security system. My wife makes me deadbolt the house all the time. This is not something that is unique to our family. I am angry. Not at you, I appreciate everything you've done. Will this ordinance preclude the second house on the existing property from being used as an LRA?	Thank you for your comment and support for the interim ordinance. Please see staff response #2 which discusses your concerns regarding the existing facility on Viking Way.



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3	Nina Huber	2/25/2019 Board Meeting	<p>I am here to read a statement from Becky Hoyt. Thank you, Commissioners for taking the steps to pass this Interim Ordinance. I support this action. While I think this is a good first step, I invite you to put yourself in my shoes for a minute. I live off Viking Way less than a half mile from the four sexually violent predators living at the Poulsbo House. I have two daughters ages six and two. My husband travels for business and is often out of town. I no longer feel safe in my neighborhood. I have installed additional locks on all my doors and windows. We have added motion lights around the perimeter of our home. My children are no longer allowed to play in the back yard without an adult. I worry about accidentally leaving a bike, sled, or basketball outside making it obvious that I have children living in my home. I don't know if my child is safe riding the bus. I have read reports that these men harming children on their way home from school. When I called the principal of our school, she was not even aware of the Poulsbo House. The districts safety manager and superintendent have not returned my phone calls. I wonder if the elementary school teachers at Pierson even know about this. While I am supporting the ordinance being discussed tonight, I am requesting that our local government take appropriate action to close the Poulsbo House. If the appropriate codes were reviewed, I am sure they will come to the conclusion this business is operating illegally and must be shut down to protect the safety and welfare of our community.</p>	<p>Thank you for your comment and support for the interim ordinance. Please see staff response #2 which discusses your concerns regarding the existing facility on Viking Way and staff response #6 which discusses your concerns with community notification.</p>
4	Charles Hamon	2/25/2019 Board Meeting	<p>I am a retired physician and live in the Poulsbo area, right across the street from the Poulsbo House being discussed tonight. I would like to thank you for taking the action you have taken. From my perspective this came on like a landslide. There was no warning and all of a sudden, our environment changed from one that was peaceful and quite to a lot of tension, fear, and anxiety. When this ordinance passed, it felt good to have an idea that there was maybe some relief from this feeling we were strapped with. I would say that we would</p>	<p>Thank you for your comment and support for the interim ordinance. Please see staff response #2 which discusses your concerns regarding the existing facility on Viking Way.</p>



			benefit tremendously from getting the existing facility removed. It doesn't seem right that we spend the rest of our life in fear. I would ask that you do your best to make that happen.	
5	Dan Defenbaugh	2/25/2019 Board Meeting	I am here to support your Interim Ordinance. I would like to quote from the ordinance, "Whereas Washington State does not regulate the location or land use and life safety impacts of community based LRAs". I appreciate you putting that in there, that is my concern. The State has not been involved in keeping our community safe. My concern is on the outings that these SVPs are already approved to visit in our communities. They are out in the community. I understand the concept of the treatment provider and understand she is working with these people. When they are out on an outing they are chaperoned by someone who is required to carry a cell phone, but they have no physical restraint training. DSHS needs to require these chaperones to complete physical restraint training to stop one of these predators from reoffending. If they see one of my grandchildren out in the community on an outing, I do not want them to be triggered and cause them to act out. I thank you for the ordinance, there is more work to be done. My goal is to do whatever we can to shut down the existing facility. I have some paperwork (Exhibit 2) that has additional information on the individuals living in the Poulsbo House.	Thank you for your comment and support for the interim ordinance. Please see staff response #2 which discusses your concerns regarding the existing facility on Viking Way and staff response #3 which discusses your concerns with community outings.
6	BJ Benson	2/25/2019 Board Meeting	I am a property owner on Viking Way and I have two daughters that I am very protective of. Our lifestyle and feeling about our community has completely changed. I no longer feel comfortable letting them be outside in the front yard alone if I cannot get to them physically in a specific period of time. It has been life changing event. I appreciate you moving forward with your actions but again as Dan mentioned, they are out in the community. I doubt many of them would recognize them if they were out there. People look different in different environments. It is a big deal and our kids are involved. This needs to go further and this house needs to be shut down.	Thank you for your comment and support for the interim ordinance. Please see staff response #2 which discusses your concerns regarding the existing facility on Viking Way and staff response #3 which discusses your concerns with community outings.



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7	Rory Jansen	3/12/19 Online	Thank you for developing this ordinance. Recommend that it further state that the homes cannot be within .25 of school bus stops and .5 mile from a school or daycare facilities.	Thank you for your comment. Please see staff response #4 which discusses your concerns with proximity to schools and daycare facilities.
8	Mariana Tomas-Savage	3/17/19 Online	I strongly oppose building such a facility in Kitsap. These offenders can practice being good somewhere else. The statistic may show low recidivism rates, but that doesn't mean they have changed, it just means they haven't been caught. We cannot be putting our children and girls at risk.	Thank you for your comment. Please see staff response #1 which discusses why we cannot restrict these facilities from being built in Kitsap County.
9	Colleen Hultin	3/18/19 Online	Please see Exhibit 3	Thank you for your comment. Please see staff response #1 which discusses why we cannot restrict these facilities from being built in Kitsap County.
10	Ryan Edgemon	3/19/19 Online	I do not believe the interim ordinance zone restrictions: o Commercial o Regional Center o Industrial o Business Park o Business Center are restrictive enough. As many of these zone types can still be very near to schools and family housing areas. Any candidate zone, listed above, should also have to meet a significant minimum distance to schools requirement.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and residential neighborhoods.
11	Matt S.	3/20/19 Online	As we found with the Poulsbo SHR controversy, Kitsap County is deeply concerned with the placement of a SHR facility close to	Thank you for your comment. Please see staff

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			<p>neighborhoods, which is of course a valid concern. Further, with Kitsap County in the middle of an influx of new citizens, it's ripe for an economic revitalization in many of the zoned commercial areas listed as potential homes for an SHR facility, particularly the 303 corridor on Bremerton's East Side. I cannot even begin to comprehend the absolute failure of leadership that would be behind placing a highly controversial housing facility dedicated to proven sexually violent perpetrators in areas in dire need of economic stimulation, as the placement of such a facility would permanently label whatever area it is placed in as extremely dangerous and unfit for families to live in or near. I understand that sexually violent people are people and citizens, and that they need this housing to complete their rehabilitation, but I urge the leadership of Kitsap County to not make the egregious mistake of placing it in an area that would severely damage Kitsap County's economic recovery.</p>	<p>response #4 which discusses your concerns with the economic impact these facilities may have on the surrounding area.</p>
12	Robert Reiher	3/20/19 Online	<p>The proposal to establish secure high risk housing for SVPs in suburban neighborhoods immediately puts children at unacceptable risk, regardless of constraints to locations as proposed. While evidence suggests that many SVPs will not reoffend, despite the Level III category of posing "high risk to reoffend," that fact remains that some of the SVPs placed into our community WILL reoffend... someone's child WILL be harmed as a result of the proposal. Quoting from The Leadership Council on Child Abuse and Interpersonal Violence at http://www.leadershipcouncil.org/1/res/rcd.html "The dry research figures only confirm what I have seen over and over in this field: there are a lot of sexual offenses out there and the people who commit them don't get caught very often. When an offender is caught and has a thorough evaluation with a polygraph backup, he will reveal dozens, sometimes hundreds of offenses he was never apprehended for. In an unpublished study by Pamela Van Wyk, 26 offenders in her incarcerated treatment program entered the program admitting an average of 3 victims each. Faced with a polygraph and the necessity of</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.</p>

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			<p>passing it to stay in the treatment program, the next group of 23 men revealed an average of 175 victims each." I fully support Mayor Wheeler's intention of "...writing a comment letter on behalf of the City that opposes the current broad proposal to locate these facilities in the County's general commercial areas..." Thank you.</p>	
13	John Friedman	3/20/19 Online	<p>I want to express my concern regarding the proposed housing of Level 3 High Risk Sex offenders in the Bremerton Washington area. To be perfectly blunt, we have enough problems with drug, alcohol and associated petty criminal activity in this city. We do not need the added worry for our children and general population living among high risk sex offenders. There are schools, parks, sporting complexes as well nature areas surrounding the proposal areas that would be all too convenient for criminal sexual activities. Where will the additional police surveillance needed for these venues come from? Will the county provide additional personnel? Have the many schools and associated PTA groups been advised of your proposal? What has been their reaction? I have forwarded the email notice I received from Bremerton Mayor Wheeler regarding this matter to over a dozen fellow neighbors, friends and business owners in the area. I hope you receive their comments and concerns and take these under advisement.</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities close to schools, parks, sporting complexes and in or near Bremerton, staff response #6 which discusses community notification requirements, and staff response #7 which discusses your concerns with the impact on local police service.</p>
14	Monica S	3/20/19 Online	<p>I echo a lot of the comments posted here. I appreciate the ordinance but would prefer zones that have schools and parks nearby to not be considered for SVP housing. Or, at the very least, like Ryan E. mentioned a significant minimum distance should be required for SVP housing when the locations are near schools & neighborhoods, and additionally: bus stops, day cares, parks, soccer fields etc. I am also strongly against placing these types of facilities in business districts that are experiencing a revival and agree with Matt S. that it would be detrimental to the economic recovery in those areas.</p>	<p>Thank you for your comment. Please see staff responses #4 which discusses your concerns with siting these facilities near schools parks and the economic impacts these facilities may have on surrounding neighborhoods.</p>



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15	John A.	3/20/19 Online	SVP facilities have no part being placed anywhere in Bremerton. This area is already ripe with crime and other problems, at risk teen youth, drug use, and a difficulty for law enforcement to keep up with the existing riff-raff. If growing our community responsibly is on the table as we continue to receive pressure from Seattle overflow, the last thing we need is high risk predators in our community.	Thank you for your comment. Please see staff response #5 which discusses your concern with siting facilities in or near Bremerton. Please also see the staff response #1 which discusses why the County is not able to restrict these facilities from being built.
16	Victor Vlist	3/21/19 Online	Hello, as a property owner in downtown Bremerton I wanted to show my support for the proposal to locate housing for Level 3 Sex Offenders. I believe the area around Fred Meyer is perfect for this purpose. I think it's a nice choice because its close to Kitsap Mental Health. Not so sure if the selected area around Wycoff is a good choice though. Maybe further up the hill would be better? Just my two cents!	Thank you for your comment and support for the interim ordinance.
17	M Diane Manning	3/21/19 Online	I am opposed to the proposed zoning for these facilities, in particular, the Perry Avenue Mall area and the Highway 303 corridor near Fred Meyer, Walmart, Lowes. Both of these areas are right next to single family residential neighborhoods, and very close to day care facilities and schools. It is a terrible location for a facility such as this. More appropriate locations would be in industrial zoned areas away from neighborhoods and schools.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools, day care facilities, and residential neighborhoods in or near Bremerton.
18	Riyan Maule	3/21/19 Online	I oppose the proposition of these types of criminals anywhere near a city limit absolutely detestable. Keep them away from our neighborhoods and our children.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near



				schools, day care facilities, and residential neighborhoods in or near Bremerton.
19	E	3/21/19 Online	These high risk sexual predators belong far away from areas where children live. They should not be allowed to live anywhere within miles of children, or a town, in my opinion. Perhaps a facility such as Western State Hospital is best equipped to house and supervise these high risk offenders. They should NOT be a burden on Kitsap communities any longer than they already have been. Our children deserve to be safe.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools, day care facilities, and residential neighborhoods. Please also see staff response #1 which discusses why Kitsap County cannot say no to these facilities.
20	Jim McDonald	3/22/19 Online	I disagree with the concept of placing group homes in Commercially zoned areas. Would you want to live there? There was nothing wrong with the Poulsbo location other than "not in my backyard" revolt that caused this un-needed changes in zoning and will cost the taxpayers money to pay for the lawsuits and other legal challenges. There are many kids and teens that spend time away from supervision at commercial establishments. The proposed plan increases risks to these individuals.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near risk potential facilities.
21	Anita	3/22/19 Online	Do not allow these violent predators to live in or near our Bremerton. These violent offenders belong somewhere else where they will not endanger those of us who are not criminals. Our kids should not be endangered!	Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities in or near Bremerton and staff response #1 which discusses



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				why Kitsap County cannot say no to these facilities.
22	David	3/22/19 Online	Yeah, I don't want these individuals anywhere NEAR the general public. They should really go back to the penal island that they shouldn't have been allowed to leave in the first place. This is a huge NO from me. Also, what's up with the light prison terms when they have committed 50+ crimes? 100% BS.	Thank you for your comment. Please see staff response #1 which discusses why Kitsap County cannot say no to these facilities.
23	Kurt Larson	3/23/19 Online	This is completely unacceptable to have this zoning disproportionately effect concentrated areas and neighborhoods such as the area where I live off of Riddell near the Illahee Preserve. There is already issues in our area with the revolving door of homeless and mental health patients that flow in and out of Kitsap Mental Health and into homeless encampments in the reserve. This amounts to an undue burden of safety concerns and determent of property value imposed upon residents, families with children, and home owners such as myself, that should be dispersed and not concentrated to areas of arbitrary designation. I vehemently oppose this and will be a highly outspoken and loud advocate against this. This must not move forward.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with proximity to residential neighborhoods in or near Bremerton and economic impacts of these facilities.
24	Concerned citizen	3/23/19 Online	I find it interesting that we can speak on this topic when our kids have not been protected here in Kitsap. I know someone that was a registered sex offender but committed a crime in the military protecting his identity and he lived 1 min. away from a school in Bremerton. He also had access to kids and was never arrested. We can say all we want but the kids are not protected. This should not be a choice it should be automatic...no access or living anywhere near potential victims..kids and disabled.	Thank you for your comment. Please see staff response #4 which discuss your concerns with proximity to risk potential facilities and residential neighborhoods.
25	Michael Kelly	3/23/19 Online	It's unimaginable that you would even consider putting sex predators in Bremerton neighborhoods, and schools. This needs to stop. There	Thank you for your comment. Please see staff response #4 and #5 which

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			are always alternatives, please consider that before making this decision.	discuss your concerns with siting these facilities near schools and residential neighborhoods in or near Bremerton.
26	Christ Ramirez	3/24/19 Online	I am opposed to the proposed zoning for these facilities in Bremerton area for the safety of the residents and most of all the children of Bremerton.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhoods in or near Bremerton.
27	Denise Frey	3/25/19 Online	As a resident of the City of Bremerton who lives just a block away from the County's boundary with the City, I am deeply concerned about the risk this new ordinance poses for my neighborhood and those adjacent to it. The City/County boundaries in Bremerton either bisect or are directly adjacent to established neighborhoods. Many of our local residents are not aware of the boundaries and the impact they have on their lives. While I appreciate the difficult challenge it must be to find a location that would be suitable for the placement of group facilities for high-risk sexually violent predators, I must object to the County's rezoning of areas near boundaries with the City of Bremerton to allow such placement. In this new ordinance, the County has zoned several areas as "Commercial or Industrial" that either bisect or are directly adjacent to established neighborhoods and have deemed these areas as appropriate for these facilities. Families literally living right across the street from one other have dramatically different zoning. These areas also happen to be locations wherein low-income, subsidized housing has been or is planned to be built. We should all be concerned about the further real or perceived	Thank you for your comment. Please see the staff response #4 and #5 which discuss your concerns with siting these facilities near residential neighborhoods in and near Bremerton.



			<p>marginalization of these residents, whether they live within the City or County jurisdiction. I also need to make you aware of the perception of many of us here in Bremerton that the County has "kicked this can" from the relatively affluent Poulsbo area down to Bremerton. Whether or not this perception is based in fact, I need to remind you that there are many residents of Bremerton who live in unincorporated areas and depend on the County for protection. Thank you for all you do for our County and its residents (and those who live nearby!).</p>	
28	Veronica Bassen	3/25/19 Online	<p>First, I don't envy anyone that has to work on this issue, it seems challenging to say the least and I understand that the proposed ordinance will have to comply with State requirements. Having said that I do have one area of concern related to the inclusion of the Industrial Zone as a proposed zone for these residential facilities. On its face Industrial Zoning (IND) sounds appropriate because it is not intended for residential living or use. There is one area of the County where that isn't the case however and that is the strip of Industrial Zoned properties in West Bremerton sandwiched between Bremerton Blvd and S National Ave as you can see on the attached map (Exhibit 4). It is an older neighborhood with lots of homes built around the 40s and 50s, predating the Industrial Zoning designation that was placed on top of it. While roughly 10 or so of these properties (the ones that front National) do contain commercial/industrial businesses and uses (auto repair, window, appliance repair, etc.) just looking at the map at least 70- 80 of the properties contain single family residences (the majority do not front National). Looking over the additional restrictions on the Group Homes being discussed, one is for schools or school bus stops. This little neighborhood is close to a school but not .25 miles from it. But because it is within 2 miles there aren't any school bus stops because the homes are too close to require bus service. I'm hopeful that the adopted ordinance would not encourage targeting this little area over other areas in the County just because</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton residential neighborhoods and the economic impact of a proposed facility.</p>



			the zoning over of this largely single-family neighborhood happens to be Industrial. This is generally a lower property value/lower income area and I hope that the intention of a proposed ordinance would not be to skew allowing these group homes in this area, more than any other area in the County.	
29	Richard Becker	3/25/19 Online	I am opposed to locating high risk sex offenders in places that are zoned for residential purposes. The offenders now living on Viking Way should have never been permitted to locate in that setting and should be moved as soon as possible to a place that is more appropriate for a facility that is essentially a jail without walls. I believe the state has failed the community by not keeping high risk sex offenders at McNeil Island until after competent medical authority can certify the individual will not reoffend. Thank you.	Thank you for your comment. Please see staff response #2 which discusses your concern with the existing facility on Viking Way. The interim ordinance limits placement of these facilities to commercial and industrial zones only.
30	Sam Doubleday	3/25/19 Online	Questions: (1) Whom finances the increased budget demands for local law enforcement agencies to accommodate monitoring of these 'liabilities'? Residents are going to call 911 to report any illegal activities on the part of these people and how/whom will dispatchers call to respond - LEM or DOC ? If DOC - what is typical response time for them vs LEM? (2) How many of these 'liabilities' comes from out-of-county? (3) What prohibits DOC from releasing 'liabilities' from out-of-county into our county - presently and in future (ordinances CAN be changed). (4) Whom in county government is responsible for data-mining to determine and establish metrics of how Washington state counties compare to each other in terms of accommodating released prisoners and their 'needs'? (5) Presently Kitsap leads other comparably populated counties in terms of food, housing, and medical services afforded recently-released prisoners - according to DOC statistics and 4People.org. Why should this county go 'above and beyond'?	Thank you for your comment. Please see staff response #7 which discusses your questions regarding the impact on local police services. State law allows a sexually violent predator from out-of-county to petition the court for conditional release to a facility in Kitsap County. The County obtains data from various external sources including the Department of Corrections and Washington State Office of Financial Management.



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31	Jeromy Frame	3/25/19 Online	I just became aware of the proposed zoning of housing for High risk sexual offenders and I am looking at the map provided and I am very concerned. This Map shows zoning to be implemented near Gorst and Berry lake (Port Orchard). My issue is these locations are close proximity to family neighborhoods and schools. Kitsap county has run into a housing crisis and has been building non stop for a few years now, many of those homes are in these very areas that are being proposed for High risk offenders and I for one with many of my neighbors are not okay with this action.	Thank you for your comment. Please see staff response #4 which discusses our concerns with the siting these facilities near schools and residential neighborhoods.
32	Laurie Dawson	3/25/19 Online	I am a Kitsap County resident and part of the Kitsap Community Partnership for Reentry Solutions. I am very grateful for the hard work to provide safe facilities and a way forward for facilities to exist that help provide alternatives to incarceration in our County. I am a strong proponent of Circles of Support and Accountability (COSA) in Washington and hope that Kitsap County will help work to bring in this model. COSAs are a largely volunteer-driven intervention for managing people with sex offense risk in the community. They perform better than any other intervention we've studied (including various treatment and supervision approaches). The model and various implementations of it in the U.S. are described at length in the attached (DOJ white paper) (see Exhibit 6). Kitsap county is a role model of what it takes to live in a community that understands that safety is built on community involvement for the betterment of all people.	Thank you for your comment. We appreciate the additional information about the Circles of Support and Accountability in Washington.
33	Kelli Lambert	3/26/19 Online	I object to Kitsap County's proposal to allow housing for this type of individual (violent sex offenders) in all commercial areas. This would permit several commercial areas near my neighborhood. I live in the vicinity of Sylvan Way & Trenton, this is a quiet family neighborhood and this type of facility has no business in a neighborhood. The proposal would allow these facilities near schools and parks, which is	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools, parks, and

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			completely wrong. This proposal needs more thought and work in order to prevent land uses that are not compatible.	residential neighborhoods in or near Bremerton.
34	Linae Tabor	3/27/19 Online	<p>Why were regulations changed to allow dangerous sex offenders to be allowed to live anywhere near where children gather?</p> <p>I live on Elizabeth Ave, near Evergreen Park, and it is common knowledge that there are sex offenders living on the 800 block of Washington Ave....even THAT is too close to our children.</p> <p>You are putting these people in a position they don't need to be in. How do you expect them to react if you put them a "target-rich" environment? Shame on you for not looking out for our children!</p> <p>These regulations need to be reversed....find these dangerous people somewhere ELSE to live!</p>	<p>Thank you for your comment. Please see the staff response to Comment #4 which discusses your concerns with siting these facilities near schools and parks. Please also see staff response #1 which discusses why Kitsap County cannot say no to these facilities.</p>
35	Greg Wheeler	3/22/19 Letter	Please see Exhibit 7	Please see the staff response in Exhibit 16.
36	Tamara Howell	3/26/19 Email	<p>I live within the Bremerton City limits, very close to Mountain View. I strongly oppose any zoning that would allow housing for sex offenders in my area. I support Mayor Wheeler in his fight to keep our neighborhoods safe. I have children and strongly oppose their safety being put at risk by moving sex offenders into their neighborhood. It's inconceivable that Kitsap County is okay with this.</p>	<p>Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities in or near Bremerton.</p>
37	Becky Hoyt	3/25/19 Board Public Hearing	Please See Exhibit 8	<p>Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near residential neighborhoods.</p>
38	Tricia Benson	3/25/19 Board Public Hearing	Please see Exhibit 9	<p>Thank you for your comment. The County agrees that we all need to continue to advocate for policies at</p>

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				the state level that ensure public participation and neighborhood compatibility and safety when considering the conditionally release of sexually violent predators.
39	BJ Benson	3/25/19 Board Public Hearing	Please see Exhibit 10	Thank you for your comment. The County agrees that we all need to continue to advocate for policies at the state level that ensure public participation and neighborhood compatibility and safety when considering the conditionally release of sexually violent predators.
40	John Busby	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> • I want to thank you for taking action and passing the interim regulations. • I urgently the County and all local communities to make these temporary regulations permanent but also work with our state representatives to request sexually violent predators be housed in a Secure Community Transition Facility (SCTF). • It makes no sense to warehouse these risks in a facility owned and operated by a for-profit entity. • There is an economic impact on residential neighborhoods. A study by the American Economic Review found homes located near a single sex offender dropped by up to 12% and a property located next to a cluster of four or more offenders dropped by up to 16%. 	Thank you for your comment. The County agrees that we all need to continue to advocate for policies at the state level that ensure public participation and neighborhood compatibility and safety when considering the conditionally release of sexually violent predators.



41	Dan Defenbaugh	3/25/19 Board Public Hearing	Please see Exhibit 11	Thank you for your comment. The County agrees that we all need to continue to advocate for policies at the state level that ensure public participation and neighborhood compatibility and safety when considering the conditionally release of sexually violent predators.
42	Shane Seaman	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> • Resrepresents Washington State for Public Safety and supports what the County has adopted. • I am concerned that the ordinance uses the term residential because these facilities do not belong near any residential zone. • State law (Chapter 71.09 RCW) defines what a sexually violent predator is and outlines a siting process that was not followed in the case of the Poulsbo House. • I would also like point out that these individuals that are not disabled. The Americans with Disabilities Act does not include people that suffer from pedophilia or other sexual behavior disorders. In fact, under the code of Federal Housing Regulations you cannot house someone who has been found guilty of committing these crimes. • The Supreme Court has concluded that providing treatment to sexually violent predators and protecting society from the heightened risk they present to society are legitimate state objectives. 	Thank you for your comment. The County will consider your suggestion to remove the term residential as a final ordinance is developed and reviewed by the Board, Planning Commision and public over the next few months.
43	Sheron Gakin	3/25/19	Please see Exhibit 12	Thank you for your comment. Please see staff response #3 which discusses



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		Board Public Hearing		your concerns with siting these facilities near residential neighborhoods.
44	Dora Shardelman	3/25/19 Board Public Hearing	Please see Exhibit 13	Thank you for your comment. Please see staff response #2 which discusses your concerns with the existing facility on Viking Way.
45	Dennis Deach	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> The community had no say in siting the existing facility on Viking Way. My property values have gone up, my tax assessment has gone up, but in reality, my fair market value has gone down. I am surprised that you guys had no notice of this facility and I am defiantly in favor of the interim ordinance, but I don't know how that is going to resolve the existing facility on Viking Way. 	Thank you for your comment and support for the interim ordinance. Please see staff response #2 which discusses your concerns with the existing facility on Viking Way.
46	Andrew Morrison	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> Attorney representing William Deaville, the first individual that was placed at the home on Viking Way. Under the Americans with Disabilities Act he is clearly disabled. My client completed many terrible crimes 30-years ago. He has been in the community for 14-months without any incidence. On November 7, 2017 notice was sent from the Attorney General office to the Kitsap County Prosecutor notifying them of the release and release plan. The public will always hate my client and there will always be opposition to siting these facilities. There is something worse than more LRAs in the community. That is people with this offense history being unconditionally released with no rules, chaperons, and no GPS monitoring. 	Thank you for your comment. It will be used to help shape the final draft ordinance for the Board, Planning Commission and public to consider over the next few months.



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47	Regina Adams	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none">• Representing over 4,000 community members of Manette and I am considering opening a market but cannot in good conscious move forward knowing that one of these facilities could be located nearby.• I am all for these facilities by ask to amend the zoned locations to several miles outside of the city limits and away from schools, community centers, large residential neighborhoods, and allow for the facility to house more than just four offenders. I also ask that caution signs be placed around the facility that say no children allowed and require security cameras.	Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities in or near Bremerton.
48	Mary Lou Long	3/25/19 Board Public Hearing	Please see Exhibit 14	Thank you for your comment. Westsound Support Services (WSS) operates the existing facility on Viking Way. According to their contract with the Department of Social and Heath Services, WSS will receive \$708,812 for services provided between 12/1/2017 and 11/30/2019. It is the Department's understanding that conditionally released sexually violent predators (SVPs) are supervised by the Department of Corrections. Placement of these facilities is determined by Superior Court. The Department is not able to speak for the State in



				terms of compensating property owners for property values.
49	Leslie Daug	3/25/19 Board Public Hearing	Please see Exhibit 7	Please see the staff response in Exhibit 16.
50	Bert Boughton	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> • I represent Washington State for Public Safety and I want to thank the Commissioners for passing this interim ordinance. • The action that the County has taken is difficult to balance and there are details that need to be worked out. • This is not a residence, this is a facility. There is a statutory framework that has found these individuals needed to be kept under some level of confinement until they are no longer found to be sexually violent predators. • I suggest that you change the title of your ordinance to Secure High Risk Sexual Offender Facility. 	Thank you for your comment. The County will consider your suggestion to remove the term residential as a final ordinance is developed and reviewed by the Board, Planning Commission and public over the next few months.
51	Lori Wheat	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> • I support Mayor Wheelers letter, even if a moratorium cannot be put into place, a more restrictive zoning can be put into place. • The Commissioners should further restrict these facilities in industrial zones and I suggest the County's zoning should be amended to reflect the City of Bremerton's zoning requirements. 	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton.
52	Ken Hendrickson	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> • Represents Mr. Daly, a resident of the Viking Way facility. • The house does not drain public services or house dangerous individuals. The LRA residents are not the worst of the worst they pose less risk than sex offenders that live among us. • After 22 years and over 100 LRAs no one has created another 	Thank you for your comment.



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			<p>victim, because the program selects a small portion of offenders who have been transformed and are now safe to live in the community.</p> <ul style="list-style-type: none"> The system works, and the public has a right to know. In this instance the public was not properly notified, which is wrong. 	
53	Michelene Manion	3/25/19 Board Public Hearing	<p>Summary of Testimony</p> <ul style="list-style-type: none"> Resident of Kitsap County. Glad the county is looking at situation, all need to be safe in our communities and vulnerable need protection also. Involved in developmentally disability issues for 30 years, rehab is possible and entrance back into the community, many now work and live in our community. Some people may not want to pay for expensive institutions, as has been shown in the state shutting down these institutions. There are second chances in the world, be protective, be watchful, but don't be disgusting. 	Thank you for your comment.
54	Greg Wheeler	3/26/19 Email	Please see Exhibit 15	Please see Exhibit 16.
55	Cecilia McCormick	3/26/19 Email	<p>I live in Navy Yard City and just found out about Kitsap County placing one of these facilities near our area. I want you to know that I do not want this Facility built anywhere near our area. I have a grandchild that I am raising who catches the school bus a few blocks away from my home and I don't want to have to live in fear of what one of these predators could do to her at 6:30 in the morning when she leaves my home to catch a school bus. I have nieces and nephews who live in the area too and fear the same fate for them. I am 60 years old and me and my family have lived in Navy Yard City most of our entire life. My grandfather homesteaded from Ireland here and bought property and ran a grocery store, Callaghan's Grocery now called C&C Supersave. My parents ran a Variety Store called Callaghan's Grocery now called the National Ave Bargain Center, which used to be a</p>	Thank you for your comment. Please see staff response #5 which discusses placing these facilities in or near Bremerton. Please also see staff response #1 which discusses why local communities are not able to ban these facilities from being proposed.



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			<p>thriving business but now sits closed because Kitsap County changing the flow of traffic down National Avenue to Loxie Eagans. Navy Yard City has always been treated unfairly by Kitsap County. First you annexed, from Navy Yard City, the piece of land the Sewer Treatment Facility sits on. Then you make us suffer for years and years by not putting a cap on the sewer to control the smell. Until we had to sue you for damages. After that you make us pay, every other month, a Capital Assessment, which no other area in Kitsap County pays. Now you want to endanger our children by putting a Facility like that near us. It's just not fair that just because we don't live in the city and don't have official representation, that you take advantage of us again. I know that you and everyone in charge of making the decision of where they can place this Facility don't live anywhere near it yourself. I just want you to take my voice seriously and leave Navy Yard City alone. Why doesn't someone there think out of the box and make one of those barges out in the water a Facility or one of the unused boats in the Navy Yard one.</p>	
56	Theresa	3/26/19 Email	<p>Group residential facilities - the name and zoning, if necessary, should be changed as there shouldn't be such a facility in a residential area where our kids, some of the most innocent and vulnerable, walk to and from school. Public parks, that attract families with young children, are also in or near these areas. The definition says it all "high risk house" - you say it is secure, but there is always the possibility of a "civilly committed individual" who completed his/her sentence to leave a house on their own. Why take the risk of someone's life in order for their treatment? They made their decisions and although they did the time, why must we now live in fear? I realize they need to be housed somewhere. The state should build such housing near the prisons not in our neighborhoods.</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhood in or near Bremerton.</p>
57	Shirley Miller	3/27/19 Online	<p>The concentration of offenders in the 303 area is too high.</p>	<p>Thank you for your comment. Please see staff</p>



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				response #5 which discuss your concerns with siting these facilities in or near Bremerton.
58	Concerned Bremerton Resident	3/27/19 Online	I vehemently oppose this decision to adopt these regulations to allow group housing for violent sexual offenders in Bremerton neighborhoods where children are. These regulations would be adopted without consideration of any resident in the City and these group homes could be in close vicinity to our children's schools, public parks, and established neighborhoods. The Commissioners do not care about the safety of our children, so we must take it upon ourselves to protect them. These regulations must be revised to prevent these facilities from being located in our neighborhoods.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhood in or near Bremerton.
59	Erin Harris	3/27/19 Online	Hello, please to revise the interim regulations so they do not allow Group Residential Facilities – Secured High Risk in our established neighborhoods. This plan is unacceptable and leaves our community vulnerable to have these types of offenders allowed to live near and in our neighborhoods, schools and shops.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhood in or near Bremerton.
60	Sergey Ivashenko	3/27/19 Online	Why was this not made public and easily available to all residents of Bremerton. I am not okay with this decision and would like to know how we can turn this around	Thank you for your comment. You are encouraged to stay involved throughout this important process and can access more information online at the following link: https://tinyurl.com/KitsapCo deProjects



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61	Jennifer Didio	3/27/19 Online	I am writing to express my dismay that the County wants to dump the dregs of society-Violent Sex Offenders- on my city. I am especially angry that the County thinks locating a group home in established neighborhoods and near Mountain View Middle School is acceptable. It's time to stop dumping on Bremerton. Show us the same consideration and accommodation you have shown to North Kitsap/Poulsbo.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhood in or near Bremerton.
62	Elissa G Torgeson	3/27/19 Online	As a long-time resident of Manette, and parent and grandparent, I firmly oppose allowing these types of homes to be placed within the existing buffer zone around our schools and churches. We need to keep our children safe!	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and other risk potential facilities.
63	Olivia Muzzy	3/27/19 Online	I'm honestly stunned that this zoning plan was approved, especially in regard to placement near schools and parks in Bremerton. One approved zoning area is literally across the street from Mountain View Middle School—can you explain the rationale to place high risk sex offenders directly across from teenagers? I'm truly disappointed in how little foresight there was in the development of this plan and believe that it should be reassessed for feasibility, with the added consideration of distance away from SCHOOLS, PARKS AND NEIGHBORHOODS.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhood in or near Bremerton.
64	Gemma Woods	3/27/19 Online	I am curious to know what is driving the decision to Potentially allow aggressive sexual predators to live in group homes in the middle of established residential communities and near schools. I understand that a change in zoning regulations may allow this to happen. As a Bremerton resident with two young children I am worried about the safety of my family and the community. I understand these individuals need to be rehabilitated - but am unsure of how much supervision if	Thank you for your comment. The interim ordinance was adopted because Kitsap County did not have any regulations ensuring neighborhood compatibility and safety



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			<p>any they will be getting on their LRA mandated orders. Having worked with individuals on LRAs in the past I know that the law does not have any teeth in this area and this leaves our communities and children at risk. I would like to know why this decision has been made and what could possibly be motivating it? Do those who made this decision live in Bremerton? Why of out all Kitsap communities has Bremerton been unproptionally targeted for these homes? I would urge Kitsap county to reconsider these zoning changes for the sake of our children and their mental, physical and sexual health.</p>	<p>when considering these facilities and that allowed them to be placed anywhere in unincorporated Kitsap County without any public notification. Please also see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhoods in or near Bremerton.</p>
65	Garrett Nobbs	3/28/19 Online	<p>I am in opposition to, and taken aback by, the number of approved locations for SVP facilities which fall within established Bremerton neighborhoods and IN THE IMMEDIATE VICINITY OF OUR SCHOOLS. I find this not only unreasonable and thoughtless on the part of our county government, but I also find it offensive. There is a real incentive to push this onto Bremerton, the perceived "old, rotten heart" of Kitsap, and away from other areas. But sexually violent predators with a high risk of re-offense should not be housed anywhere near neighborhoods or schools. I understand that it is necessary to house them somewhere—but there are industrial areas on main thoroughfares which are not dense neighborhoods or near schools where they can be housed. The areas as currently proposed within Bremerton are preposterous and intolerable. Thank you.</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhood in or near Bremerton.</p>
66	Shahnaz Chahim	3/28/19 Online	<p>Manette, Bremerton is a quite residential area that mostly houses senior citizens, medical facilities and offices, and Mountain View Middle School and families. These uses will all be highly impacted if the County forces Group Residential Facilities – Secured High Risk (GRF-SHR) in our communities. We strongly oppose.</p>	<p>Thank you for your comment. Please see staff response #5 which discuss your concerns with siting these facilities near</p>



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			Please note that Manette is the pride and joy of Bremerton and the County and we the seniors love to live there and contribute to our neighborhoods; please do not destroy our safety and confidence in our governing authorities. Respectfully presented	residential neighborhood in or near Bremerton.
67	Cristina Javier / Sean Pollock	3/31/19 Online	We are affected with the current issue living in proximity of Poulsbo House and the temporary designated codes for SVP in the Perry Neighborhood as we also own a home there... right across the designated location. Why have we not learned from the current issue where we are allowing these facilities in neighborhood with children?? it is the same exact scenario... now it just now in a lower income area... And we were that family at one point as enlisted military family! That neighborhood is filled with children. I know, because my daughter had playmates in that neighborhood. I know because my tenants just had a baby. I know because there is a few schools in that area. This in my opinion this is just discriminatory. It is the EXACT situation as the Poulsbo House, but in a low income area. Please reconsider this. Before making decisions, please visit the neighborhood. Knock on doors. Discover the neighborhood that you will be destroying. Thank you. Two of the many citizens concerned. This was not was WSPS intention. PS. I Attached a picture (Exhibit 17) with marking of my neighborhood.	Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities near residential neighborhoods in or near Bremerton.
68	Kim Seibold	3/31/19 Online	Peace Lutheran School is near Fred Meyer's in East Bremerton. We already have to deal with concern over the instability of Kitsap Mental Health patients near by. As a parent of an 8 year old son, I stand with the Mayor of Bremerton in urging these establishments be zoned accordingly and not in the vicinity of our schools!	Thank you for your comment. Please see staff response #4 or #5 which discuss your concerns with siting these facilities near schools and in or near Bremerton.
69	Joe Hulsey	4/1/19 Online	I believe that the whole concept of LRAs should be scrapped. They are just another way our state legislature pushes cost and rust to what they believe are powerless citizens. Kudos to our local county	Thank you for your comment. Please see staff response #1 which discusses

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			commissioners and mayors for taking a stand. I won't be silenced buy our State representatives.	why Kitsap County cannot say not to these facilities.
70	Nanci Miller	4/1/19 Online	This can absolutely NOT be allowed!!! This is beyond ridiculous!!!! Our children have enough to deal with in their young lives!!! Add these animals to that and it's a a recipe for disaster!!! Send them to Ellis Island, or better yet San Quentin!!!! I aplore you to STOP this Ridiculous idea!!!	Thank you for your comment. Please see staff response #1 which discusses why Kitsap County cannot say not to these facilities.



PUBLIC COMMENT MATRIX – PART 2: AMENDMENTS TO INTERIM REGULATIONS FOR HIGH-RISK SECURED FACILITIES				
Comment #	Name	Comment Type	Comment	Staff Response
71	Steve Meyers	4/5/2019 Online	This proposal to house high risk sexual predators in the area behind Wilco is unacceptable. There are MULTIPLE daycare facilities within WALKING DISTANCE of this proposed housing area, one of which my toddler goes to. I would like to know how the people who have made this decision plan on keeping high risk sexual predators away from children and others who they could hurt or worse. What’s going to stop one of these predators from doing some heinous act of violence against an innocent person? Why is this even being allowed? I would like the names of the people who thought this would be an acceptable thing to do without contacting the people who live in that area to inform them that they may be at risk due to a horrible decision made by someone who probably won’t be affected by this move. I assure you that they will all be losing many votes in the next election period and if this goes through, there is going to be hell to pay should one of these criminals commit an act of violence on an innocent community member or child. I cannot understate how disgusted I am that this would be considered acceptable.	Thank you for your comment. The area behind Wilco is within the city of Bremerton. The interim ordinance only applies to unincorporated Kitsap County. The City of Bremerton has its own zoning requirements that allow these facilities in the City’s industrial and freeway corridor zones. Please see staff response #1 which discusses why Kitsap County cannot ban these facilities.
72	Cassandra Lopez	4/5/2019 Online	Thank you for taking time to read my comment. It's hard for me to understand why this location was chosen to house this particular type of abominable criminal. Aside from being in a residential area, there are no less than six school within a mile radius. I have children who attend two of them. Was there no better location? Were the local homeowners and residents given an opportunity for input and opinion on this matter? Do our tax dollars and levies mean nothing? If this goes through, have you any idea what that will do to property values and school reputations? Central Kitsap School District has award winning schools, but parents will happily drive their children to out of boundary or district schools to avoid any risk. Please	Thank you for your comment. The Department has not received an application for a proposed facility within one of the approved zones. Please see staff response #1 and #4 which discuss your concerns with these facilities and siting them close to schools, residential neighborhoods and other risk potential



			reconsider, for the non-criminal residents who pay their taxes and cast their ballots. These criminals are not welcome, and should not be allowed housing at this location.	facilities. Please also see staff response #6 which discusses community notification when a facility is proposed.
73	Miriam Walter	4/6/2019 Online	I do not want high risk sexual predators housed within Bremerton city limits. Especially in neighborhoods where there are children. If these offenders refuse to seek rehabilitation why are we putting them somewhere with easy prey. Bremerton already has enormous problems. I live at the Summit at Bay Vista and am raising an 11 year old granddaughter due to her mom being a drug addict. Living here I constantly have to keep an eye on her as we are surrounded by mentally ill, drug addicts and homeless. Adding sexual predators to the city would be detrimental and I will start looking to move out of this county. I cannot raise a child in an that kind of environmentit's already hard enough. Thank you for listening.	Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities within the Bremerton city limits.
74	Linae D Tabor	4/6/2019 Online	I understand that the County has recently rezoned the commercial area right across the street from the 20-acre lot at the corner of Riddell Road and Almira Drive in East Bremerton, which is also adjacent to other residential neighborhoods. I understand the County has determined this area as suitable for the placement of group residential facilities for high risk sexual predators. There are many Bremerton residents like me who live nearby, either in the City or County, and are affected by the County ordinance but were not informed or included in the decision making process. I'm not objecting to this housing, by any means. I think it's great that we're developing more housing in Bremerton. We need more housing and this is a good addition, but we have to ensure that it's safe for the families who will live there. What I object to is the County ordinance that allows high-risk violent sexual predators to be placed in Bremerton (or any other) residential neighborhoods. BECAUSE they are high-risk, placing them anywhere near residential neighborhoods	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities within close proximity to residential neighborhoods in or near the city of Bremerton.



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			is not a good idea because you are putting them in a place that is ripe with temptation. Why would you do that? I do not want to be anywhere near a high-risk violent sexual predator and I don't want my children and grand child near them either. Please reconsider this action you are considering.....for the well-being of our communities.	
75	Alex Paul-Hayter	4/7/2019 Online	I do not agree with having SVP in the East Bremerton lot above Wilco.	Thank you for your comment. The Department has not received an application for a proposed facility within one of the approved zones. The area behind Wilco is within the city of Bremerton. The interim ordinance only applies to unincorporated Kitsap County. The City of Bremerton has its own zoning requirements that allow these facilities in the City's industrial and freeway corridor zones.
76	Bryce	4/9/2019 Online	My wife and I escaped Seattle last year and are currently renting a home in Manette. We made the move so that we could live a quieter, safer, family-friendly life in Bremerton. Despite the daily cost of commuting on the ferry to work, we happily agreed it was worth the sacrifice. As a prospective home buyer, this ordinance gives us serious hesitation about our future residence here. This is downright terrifying and I have zero intention of raising a family in the proximity of high-risk, sexually-violent predators. The irresponsibility of this decision by county leaders is mind-boggling, frankly. I wholeheartedly object to this ordinance and sincerely fear the long-term	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting proposed facilities near residential neighborhoods and potential economic impacts.



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			ramifications this will have on the safety and economic health of our town.	
77	Peace Lutheran Church and School	4/22/2019 Letter	Please see Exhibit 18.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting a proposed facility near churches and schools.
78	Amber Burns	4/26/2019 Online	<p>Sexually violent predators should never be housed in ANY neighborhood. Not mine. Not yours. This is not acceptable, needs immediate revision and cannot move forward as it, undeniably, risks the safety of children and other vulnerable populations. Additionally, it is disgusting and wrong that anyone would ever decide this is a reasonable idea in the first place.</p> <p>Who can explain to me why SVP have access to common areas, public areas and populations that they have sexually and violently preyed on previously? These offenders are likely to reoffend, am I right?</p> <p>Do you want your new neighbor watching, stalking and premeditating a sexually violent attack on you? Your children? Your elderly parent? I don't.</p>	Thank you for your comment. Please see staff response #3 and #4 which discuss your concerns with outings in the community and proximity to schools, residential neighborhoods, and other risk potential facilities.
79	Joe Roszak	5/10/2019 Online	Please know that Kitsap Mental Health Services (KMHS) owns Lot 1 SP 4397 record under auditor number 861220085 and Lot 2 SP 4397 record under auditor number 8612290085. KMHS is operating child and family services on this property. We provide intensive outpatient services to children with serious emotional disorders and their families at this site. I believe the siting of a SVP house next to our service building (formerly the Doctors Clinic Urgent Care) would not in the best of those we serve and the community seeking our services	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting proposed facilities adjacent to other risk potential facilities. Additional risk potential facilities not listed currently



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			for their children. Thank you for taking our concerns under advisement.	would be identified during the permit review process.
80	Fran Powel	5/13/2019 Email	Hi to my county commissioners. I live on Viking Way, 1/2 mile from the current LRA on Viking Way. I am appalled that this house was allowed to be occupied by Sexually Violent Predators, near school bus stops, a church only 1/2 mile away, near a home with a day care center and near homes where minor children visit and live. I want to vote in favor of you siting LRA's in commercially and industrially zoned areas, not residential areas. https://www.codepublishing.com/WA/KitsapCounty/ords/Ord566-2019.pdf	Thank you for your comment. Please see staff response #2 which discusses the status of the existing facility of Viking Way.
81	Judith Friedberg-Nerf	5/14/2019 Email	I have lived in Bremerton, and Kitsap County District 3, for 20 years, and I know our elected officials - both City and County - often have daunting challenges to face and resolve on behalf of all of us living within your respective jurisdictions. I am writing to express a citizen opinion regarding the decision to assign zoning and permitting requirements for secured facilities for sexually violent predators. I have spoken to Mayor Wheeler, whose generosity in offering time for discussion I appreciate. I have requested zoning specific information from City DCD, and have consulted color-coded maps and zoning details posted to Bremerton and County websites. I have also spoken to a League of Women Voters colleague whose home in NK is located near a controversial residential site that currently houses individuals classified as sexually violent predators. I appreciate that this topic is highly emotionally charged, and I also appreciate that it is the responsibility of our governments to provide zoning citing recommendations in order to accommodate housing for the individuals who require such. I also accept that as citizens we have responsibility to learn what we can about important issues in our communities and to understand that municipalities must accommodate zoning for a variety of legally sanctioned purposes -	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near residential neighborhoods.



			<p>whether we “like” one or another of those purposes, or not. It is my hope that elected officials can collaborate and arrive at mutually acceptable zoning designation recommendations for placement of such sensitive housing when citing them falls along shared jurisdictional boundary lines, and/or within urban growth areas. Extraordinary care and attention to this particular type of housing must be given to avoid placement in or near existing homes, schools, facilities providing services to vulnerable populations. On the ground site visits should be considered to rule out placement of such facilities in existing, established residential or mixed use neighborhoods that actually lie within zones that are not designated “residential”. Kitsap geography often defines where major road arteries are located, and consequently influence where residential developments cluster. Particular attention should be given so that designated zoning on a map does not actually intrude into, or abut nearby pockets of existing residential dwellings. I know spot zoning is discouraged, but if ever there were a reason to support such, citing of housing for sexually violent predators would certainly be a candidate. Thank you for the opportunity to comment.</p>	
82	David Grellier	5/14/2019 Planning Commission Public Hearing	<p>Summary of Public Testimony</p> <ul style="list-style-type: none"> • Lives near a piece of property that is zoned commercial. • Concerned that the regulations are limited by state law and encourages the County to identify creative solutions, such as an overlay that would indicate where this use is appropriate instead of allowing them throughout a certain zone. • Siting facilities adjacent to residential properties is concerning and feels that the City of Bremerton’s approach is the right one but knows that it may not be consistent with state law. • Economic impacts must be considered and does not feel it has been addressed. What will this do to the value of my house? • The Wheton Way corridor was historically zoned multi-family residential and rezoned to high-intensity commercially. 	<p>Thank you for your comment. Please see staff response #4 which discusses your concerns with locating facilities near residential neighborhoods and the associated economic impacts.</p>



			<ul style="list-style-type: none">• Does not feel a high-risk secured facility is compatible with a commercial zone.• The new application process should require the applicant to demonstrate how the proposed site is compatible with the surrounding land uses and why it is not going to impose negative impacts.	
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PUBLIC COMMENT MATRIX – PART 3: AMENDMENTS TO INTERIM REGULATIONS FOR HIGH-RISK SECURED FACILITIES				
Comment #	Name	Comment Type	Comment	Staff Response
83	Elizabeth Risher-Stone	6/3/2019 Online	I moved to Bremerton, so my Grandkids could live in a safe environment. PLEASE, No More sexual predators in our community. We are Afraid	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
84	David	6/3/2019 Online	Yeah - I don't want these people in Bremerton. We're already flooded with enough of them. You can't show favor to one city (Poulsbo), while taking a shit on another (Bremerton). If anything, send them to Bainbridge where they are very "welcoming".	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
85	Beth Dubble	6/3/2019 Online	Amend regulations to include additional considerations such as setbacks from existing homes. Also add serious consideration for our children's walking routes to Bremerton schools as part of the regulations for SVP housing.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
86	Steve Meyers	6/3/2019 Online	I do not want SVP housing in Bremerton AT ALL. There are no places that they can be housed that aren't in within walking distance of the most vulnerable group- children. I am appalled at the proposed housing being built for these criminals and I sincerely hope that it has since been reconsidered. Nobody in their right mind would want to have to live near or have their children exposed to those types of	Thank you for your comment. Please see staff response #1 which discusses why Kitsap County cannot ban these facilities. Please also see staff response #4 and #5 which



			dangerous people. Any local politician who thinks this is a good idea will lose my vote immediately	discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
87	Gordon Lau	6/3/2019 Online	I oppose having SVP housing in Bremerton where they are within reach of our children or other vulnerable citizens. Ankle bracelets, like TROs are useless in keeping predators from attacking. Please reconsider this very bad decision.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
88	Lisa Gordon Ramstad	6/3/2019 Online	Group residential facilities with sexually violent predators should not be located within walking distance (one mile) of any schools. We must protect our children of all ages.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools.
89	Anna Mockler	6/3/2019 Online	<p>As your constituent, I demand that you amend the regulations regarding housing of Sexually Violent Predators as they apply to Bremerton. Specifically, I demand that you include and keep safe not just established neighborhoods and public school areas, but ALL of the routes that children use to walk to and from school.</p> <p>None of the research on sexually violent predators has shown high rates of rehabilitation. In fact, peer-reviewed research generally acknowledges that a return to the triggering environment often overwhelms rehabilitative efforts. Our established neighborhoods and school areas are full of children who cannot — and should not have to — defend themselves against violent sexual assault. Nor are most adults prepared for such defense.</p> <p>I demand that the County Commissioners listen to the Bremerton community as attentively as you did to the Poulsbo community. For</p>	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.



			<p>Poulsbo, you issued a land-use violation and adopted interim zoning regulations that protected children and established neighborhoods. I demand that the County Commissioners amend the regulations and protect our neighborhoods by establishing setbacks, and ensure these facilities are not placed along our children’s walking routes to schools.</p> <p>I strongly hope that the County Commissioners feel that Bremerton's families are as worthy of protection as those in Poulsbo. Though you have reportedly refused to answer previous requests from Bremerton, I hope that you will do the right thing and amend the housing regulations relative to Sexually Violent Predators immediately.</p>	
90	Tamara Howell	6/3/2019 Online	<p>Just as families in Poulsbo did not wish to have Sexually Violent Predators housed near their children; we here in Bremerton also wish to keep these types of facilities from our homes and children. Several of these sites are near schools, just outside of the minimal legal distance. These types of facilities should be kept out of our neighborhoods and far from schools where children walk to school. How can you guaranty that a sexually violent predator would not use this to their advantage? Homing several of these individuals together is only increasing the probability that our children are in danger. If you as a legislator would not have a home like this next to yours. You should not put a home like this in my neighborhood.</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.</p>
91	Dora Holbert	6/3/2019 Email	<p>I strongly oppose allowing sexually violent predators residences in the Perry Avenue Mall area. This area houses many families, with children, as well as there being nearby schools. Please reconsider zoning regulations to protect our neighborhood.</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities near schools and residential neighborhoods.</p>



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92	Betty Maples	6/3/2019 Online	PLEASE ... keep these sexual predators OUT of the City of Bremerton! They will never be rehabilitated! I care not that they have served the sentence for the crimes (crimes they were caught for what about all the ones they got away with?) They must be kept away from schools, playgrounds, playfields, arenas, ball fields, any place children may gather! They cannot be homed in neighborhoods with children! They cannot be monitored 24/7, we all know that! Most of them got plea deals not serving the fullest sentence they should have gotten. They are dangerous! They cannot be 'cured"! Once they start offending they do it over and over again even if they get counseling. Ankle monitors can be removed... getting instructions off the internet! They do NOT belong in family areas! House them on McNeil Island!	Thank you for your comment. Please see staff response #1 which discusses why Kitsap County cannot ban these facilities. Please also see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
93	Kathleen Koonce	6/3/2019 Online	My only comment is keep them out of downtown Bremerton!! We have more than our fair share of these degenerates as it is.	Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities in or near Bremerton.
94	Christopher Rock	6/3/2019 Online	As a tax payer of this county I'm demanding that you amend the regulations and consider protections for our neighborhoods by establishing setbacks, and ensure these facilities are not placed along our children's walking routes to schools! Are our children not as important as the children of Poulsbo? Protect the children of Bremerton!	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
95	Kelli Colbert	6/3/2019 Online	We have a duty to keep our citizens, out children safe! These jokes need to be well away from our schools and families... do not let more victims come from this.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these



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				facilities near schools and residential neighborhoods.
96	Linnea Ellis	6/3/2019 Online	We need to take into consideration the benefits of the masses. We need safe routes to schools, we need to know that if they reoffend that they are put back into jail for good. No second chances. We need to have them monitored.	Thank you for your comment. Please see staff response #4 which discusses your concerns with proximity to schools. The conditions that allow placement in a facility, such as monitoring requirements, are established by a Superior Court and enforced by the Department of Corrections.
97	Alma Singleton	6/3/2019 Online	How do you commissioners sleep at night. Get Gov. Inslee involved as well as AG Ferguson, and find a better solution.	Thank you for your comment. We understand your concerns and will continue to advocate for additional changes at the state-level and encourage you to do the same.
98	Shannon Campbell	6/3/2019 Online	I think these individuals should be kept at locked facilities far from all schools and parks. I have children who have to play and walk these streets keep my children safe.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and residential neighborhoods.
99	Michelle Schmick	6/4/2019 Online	We must keep these violent sex offenders out of Bremerton. We need to keep our children and our community safe! I've lived in and worked in Bremerton for almost 20 years and I love it here. I do not support what Kitsap County is planning on doing to our community!	Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these



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			Stop this and find a different solution. Sex offenders reoffend! We must help keep our community safe!!	facilities in or near Bremerton.
100	Bob Reiher	6/4/2019 Online	This proposal puts children immediately at risk. For the County to explore possibly placing SVPs in our community demonstrates this is, to them, an acceptable risk. Someone WILL reoffend. A child WILL be harmed. This is unacceptable and must be stopped.	Thank you for your comment. Please see staff response #1 which discusses why Kitsap County cannot ban these facilities.
101	Colette Berna	6/4/2019 Online	Bremerton needs to be given the same protection for its neighborhoods that Kitsap County has given to other communities like Poulsbo. The current regulations lack any specificity about how far away the group homes must be set back from "risk potential" facilities (parks, churches, and daycares). "Adjacency, across the street from, or not within line of sight" is not enough of a buffer to protect our children from Sexually Violent Predators.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
102	Monica Wood	6/4/2019 Online	I support Gary Wheeler's efforts to mimic Poulsbo's actions to restrict violent sexual predators' housing locations in relation to residences and schools.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
103	Barbara Christensen	6/4/2019 Online	Are the county officials that are in favor of this ordinance willing to have these predators living by them? If these criminals have not been rehabilitated, they need to remain where they are. Are our county officials going to share the blame if and when they violate or murder someone? To all the county officials who are in favor of this ordinance, I hope you aren't running for re-election.	Thank you for your comment. Please see staff response #1 which discusses why Kitsap County cannot ban these facilities.
104	Alma Singleton	6/4/2019 Online	The legal system is broken, possibly in part because religion has usurped the legal system, noting pandering to pedophiles, rapists. I imagine finding a middle road of fair has been hard, and will continue	Thank you for your comment. We understand your concerns with siting these

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			<p>so. While we wait. Instead of just ankle bracelet, how about an implanted chip that stuns the holder if they move out of the containment area? Seems like about the turn of the century, 1900's, mental health system used prefrontal lobotomies. How about neutering the totally disturbed, apparently unable to control their brain impulses regardless of the damage to the innocents they destroy, using this on 3rd timers. So, to come back to 2019, lobotomies are dark age? but how many of these types of offenders ever recover? My Mom knew a lady with a lobotomy, she lived by us, alone. She seemed fine! 19th century mental health care lacking? Until these issues are faced, kids, women, young men, public will be in trouble. We all will pay, one way or another. All Kitsap county areas, Poulsbo, Port Orchard, Bremerton, Bainbridge, especially Bainbridge, should have a share in monitoring and policing this group, equally! That would take you the commissioners responsible for making the places available in every area, not just Bremerton.</p>	<p>facilities in unincorporated Kitsap County. The proposed regulations allow these facilities in most urban commercial & industrial zones which are located across the county, not just near Bremerton. Please also see staff response #5 which discusses your concerns with siting these facilities in or near Bremerton.</p>
105	Deborah Cooper	6/4/2019 Online	<p>State of Washington and Kitsap county needs to come up with a better way of keeping sex offenders out of neighborhoods. As a former correctional officer and married to a retired lieutenant for the Washington correction center for women we have up front knowledge of sex offender behavior. They can be very cunning are experts at grooming their victims and never feel they did anything wrong. It is always the victims fault. We don't need more stress and worry about friends and neighbors these individuals target.</p>	<p>Thank you for your comment. We understand your concerns and will continue to advocate for additional changes at the state-level and encourage you to do the same.</p>
106	Beth Meadows	6/4/2019 Online	<p>I am truly at a loss of words on how it can even be considered that these animals be let to live anywhere but prison. Why do they need to be anywhere near children? I live a block from where one of the houses could be, NOT ACCEPTABLE!! I have 3 , 3 DAUGHTERS! One goes to mtn view and walks to school because we live within a mile of the school! Do you know what could happen to my child within that mile? I'm sure you do, but what concern would it be of any of you,</p>	<p>Thank you for your comment. Please see staff response #1 and #4 which discuss why Kitsap County cannot ban these facilities and your concerns with siting these</p>



			<p>it's not as though your children are at risk, are they? Why not put the housing in the middle of nowhere, miles from children and the rest of society? I could care less if they "served their time" and went through "rehabilitation". Anyone that touches, rapes or even fantasized about a child or adult needs to be in one place, and one place only. I'm sure you can figure that part out. There is no excuse on earth to let these creatures live anywhere in this county. They are not citizens, in my eyes they have ZERO rights and should be treated as such. Where are my child's rights to be able to walk around freely, or to play outside without the fear of being raped, molested, Kidnapped or even killed? We have become a sad, sad, society when the "rights" of murderers, rapist, and child molesters come before its law-abiding citizens and their families. Disgusting, just out right disgusting!</p>	<p>facilities in or near residential neighborhoods.</p>
107	Nicanor Garcia	6/4/2019 Email	<p>I am writing as a concerned resident in response to the current zoning proposal for housing sexually violent predators in Bremerton. As a children's social worker of eleven years, I have seen the irreparable damage sexual trauma has had on our community and am strongly concerned that this is policy which puts our children and our community at greater risk unnecessarily. I sincerely hope that as stewards of Kitsap county, we work diligently to address any policy which could potentially endanger our youth and our community.</p>	<p>Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities in or near Bremerton.</p>
108	Rebecca W	6/4/2019 Online	<p>Please reconsider the placement of these facilities in Bremerton, specifically the neighborhoods around Manette and Perry Avenue which have adult family homes with vulnerable adults, more than one daycare center and not for profit center for children and adults who have disabilities making them a vulnerable population as well. It's unfortunate that the zoning was done prior to development yet we are now living in a location that on paper meets the needs of the law but does not support a less restrictive alternative for individuals who have sexually assaulted vulnerable children and adults in the past.</p>	<p>Thank you for your comment. Please see staff response #5 which discusses your concerns with siting these facilities in or near Bremerton.</p>



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109	Rebecca Fraynt	6/5/2019 Email	My name is Rebecca Fraynt, and I am a constiuent in zipcode 98337. I am writing to reiterate Mayor Wheeler's concerns about housing for sexually violent predators being located in established Bremerton neighborhoods and less than a mile from Bremerton schools. As a mother and concerned citizen, I expect my county commissioner to be doing more to protect our city's children. I agree with Mayor Wheeler that the County needs to implement special zoning and setbacks to better protect our neighborhoods. I would appreciate a response from you on how you plan to address these concerns. Thank you for your time, and I look forward to hearing from you soon.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
110	Walter Holbert	6/5/2019 Email	I am writing to you not only as a concerned citizen but also as a grandfather of a 6 year old girl who lives right on Bellpark, the same area where you have authorized SVP individuals to live. Please sir, could you take action and require them to live further away from our community of families that have small children and where a middle school is located.Thank you for your time.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and residential neighborhoods.
111	Shawnda Chisholm	6/5/2019 Online	I understand this will be a secure facility but consider not putting it anywhere near schools or possible walking routes of children. These people have an illness, they're sick. This isn't something you can cure, so I encourage having this nowhere near schools. Put it out in the woods, in a secluded area.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and residential neighborhoods.
112	Janet Flores	6/5/2019 Online	Please be aware the placement strategies along Perry AVE, Bremerton WA house facilities for middle school children AND individuals with learning delays. Placing housing in this area for SVP would be placing both types of individuals at risk - one becoming victims, the other for re-offence. Let's be sure we set them up for success not failure. The security and safety of our children needs to come first.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and residential neighborhoods.

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113	Brad Greer	6/5/2019 Online	It's unfair that Kitsap County has taken steps to amend its regulations to benefit the Poulsbo community, and will not even consider doing the same for the City of Bremerton. Please revise these regulations and consider protections for our neighborhoods by establishing setbacks, and ensure these facilities are not placed along our children's walking routes to schools. Please do more to better protect the families of Bremerton.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
114	B. Powell	6/5/2019 Online	There is no redemption for these SVP's and they cannot and should not be allowed to live anywhere near where children are. There is no redemption for these offenders are they have a mind set and they will offend again. We can't afford for one of our children to be harmed. One will be one to many.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and residential neighborhoods.
115	Green Family	6/6/2019 Online	Hello, I would like to voice my concerns about the SVP housing plans for Bremerton. I understand it is state law that these houses be available. However, our country can make special requirements for them to be put into our neighborhoods. 880 ft away from a school is NOT nearly far enough! It seems crazy to me that anyone would think it is. We have a duty, an obligation to our children to protect them. These are innocent children that will be affected by these choices on where these houses will be at. There is a resident at the Viking way home in Poulsbo that has admitted to Watching the children get on the bus and fantasizing about them. Yet you are still willing to put a SVP home close to a school, school bus stops and parks, neighborhoods where children live. I ask that the county please allow Bremerton to have special interim zoning. There should be NO reason why these home she be anywhere near schools parks bus stops. Our children are required to walk to school if they live within 2 miles of their school, in Bremerton school district. Why in the world would you even consider Putting a SVP home with that range of a school.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.



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			Please listen to the people of our town and protect our children and families!!	
116	Sharalyn Staricka	6/6/2019 Online	Please ensure that these Secure High-Risk houses are located away from walking routes to local schools in Bremerton and all other cities in Kitsap County, not just Poulsbo. We need to protect the children in all areas of Kitsap County, not just the most affluent.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
117	Matthew Holbert	6/6/2019 Online	I am writing to express my strong aversion to the placement of High Risk SVP's in the residential areas outlined by the Mayor's office of the City of Bremerton as possible sites for the group homes. I live near Mountain View Middle School, specifically at the Bellpark/Sylvan/Perry zone. There are many families in this neighborhood with young children and due to the proximity of the zone to these families' homes as well as the Abundant Hope Fellowship church, View Ridge Elementary School, the Kitsap Public Library and Mountain View Middle School I believe placement of such a facility would place the children of this area needlessly at risk. While some of these zones may technically be commercially zoned, they are bordered on all sides by residences and a visit to one of these areas should lead anyone with sense to the conclusion that they are in fact residential neighborhoods and no place for a secure group home full of violent pedophiles. They belong in larger industrial or commercial areas where unattended youth foot traffic is very unlikely to occur, not surrounded by schools, homes, libraries, parks and churches. Do the right thing for your community and place these homes somewhere else.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.
118	Karen G	6/6/2019 Online	Surely the commissioners will be placing these new restrictions throughout the entire county, not just the wealthier parts of Kitsap. The number of homeless teens living in Bremerton would could be	Thank you for your comment. Please see staff response #4 and #5 which discuss your



			<p>subjected to these SVPs being concentrated in here should be reason enough to disallow these facilities. Pushing off the problem to one of Kitsap’s most disadvantaged communities would place these predators in a target rich environment. The decision to NOT consider the same restrictions for Bremerton would be disastrous. I am hoping that the commissioners will be making the restrictions effective throughout the county immediately.</p>	<p>concerns with siting these facilities in or near Bremerton and residential neighborhoods.</p>
119	Marie Nelson	6/6/2019 Email	<p>I am writing to oppose Kitsap County's plans for SVP housing in Bremerton. I oppose SVP housing on an interim or permanent basis. I am a resident of Bremerton. I own a house in the Manette neighborhood (zip code 98310). I am a parent and a licensed social worker. I oppose the SVP housing plans due to public safety. The proposal places SVP in close proximity in established neighborhoods and community schools. These plans are abhorrent. SVP should not be anywhere near residential areas, schools, or playgrounds. I purchased my house less than one year ago, and when doing so I did extensive research on the location of registered sex offenders to make sure that my daughter would live in a safe neighborhood. I am very concerned that Kitsap County's plans would change my daughter's level of safety. I agree with Bremerton Mayor Wheeler that Bremerton is being disproportionately affected by these plans. I also agree with his concerns, as expressed in his letter to Kitsap County on Monday, that Bremerton's opposition is being ignored by the county. Please find a location for these SVPs that is not in Bremerton, not in residential neighborhoods, and away from schools and playgrounds.</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.</p>
120	Jamie f schnirch	6/10/2019 Online	<p>Put them out in the middle of unused DNR land with no public transportation, and no cell phone coverage PLEASE!!!</p>	<p>Thank you for your comment. We understand your concerns with siting these facilities in urban areas. The proposed zones were</p>



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				selected because they are consistent with other communities that regulate this type of facility. In addition, urban areas provide quicker access to public services, such as police, fire, and emergency management services in case of an emergency.
121	Colin	6/10/2019 Online	If they are considered to be “sexually violent” then why are they being released into our communities? It seems like our justice system is failing us	Thank you for your comment. Individuals that reside at high-risk secured facilities have completed their criminal sentence and Superior court has determined they are eligible to continue to receive court-ordered supervision and treatment in a community setting.
122	Doris Armijo Carender	6/15/2019 Email	The information in this article, http://kitsapsun.wa.newsmemory.com/?publink=39e2d3dba , is extremely disturbing. We live on Perry Avenue across the street from the LDS church and a half a block from Mountain View Middle School. Children constantly walk to and from school in this whole area. If you proceed with this very ill advised decision, each of you will be held personally responsible for any child who is harmed as a consequence.	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton, schools, and residential neighborhoods.
123	James T Carender	6/15/2019 Email	Absurd to put SVPs in close proximity to schools! Don’t do it! http://kitsapsun.wa.newsmemory.com/?publink=39e2d3dba	Thank you for your comment. Please see staff response #4 discusses your concerns with



				siting these facilities near schools.
124	Robert C Zornes	6/18/2019 Online	Should 2A be rationale or "rational"?	Thank you for your comment. We will make this change to future staff reports.
125	Frank C. Allen	6/18/2019 Online	I think "ALL" sex-offenders, should be put to sleep. But, "NO" we put them in Prison, feed them Steak and Lobster, let them watch color TV, give them a job, & let them out to do it again. What kind of a system does that? Ours. I'm a Veteran, & I think sex-offenders, should come up, missing in action. PS - our system is a cop out, thinking if they let us know, that a sex-offender, is now living in our neighborhood, so, they can do it again. Where's the reasoning behind that? Our system is giving them a 2nd chance, why? So, they can do it again, that's why. And don't get me talking about prescription drugs, & what they put in our food and water.	Thank you for your comment. Past state and federal court cases have led to the use of community-based secured facilities and treatment programs. Individuals that reside at high-risk secured facilities have completed their criminal sentence and Superior court has determined they are eligible to continue to receive court-ordered supervision and treatment in a community setting.
126	Shahnaz Chahim	6/18/2019 Online	I am the owner of 1143 Wheaton Way in Manette Bremerton. Manette is a neighborhood that older people and families with young kids live there and there is a school and health care facilities and there are disabled residents. not to mention it is where people safe living there. It is completely and certainly not a good place to have facilities like these considering that there are a lot of other and less expensive lands available in the county with the least impact. I appreciate and thank the authorities about considering to not build these facilities in Manette which is the pride and joy of Bremertonians. Respectfully presented	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.



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127	Suzette West	6/18/2019 Online	More info please. Where are these proposed high risk facilities going to be located?	Thank you for your comment. Additional information can be found online here: https://www.kitsapgov.com/dcd/PEP%20Documents/Interim%20Regs%20-%20FACT%20SHEET.pdf
128	Christopher Avakian	6/18/2019 Online	I'd like to submit a request to oppose any new structures, unless they are wholly replacing another that supported the same quantity of people. I don't think the law-abiding citizenry should be burdened with shouldering more derelicts; they should be inconvenienced with moving to an inconvenient area, vice providing them convenience at our cost. I already pay nearly \$400 a month in property tax. Not sure what this will cost but it won't be free, and I'd rather our money go to maintaining schools than predators.	Thank you for your comment. Please see staff response #1 which discusses why Kitsap County is required to allow these facilities.
129	Raphael Barrett	6/19/2019 Online	They may have completed a criminal sentence but in most cases are not cured. Why release them into public life under supervision and a treatment program. Is it not less expensive to extend criminal sentence and treatment in a secured facility and then release?	Thank you for your comment. Past state and federal court cases have led to the use of community-based secured facilities and treatment programs. Individuals that reside at high-risk secured facilities have completed their criminal sentence and Superior court has determined they are eligible to continue to receive court-ordered supervision and treatment in a community setting.



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130	Elizabeth Stafford	6/19/2019 Online	Facilities of this nature are necessary to rehabilitate; however, I'd like to see the Facility placed further from busier parts of town where people who might be vulnerable could possibly be negatively affected emotionally, and in very rare instances, physically. For instance, our Poulsbo food bank and community service are close by a high-risk facility, and its primarily women and children who enter that building alone. This has bothered many people due to the "Secured" aspect of this particular facility, as well as the "violent" aspect of these individuals, as several have been seen unsupervised and people-watching. There are many buildings/houses in beautiful areas just outside of towns that would properly house and allow rehabilitation to its residents with the added benefit of a quieter, nature-focused reintroduction to the world for them. I believe that this would allow better setup, containment, and control of locations of individuals, minimizing the impact of a socially terrifying idea and saving the community leaders and Law Enforcement Officers to do their job with less citizen pushback, as the facility and staff would be out of sight. Thank you for consideration of these comments, and your hard work on this situation.	Thank you for your comment. We understand your concerns with siting these facilities in urban areas. The proposed zones were selected because they are consistent with other communities that regulate this type of facility. In addition, urban areas provide quicker access to public services, such as police, fire, and emergency management services in case of an emergency.
131	David Grellier	6/19/2019 Email	Many thanks for taking the time to meet with me today. I really appreciated your help and guidance. This email relates to parcels: 252501-3-049-2004, 252501-3-050-2000, 252501-3-051-2009 and 252501-3-048-2005. As I understand it, limitations described in the proposed ordinance and activated by the presence of the KMHS Family Clinic on one of the parcels, together with a nearby school bus stop, school, and a possible church daycare, may well exclude the remaining three parcels from being possible locations for a high risk secured facility. The potential economic impact on the owners of surrounding residences may also factor in any ruling. In addition, we discussed the 1985/86 rezoning and PUD that further limits development on all four parcels to single story professional offices with restricted opening hours. The continuing status of these	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near residential neighborhoods.

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			<p>limitations was confirmed in an email from Scott Diener on 10/30/18. We noted that Scott has put a tag in the permit system software to this effect, but I would mention that, in the tag, Scott did not mention the fact that any development should contain only professional offices. I'm attaching copies of the following documents relating to the 1985/6 decisions: 1. Hearing Examiner's Report ref 860508666, dated 29th May, 1985; 2. Ordinance Amendment No. 93-15-1986, dated 16th June, 1986; 3. Commissioners' Resolution 185-1986, dated 16th June, 1986; 4. Preliminary PUD Site Plan prepared by Map, Ltd (Pazooki McMenamin) Job no. 3026, dated 24th March, 1986; and 5. Scott Diener email of 30th October, 2018 (Exhibit 19). If appropriate, I would appreciate these five documents being considered testimony in the upcoming hearing, since they justify my earlier contention that each parcel being included in the proposed amended ordinance needs careful consideration on its own merits.</p>	
132	John Busek	6/19/2019 Email	Buy my land at south end bethel rd , put them there, 390.000 dollars.	Thank you for your comment.
133	Melody A Yamanaka	6/20/2019 Online	<p>I would simply like to state that there are laws that govern where a sexual offender can live and from what I can see of the existing proposed allowable areas for these facilities to be established within Bremerton, they violate those laws blatantly. The laws were established for a reason - to protect citizens and, specifically, children. These laws need to be respected and adhered to when decisions are made regarding locations. Period. So, then, where should they be located? Simple, really. Kitsap County has a treasure trove of areas that are not close to schools, parks, or other facilities/locations frequented by children and families. But, honestly, location is only one factor that needs to be addressed. No matter where these offenders reside, it is hyper-critical that they are monitored, tracked, and held completely accountable for every moment of their every day. If there aren't competent and vigilant staff in these facilities, they will reoffend and the devastation then</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and residential neighborhoods.</p>



			<p>will be compounded exponentially because we allowed them into our community. The thin thread of trust will be gone and the tenuous dynamics of working together to fix a problem will be destroyed. This isn't just deciding where we will allow a new drive-through coffee stand to be erected. This is, in effect, deciding where to place ticking time bombs. It's not a matter of when they will explode, but where they will explode. Let's not let it be where our most precious commodity, our children, will have to endure the majority of the blast pattern.</p>	
134	Jenny Parr	6/20/2019 Online	<p>As a parent and someone who frequently walks through the neighborhood I am totally against this! We need to focus on the people in this area that are already in desperate need of mental health and drug counseling. Allowing these disturbed individuals to reside in our community will take away from the resources that we have now. Which in my opinion is not enough! 100% against this!!!</p>	<p>Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near residential neighborhoods.</p>
135	April Bunnell	6/20/2019 Online	<p>I strongly oppose bringing these criminals into our communities. Placing them near schools and children is asking for new offenses. The violence they committed should not be rewarded with public integration.</p>	<p>Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities near schools and residential neighborhoods.</p>
136	Rory Jansen	6/21/2019 Online	<p>I support the counties efforts to elevate the requirements for placement of SVPs in our community. I live less than a mile from the home for SVPs in Poulsbo, and it has completely changed my sense of security in the last six months. I understand the concerns of Mayor Wheeler and the citizens of Bremerton, but I think it's more important to not let perfect get in the way of good progress when it comes to this issue. Enhanced community notification and siting requirements represent a huge step forward and when additional legal and feasible suggestions are made, this can be amended.</p>	<p>Thank you for your comment and support for the proposed regulations. We agree that more work needs to be done at the state-level regarding this topic and encourage you to contact your state representatives.</p>



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137	Todd Ferguson	6/21/2019 Online	This is a very unsafe practice. It creates an environment where children must grow up afraid of neighbors, and always unsure if they are safe. High density housing does not encourage individual responsibility or a calm safe environment. If these people cannot be trusted they should not be in a family community area. If they can be trusted, then they don't need GPS or monitoring. If you feel they must be allowed to reside in the community, then first place them near you and your family. At least then if there is an issue you will be aware. We have services within a mile that are to aid battered and abused women. Placement that close does not help their recovery.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities in or near residential neighborhoods.
138	Kerry Franklin	6/23/2019 Online	My family was so shocked when we heard about this house. We have 4 kids and 2 family members that have committed suicide due either rape or long-time child molestation by a trusted neighbor. This REALLY hits home. So, when I hear of the poor Navy mother that moved in, not knowing if this house of Sex Offenders (that are already breaking GPS and internet rules which is even more disturbing) I can't even imagine the pure panic she feels every day. Her kids can't even play outside. They watch her. I do not feel safe with these high-level sex offenders dropped right in the middle of a neighborhood and surrounded by kids. This is not right and not ok by a long shot. No one was notified. I have been keeping track and attending meetings from the beginning. In conclusion: This proposal is far better than what is currently in place, which is little to nothing protecting the public. Thank you for your time.	Thank you for your comment. Please see staff response #4 which discusses your concerns with siting these facilities in or near residential neighborhoods.
139	Diane Manning	6/24/2019 Email	This is a complex task. I appreciate the efforts that the County, cities and other community members have put into developing ordinances to outline policy and to address safety for our community. See Exhibit 20.	Thank you for your comment. In response to your question: 1. The proposed regulations require a facility to meet the community protections defined in state law.



				<p>2. The maximum number of people per facility is limited by the habitable area of the structure and water and sewer capacity.</p> <p>3. We will consider this feedback in the final ordinance language.</p> <p>4. RCW 71.09.265 (2) refers to the siting requirements for secure community transition facilities which have different requirements than community-based less restrictive alternatives. See RCW 71.09.290 for state siting policies related to community-based less restrictive alternatives.</p> <p>5. We will consider this comment in the final ordinance language.</p> <p>6a. Notice of application is defined in section 21.04.210 of the Kitsap County Code and it is an additional noticing requirement when the County receives a complete application.</p>
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				<p>6b. Section 9 of the final draft ordinance references section 17.410.060(B)(9). This is an accurate reference and is not a typo in the proposed ordinance.</p> <p>6c. This suggestion is outside of the scope of the process currently being considered and would need to be addressed at a future date.</p> <p>6d. Notice of application procedures are different than the neighborhood meeting notification requirements for high-risk secured facilities.</p> <p>7 & 8. RCW 71.09.285(5) and RCW 71.09.285(3) refer to siting requirements for secure community transition facilities which have different than community-based less restrictive alternatives. See RCW 71.09.290 for state siting policies related to community-based less restrictive alternatives.</p>
140	Judith and Irwin Krigsman	6/24/2019 Online	Comments and response regarding sexually violent predators. I request that a moratorium for Kitsap County decision regarding this matter be placed on hold for 6 months. As a 20 steward in the Illahee	Thank you for your comment. Please see staff response #1, #4 and #5 which discuss why



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			<p>Preserve I know this area well. The city and the county have much need for discussion regarding the thousand new planned residents on Wheaton Way, Almira Dr., and Riddell Roads. With this increased housing, an opioid treatment facility, the homelessness issue in this East Bremerton area and now violent sexual predators, how this can work together is a mystery. This certainly is not a good way to develop the Riddell Rd. corridor. As it stands now, it is terribly poor planning and a mistake that displays obvious disregard for residents of the city of Bremerton and Kitsap County. The public is very aware of how the city and the county are not working together at this time. Do not throw this very unwise planning regarding violent sexual predators into a community that believes our government is not acting in the community's best interest. The Riddell Road and Wheaton Way Corridor is already on overload with pending residential development and mental health facilities. A moratorium is in order! Irwin and Judith Kringsman</p>	<p>Kitsap County cannot ban these facilities and your concerns with siting these facilities in or near Bremerton and residential neighborhoods.</p>
141	Dora "Cris" Shardelman	6/24/2019 Email	<p>Please send this on to the County Commissioners, as I will be unable to attend. See Exhibit 21.</p>	<p>Thank you for your comment and support for the proposed regulations. Please see staff response #1 which discusses your concerns with the existing facility on Viking Way.</p>
142	Leif Wagner	6/24/2019 Email	<p>Please include this attached with comments for the Public Hearing Regarding the Kitsap Code to Amend Regulations for High-Risk Secured Facilities. See Exhibit 22.</p>	<p>Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton and the potential economic impacts.</p>



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143	Kerrick Sawyer	6/27/2019 Email	Attached is a letter addressing our support for the amendments to the SVPs zoning. Thank you for allowing us to be heard. See Exhibit 23.	Thank you for your comment and support for the proposed regulations. Please see staff response #4 which discusses your concerns with siting these facilities near schools and other risk potential facilities.
144	Dan Defenbaugh	6/24/2019 Public Hearing	See Exhibit 24.	Thank you for your comment and support for the proposed regulations. We agree that more work needs to be done at the state-level regarding this topic and encourage you to contact your state representatives.
145	Tricia Benson	6/24/2019 Public Hearing	See Exhibit 25.	Thank you for your comment and support for the proposed regulations. We agree that more work needs to be done at the state-level regarding this topic and encourage you to contact your state representatives.
146	C Drewen	6/24/2019 Public Hearing	I live along Perry Avenue in an area where there are no sidewalks and commercial businesses that are beginning to be revitalized. As you travel down Perry Avenue you reach Riddel Street and there is a park located in that area. Right across the street is the Kitsap Mental Health Facility. I have run into people from that facility that are camping, walking, and starting fires. I have a hard time understanding why you would allow a high-risk secured facility in this area when it is	Thank you for your comment. Please see staff response #4 and #5 which discuss your concerns with siting these facilities in or near Bremerton

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			primarily a residential neighborhood. I really wish you would consider not allowing these facilities in Manette.	and residential neighborhoods.
147	Star Traheyo	6/24/2019 Public Hearing	I live .01 miles away from the Poulsbo facility. Since moving my home in April, I have been in contact with the Department of Corrections to report concerns. The communication is not great anymore. I don't have anyone to report these problems to now because I have been shut off. I feel like if these regulations were put in place that I would not have run into these issues. I think there needs to be changes on the Kitsap County Sheriff's Office website to identify offenders as Level III Sexually Violent Predators. For the schools, they were great for redoing bus stops to protect my children, it is now in my driveway. Since we moved in there is now a barrier wall that has been created but there is still no security fencing at the facility. I have two autistic children, one that is nonverbal and one that is a runner. Not to say that she would but it is possible for her to run up there or for the occupants to get out. My big concern is there are triggers. My three children playing in the front yard is a trigger for them. This is why I was trying to communicate with them so we could discuss what both of us could do to avoid these types of triggers and help the situation. I am in full support of the proposed regulations. As a concerned citizen and mother, whatever I can do to help move this forward, I would love to because it is not a safe situation.	Thank you for your comment and support for the proposed regulations. We agree that more work needs to be done at the state-level regarding this topic and encourage you to contact your state representatives.
148	Gary Simpson	6/24/2019	This is a very controversial situation and had it not been for the public bringing it to our attention, we would not have been aware of it. This seems to be a common practice of the Department of Corrections not notifying the county when these types of facilities are established. They have a practice of finding a contract with a local property owner and do not have any input from local law enforcement. They do not connect with us to discuss issues or challenges may occur in these communities that might impact these communities and their programs. I am tired of them pushing their responsibilities down to	Thank you for your comment. We understand your concerns and will continue to advocate for additional changes at the state-level and encourage you to do the same.



			<p>local government. I think they need to step up and fund and provide secured facilities and have them designed and put in appropriate locations to take care of the programs they are sponsoring. It is very disappointing that they leave this responsibility to local governments. I think we need to push back a little more with our legislators and do everything we can to fix the problem before they get here. I am very much in support of guidelines so we know what to expect and work with but I think we also need to start additional communications with our legislators and the Department of Corrections and. It is causing more work for our communities and Sheriff's office than is necessary.</p>	
149	Dale Brynestad		<p>I am the pastor at Peace Luthern Church. I want to say what you guys are doing is incredibly difficult. From a theological perspective what you are doing is god-ordained work and we appreciate it. You guys are required to protect the community and this is a very difficult situation. We want you to know that we support what you are doing. As a pastor and chaplon, I have deal with people that have been sexually abused and families that have been destroyed by this issue. In the paperwork that I saw, these individuals have a mental issue that cannot be fixed. If any of these people get out and molest a child, that will impact that child for life. This is a very difficult situation, we are not trained in it. As I just heard the Sheriff say, the Department of Corrections is trained to deal with it but then they give the problem to us. I recommend you push it back on them and save these communities. Putting these facilities in this area is job security for me but it is not fun to see devastated children, wives, and men. I appreciate what you guys are doing and we will continue to pray for you.</p>	<p>Thank you for your comment. We understand your concerns and will continue to advocate for additional changes at the state-level and encourage you to do the same.</p>
150	Mike Cribs	6/24/219 Public Hearing	<p>I have seven grandchildren. I am very supportive of the changes. I would like to make sure the neighborhoods are heard. I have two daughters with developmental disabilities. One that is living in an adult family home and one in supported living through DDA. Staff</p>	<p>Thank you for your comment and support for the proposed regulations. We agree that more work needs to be done</p>



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			<p>need to be trained for my two daughters. I have also been an alternative education teacher. If these individuals at these facilities have the developmental disabilities I've reviewed, the staff need to be trained. If staff are not watching these individuals, what are they doing. These men need to have secured facilities. I support the changes that you are looking at. It may be cheaper to provides services in these types of facilities for the state but it is not bright.</p>	<p>at the state-level regarding this topic and encourage you to contact your state representatives.</p>
151	Casey Patton	6/24/2019 Public Hearing	<p>You have a significant problem trying to deal with this. My belief is that we have all been taught right or wrong. Unfortunately a lot of these individuals are predators. If they refuse treatment while they are incarcerated and that they will most likely reoffend, I think there should be a facility that they should be sent to so they do not create new victims.</p>	<p>Thank you for your comment. Past state and federal court cases have led to the use of community-based secured facilities and treatment programs. Individuals that reside at high-risk secured facilities have completed their criminal sentence and Superior court has determined they are eligible to continue to receive court-ordered supervision and treatment in a community setting. We believe that more work needs to be done at the state-level regarding this topic and encourage you to contact your state representatives.</p>
152	Fran Powell	6/24/2019 Public Hearing	<p>I live near the Viking Way facility. It does affect me on a regular basis because every time I leave the house I think about my safety. My home is private and cannot tell if someone is coming to my property until they are right there. I have seen the effects of sexual abuse on</p>	<p>Thank you for your comment and support for the proposed regulations. Please see staff response #2 which discusses</p>



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			children throughout their lives. I am very concerned about the existing facility because there have been violations but they continue to live at the house. I don't know where the line is drawn when someone is not following the rules. I do support moving the facilities away from residential neighborhoods to the commercial and industrial zones. I very much appreciate it.	your concern with the existing facility on Viking Way.
153	Pam Hamon	6/27/2019 Letter	See Exhibit 26.	Thank you for your comment and support for the proposed regulations. We agree that more work needs to be done at the state-level regarding this topic and encourage you to contact your state representatives.

From: Washington State for Public Safety

Pamela L Benson, Executive Director

ExecutiveDirector.wsps@gmail.com

www.WashingtonStatePublicSafety.com

STATE HOUSES SEXUALLY VIOLENT PREDATORS IN RESIDENTIAL NEIGHBORHOOD

We are concerned with the current practice by the state of locating the most dangerous amongst the most vulnerable. The state decided to relocate some of the most dangerous rapists and child molesters, all known recidivists, from a secure facility on McNeil Island to a quiet, family neighborhood on the outskirts of Poulsbo. Not only was the community unaware of this until after the fact, local government and county officials were not informed. A group of concerned citizens researched how such a thing could happen and what it meant to their community. They've since discovered many disturbing revelations.

The research revealed that the state was able to set up this residence by circumventing the laws that regulate the placement of these individuals, who are statutorily described as extremely dangerous sexually violent predators ("SVPs") who are likely to engage in predatory acts of sexual violence if not confined in a secure facility due to a mental abnormality or personality disorder. The state has avoided more stringent requirements concerning the housing of these SVPs by claiming the residence is in a category that requires less regulation than it would have if it was appropriately classified. The state circumvented statutorily required public notice requirements. Further, the state failed to disclose crucial information concerning vulnerability of children and safety risks to the public, that is highly likely to have affected the court's decision to allow this facility to operate in its current location.

Department of Social and Health Services and Department of Corrections Involvement

The state agencies complicit in this arrangement are the Washington State Department of Social and Health Services ("DSHS"), the Department of Corrections ("DOC") and The Attorney General's Office ("AG"). They claim the facility is not a secure community transitional facility ("SCTF"), as defined in RCW 71.09, which is more highly regulated than other types of housing. The AG and DSHS insist the residence in question is not an SCTF. However, the housing fits the definition of an SCTF and does not meet the standards of any other statutorily described facility or housing.

Oversight Contracted Out to Private Entity

DSHS has contracted out responsibility of these SVPs to Westsound Support Services, LLC ("WSS")—Under the contract, WSS is to house persons, in this case SVPs, civilly committed

reports RCW [71.09.305](#) Transitional Facility Residents - Monitoring, Escorting is cited when provisions for GPS monitoring or adult chaperones are recommended. DOC identifies in the report to the court “risk potential” activities near the residence (although DOC failed to adequately identify all of them) which are statutory requirements for siting SCTF.

There are provisions in the contract that do not cite the law but track the law. Such as reporting violations. WSS is charged with reporting any release violations as described in RCW [71.09.325](#) Transitional Facilities, Conditional Release - Reports Violations. The use of this residence meets the definition of a SCTF.

Laws Cannot Be Evaded Simply Because SVPs Were Approved for a Less Restrictive Alternative

There are multiple SVPs living at 17373 Viking Way, that are conditionally released to Less Restrictive Alternative (“LRA”) placement and they have complied with Sections 71.09.090 through 71.09.096, as described in RCW [71.09.280](#) Transitional facility - Release to less restrictive placement.

The AG and Special Commitment Center have repeatedly told us that the Court may release SVPs to any residence they deem fit. We believe they are relying on RCW 71.09.345 that states, “nothing restricts the court’s authority to make less restrictive alternative placements to a committed person’s individual residence or to a setting less restrictive than a secure community transitional facility.” However, the next sentence in that statute states “A court-ordered less restrictive alternative placement to a committed person’s individual residence is not a less restrictive alternative placement to a secure community transition facility.” The law states a person’s “residence” not a privately-run confinement facility. The Court’s ability to release offenders to less restrictive placements is discretionary. The laws governing residential facilities for persons civilly committed and conditionally released to a less restrictive alternative under contract with DSHS are not. The state, or a party contracting with them, is not relieved of compliance with the laws for secure community transitional facilities, nor can they simply ignore zoning and community notification requirements. It is undeniable that that the secure residential facility WSS is contracted to operate fits the statutory definition of an SCTF. Further, the court was not made aware of material risks at the current location when approving the site. There is no question that this establishment is not a private residence and every indication that it is an SCTF.

These Offenders are not eligible for Community Protection Programs

WSS is charged with providing Supportive Transition Living Services to the SVPs which may be argued to be the same type of services included in Community Protection Programs (“CPP”) (Development and Disabilities Act Program). RCW [71A.12.210](#) states that if an individual has committed a crime of sexual violence per 71.09, that person is eligible for participation in a CPP. Further, if you search the DSHS website for supportive living program locator - Kitsap Tenant Services, which is operated by the same individuals as WSS, is listed as a community protection program provider. However, RCW [71.09.020](#) explicitly excludes LRAs from these programs by stating: **Less Restrictive Alternatives do NOT include placement into community protection programs.** Accordingly, the SVPs who have been approved for LRAs cannot legally be placed in CPPs.

Conclusion

We are convinced that the housing of these predators at this location is not only detrimental to the public's welfare, it is also a violation of the law. We believe the decision to skirt the laws that govern facilities that house and monitor these dangerous, sexually violent predators is a political one. Our research leads us to believe this is a cost cutting decision by the state. An article in the Guardian stated that the estimated cost of housing a sexually violent predator at the Secure Commitment Facility on McNeil Island is approximately \$185,00.00 per year. From the information we have collected, we believe that the cost for WSS to house each offender is \$88,601.00 annually. There is no argument that the state is saving money by avoiding regulations and contracting out their responsibilities to WSS. But, let's be clear, it is at the expense of community safety and peace of mind.

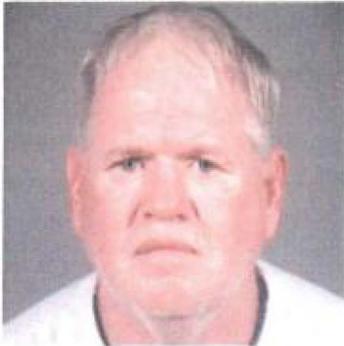
COMMUNITY ALERT



KIM DALY



MICHAEL LOYLE



WILLIAM DEAVILLE



ELMER TODD GILLIS

In our Community, on Viking Way NW, reside these four Level III Sexually Violent Predators. And more may be coming!

They were convicted and civilly committed; they are violent, dangerous men and they pose a very real imminent threat to all of us.

Join WSPS in closing down this residence NOW!

We need your support – volunteer and/or donate

Contact us at: [washingtonstatepublicsafety.com](https://www.washingtonstatepublicsafety.com)

Donate at: <https://bit.ly/2DYufBD>

Colleen Hultin
PO Box 1943
Poulsbo, WA 98370
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March 18, 2019

Department of Community Development
619 Division Street, MS-36
Port Orchard, WA, 98366

RE: Kitsap County Code Amendment Process
Interim Zoning Ordinance 566-2019

To the Kitsap County Board of Commissioners;

I recently became aware of the presence of a less restrictive alternative (LRA) facility for Level III sexual offenders near the new Fishline facility in Poulsbo.

I was once a victim of a violent attack and rape in my own home – my life and that of my then infant son and young daughter were threatened. My body healed; however, my heart and mind were forever changed. Thirty-five years later, when I dared to trust that the damage was well behind me, the news of this facility threw me into a state of PTSD that totally caught me off guard.

I do not know of a solution for where to house those who have chosen to hurt others the way they do. What I do know all too well is that the violence committed by a sexual predator harms more than the body. It attacks the soul, forever changing an innocent person in ways that alter every relationship and experience for the rest of their life.

Family communities are not an appropriate place for sexual predators to demonstrate a reduced risk for re-offending. The very title of their conviction, “Level III – Highly likely to re-offend”, attests to the fact that they rarely if ever get better. Their crimes will only be magnified if they are allowed to violate the deepest hidden parts of others in our community.

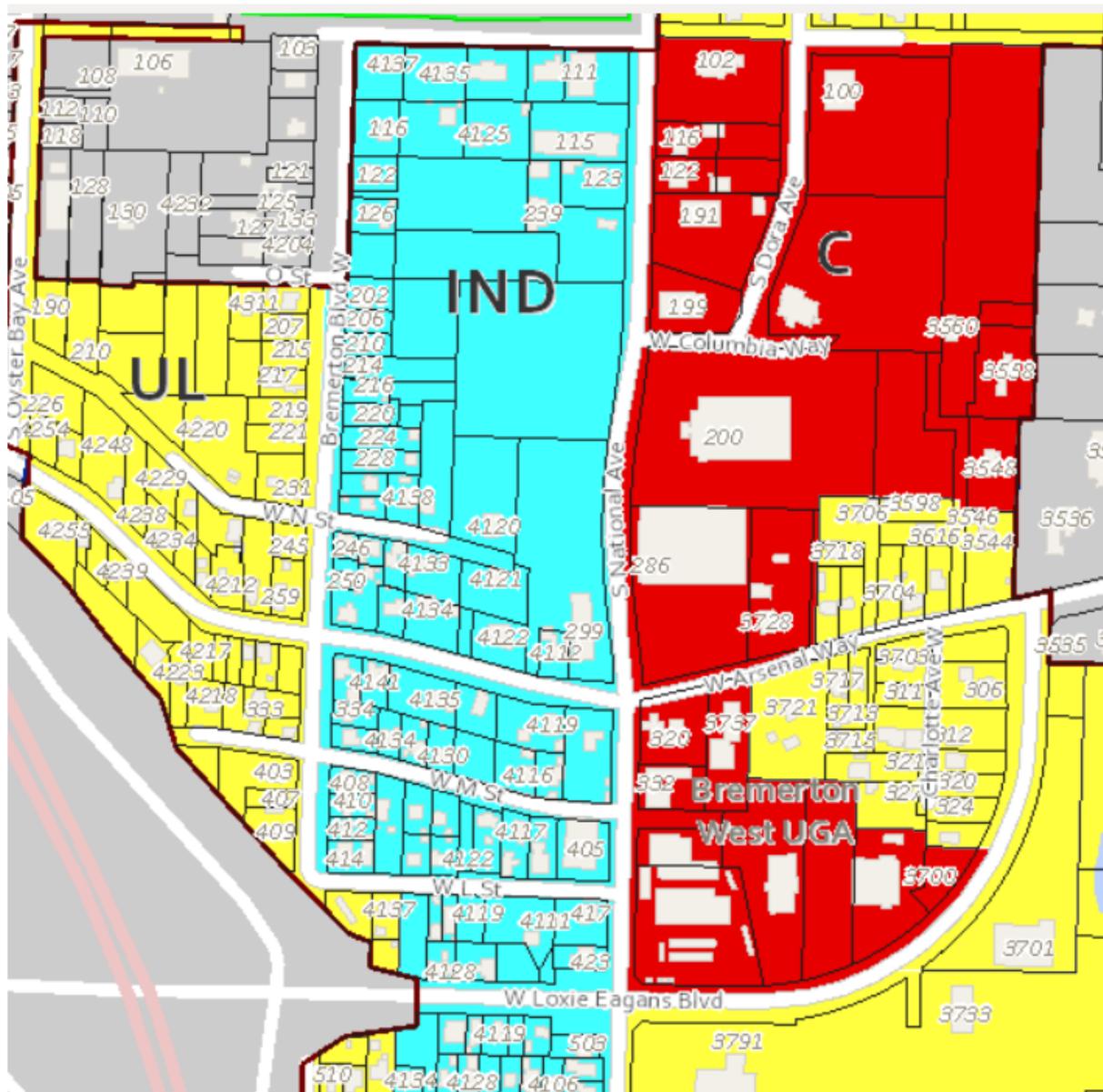
I beg the Kitsap County Board of Commissioners to limit the harm caused by the mistaken direction of Federal Courts and state government mandates. Do not codify this by adding “NEW SECTION. Section 2. 17.11.316” to the Kitsap County Code of Definitions which amends existing county zoning rules.

YOUR JOB IS TO PROTECT THE PUBLIC HEALTH AND SAFETY OF OUR COMMUNITY!

PLEASE RECONSIDER THIS PLANNED PROVISION FOR THE HOUSING, TREATMENT AND ENHANCED SERVICES FOR LEVEL III SEXUALLY VIOLENT PREDATORS.

Most sincerely,

Colleen Hultin
360-621-1487



County	Population (3)	Number Prisoners Admitted 2018 (2)	Number Prisoners Released 2018 (2)	Lines of Housing Services (1)	Lines of Food Services (1)	Lines of Medical Services (1)
Spokane County	490,764	677	682	48	64	94
Clark County	457,474	572	469	68	43	74
Thurston County	269,885	398	325	34	17	31
Kitsap County	258,903	416	319	42	32	43
Yakima County	248,279	406	425	11	3	36
Whatcom County	212,738	263	257	7	4	18

Sources

- 1 4People.org and Washington State Department of Corrections
- 2 Washington State Department of Corrections
- 3 Wikipedia

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EVALUABILITY ASSESSMENTS OF THE CIRCLES OF SUPPORT AND ACCOUNTABILITY (COSA) MODEL

CROSS-SITE REPORT

July 31, 2013

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ABSTRACT

According to the U.S. National Reentry Resource Center (NRRC) at least 95% of state prisoners are released back to their communities after a period of incarceration. Both criminal justice agencies and the general public are conscious of the issue of sex offenders returning to the community because of the potentially negative biological and psychological outcomes for victims (e.g., Andersen et al., 2008; Chen et al., 2010). Circles of Support and Accountability (COSA) is a restorative justice-based reentry program for high-risk sex offenders with little or no pro-social support. There have been no rigorous large-scale outcome evaluations of COSA conducted to date. A weighted average of three significant estimated reductions attributable to COSA from smaller evaluations suggest a reduction of 77% in sexual recidivism (Wilson et al., 2007). However, because of the varying quality of these studies it could be argued that this figure should be considered only an estimate of effectiveness. Therefore, at this time there is not enough evidence to confidently state that COSA is proven to be effective in reducing sexual recidivism.

This report outlines an evaluability assessment of COSA across five sites with the goal of assessing the readiness of COSA provision in the U.S. for rigorous evaluation. The assessment aimed to clarify program intent, explore program reality, examine program data capacity, analyze program fidelity, and propose potential evaluation designs for future evaluation. An 'intended model' was developed, adapted from the Correctional Services Canada model (CSC, 2002; 2003) that sought to illustrate the espoused theory of COSA. COSA program reality was established via site visits to five locations delivering, or intending to deliver, COSA programs in the U.S.: Fresno, CA; Denver, CO; Durham, NC; Lancaster, PA; and Burlington, VT. During these site visits in-person interviews were

conducted with key program personnel, other stakeholders, and any documented materials related to COSA policies and procedures were collected.

All of the sites have implemented versions of the CSC model, adapted to suit their needs. The site reports suggest that VT-COSA alone could be considered to have high program fidelity, with COSA Fresno and COSA Lancaster demonstrating adequate fidelity, and Colorado COSA and COSA Durham demonstrating low fidelity. It is concluded that there are five potential obstacles that need to be addressed in order to conduct a successful experimental evaluation of COSA: (1) choice of outcomes; (2) significant differences in program implementation; (3) core member selection issues; (4) sample size, site capacity, and low baselines of recidivism; and (5) ownership of data. It is concluded that there is no methodological or ethical reason why a randomized control trial of COSA provision in the U.S. could not be conducted. The obstacles to an RCT are all such that they can be addressed with a combination of realistic tightening of program implementation, rigorous experimental control, and an increase in real-world resources. Finally, three action recommendations for future evaluative activity are presented: (1) conduct an experimental evaluation of the Vermont COSA program alone; (2) conduct an experimental evaluation that combines the Vermont COSA and COSA Fresno programs; or (3) allow the fledgling sites to develop and conduct a multi-site evaluation of COSA in the future.

EXECUTIVE SUMMARY

According to the U.S. National Reentry Resource Center (NRRC), at least 95% of state prisoners are released back to their communities after a period of incarceration. Both criminal justice agencies and the general public are often particularly conscious of the issue of sex offenders returning to the community because of the potentially negative biological and psychological outcomes for victims (e.g., Andersen, Tomada, Vincow, Valente, Polcari, & Teicher, 2008; Chen, Murad, Paras, Colbenson, Sattler, Goranson, et al., 2010). Due to these negative outcomes, criminal justice responses to sex offender reentry have typically involved tightening supervision for sex offenders. Conversely, the base rate of recidivism for sex offenders is lower than is often expected at around 12.4% (Helmus, Hanson, Thornton, Babchishin, & Harris, 2012). There is also a growing interest in using restorative justice approaches with this population that redirect society's punitive response to crime with the aim of increasing public safety through reconciliatory action between offenders, victims, and the community (Sullivan & Tift, 2005).

Circles of Support and Accountability (COSA) is a restorative justice-based community reentry program for high-risk sex offenders with little or no pro-social community support. COSA originated in 1994 in response to the release of Charlie Taylor, a high-profile, high-risk, repeat child sex offender in Hamilton, Ontario, Canada. A 'Circle of Support' was arranged - a select group from the church congregation maintaining daily contact with Taylor (Hannem & Petrunik, 2004). Taylor did not reoffend and the program was extended in Canada, and similar programs grew in, among other places, the United Kingdom, the Netherlands, and the U.S. There have been no rigorous large-scale outcome evaluations of COSA conducted to date. Some small-scale outcome evaluations have been

published and a weighted average of the three significant estimated reductions suggest that COSA may be responsible for a reduction of 77% in sexual recidivism (Wilson, McWhinnie, Picheca, Prinzo, & Cortoni, 2007). However, because of the varying quality of these studies in terms of retroactive and imperfect matching of samples, the integrity of statistical analyses, and the lack of statistically significant results, it could be argued that this figure should be considered only an estimate of effectiveness. Therefore, at this time there is not enough evidence to confidently state that COSA is proven to be effective in reducing sexual recidivism.

This report outlines an evaluability assessment of COSA across five sites with the goal of assessing the readiness of COSA provision in the U.S. for rigorous evaluation. Evaluability assessments examine the demand for information that might come from a large-scale evaluation and seek to match supply with demand by proposing designs that are feasible, relevant and useful. The assessment aimed to clarify program intent, explore program reality, examine program data capacity, analyze program fidelity, and propose potential evaluation designs for future evaluation.

An 'intended model' was developed that sought to illustrate the espoused theory of COSA. A logic model was developed to define the three key problems that COSA seeks to address: (1) the increased frequency of recidivism for high-risk sex offenders; (2) the lack of formal supervision for offenders who have completed their sentences in full; and (3) the lack of social capital and community support for returning sex offenders. A model of COSA program operations, adapted from a model developed by Correctional Services Canada (CSC, 2002; 2003), was also developed that outlined stakeholders and operations. The stakeholders form four broad categories: COSA project staff, service users, formal criminal

justice organizations, and community service providers. COSA operations involved five phases: (1) establishing the COSA team and program; (2a) Core Member enrolment; (2b) volunteer enrolment; (3) forging the Circle; (4) ongoing support; (5) dissolution of the Circle.

COSA program reality was established via site visits to five locations delivering, or intending to deliver, COSA programs in the U.S.: Fresno, CA; Denver, CO; Durham, NC; Lancaster, PA; and Burlington, VT. During these site visits in-person interviews were conducted with key program personnel, other stakeholders, and any documented material related to COSA policies and procedures was collected. Data was collected and analyzed using a fidelity item measurement tool that examines 41 items across 10 fidelity categories, including management, model, operations, outcomes, staff, Core Members and volunteers and a data item tool that examined the availability of 23 key data variables.

In summary, all of the sites have implemented versions of the CSC model, adapted to suit their needs. Only COSA Fresno appeared to be delivering the program in the absence of formal parole or probation supervision in the community. Management structures and financial and operational security differed between sites. Fidelity scores at the sites were (in descending order): Vermont COSA - 86%; COSA Fresno - 58%; COSA Lancaster - 52%; Colorado COSA - 27%; and COSA Durham - 24%. The site reports suggest that VT-COSA alone could be considered to have high program fidelity, with COSA Fresno and COSA Lancaster demonstrating adequate fidelity, and Colorado COSA and COSA Durham demonstrating low fidelity (due principally to their lack of capacity).

It is concluded that there are five potential obstacles that need to be addressed in order to conduct a successful experimental evaluation of COSA. Firstly, a myopic focus on

recidivism may not adequately measure the success of COSA as in some circumstances the detection of a new offense by the Circle may be a marker of program success. Secondly, significant differences in program implementation could represent key differences in the population from which samples might be drawn, namely grass-roots versus institutional models and fully-completed versus supervised Core Members. Thirdly, there are concerns regarding the systematic selection of highly-motivated offenders and the apparent flexibility in the application of selection criteria. Fourthly, the low capacity at sites, and thus the small populations from which to draw numbers of COSA-eligible participants, combined with the low rates of recidivism expected for both COSA Core Members and controls, may make the detection of any observable effects of COSA more difficult. Finally, in many instances key data, particularly for the Core Member, were not solicited, collected, or reported by the COSA programs. The site reports also noted that both the quality of the relationships between the program and their criminal justice partners and the importance of program stability would need to be addressed for successful evaluation.

It is concluded that there is no methodological or ethical reason why a randomized control trial of COSA provision in the U.S. could not be conducted. The obstacles to an RCT are all such that they can be addressed with a combination of realistic tightening of program implementation, rigorous experimental control, and an increase in real-world resources. It was concluded that there are no major benefit to the use of non-experimental studies over a randomized control trial for the evaluation of COSA. Consequently, three action recommendations for future evaluative activity are presented: (1) conduct an experimental evaluation of the Vermont COSA program alone; (2) conduct an experimental

evaluation that combines the Vermont COSA and COSA Fresno programs; or (3) allow the fledgling sites to develop and conduct a multi-site evaluation of COSA in the future.

INTRODUCTION

According to the U.S. National Reentry Resource Center¹ (NRRC), during 2010 a total of 708,677 prisoners were released back from state and federal prisons into their communities. They estimate that at least 95% of state prisoners are released back to their communities after a period of incarceration. Both criminal justice agencies and the general public are often particularly conscious of the complex issue of sex offenders returning to their communities because of the potentially negative biological and psychological outcomes for victims (e.g., Andersen, Tomada, Vincow, Valente, Polcari, & Teicher, 2008; Chen, Murad, Paras, Colbenson, Sattler, Goranson, et al., 2010).

Due to these negative outcomes, criminal justice responses to sex offender reentry have typically involved tightening supervision for sex offenders and the introduction of specific and stringent registration, notification, and residency restrictions. Currently, all 50 U.S. states and the District of Columbia have registration and community notification laws for sex offenders residing in the community (Lasher & McGrath, 2012; Zevitz, 2006). Registration refers to the filing of sex offenders' identifying information with local law enforcement while notification refers to the release of this information to the public (Lasher & McGrath, 2012). Many states and local municipalities have also enacted residency restrictions for sex offenders. Residency restrictions refer to laws prohibiting sex offenders from living within certain distances from schools, daycare centers, or other community structures where children may congregate (Chajewski & Mercado, 2009).

Conversely, the base rate of recidivism for sex offenders is lower than is often expected. Recent recidivism data from 73 studies and 35,522 offenders demonstrate an

¹ <http://csgjusticecenter.org/nrrc/facts-and-trends/>.

observed overall sexual recidivism rate of 12.4%, with a 10-year rate of 16.6% (Helmus, Hanson, Thornton, Babchishin, & Harris, 2012). It should be noted, however, that sexual victimization is consistently found to be one of the most under-reported of all violent crimes by both adults and children (Finkelhor, Hotaling, Lewis, & Smith, 1990; Tjaden & Thoennes, 2000; 2006). Despite low re-offense rates, many jurisdictions have adopted the containment model for sex offender community management (English, 1998; 2004) - a victim-focused, multi-agency approach that combines case evaluation, risk assessment, sex offender treatment, and intense community surveillance.

Yet, amid the increases in the scope and intensity of the criminal justice system's supervision of sex offenders, there has also been a growing interest among academics, criminal justice practitioners, and faith groups in using restorative justice approaches with this population. Restorative justice is a philosophy that aims to redirect society's punitive response to crime with the aim of increasing public safety through reconciliatory action between offenders, victims, and the community (Sullivan & Tifft, 2005). Bazemore and Maruna (2009: p. 377) cite the three core principles of restorative justice as: (1) the *principle of repair* - the primary goal of any restorative intervention is to repair the harm caused by crime to the greatest extent possible; (2) the *principle of stakeholder involvement* - victims, offenders and communities should have the opportunity for active involvement in the justice process as early and as fully as possible; and (3) the *principle of transformation in community and government roles* - as justice systems have assumed more responsibility for crime and harm communities and individuals have lost their capacity to respond effectively, and thus the relative roles and responsibilities of government and community need to be reexamined and in some cases reversed. Interventions offered by non-

correctional enterprises may be better positioned to respond to individual characteristics and circumstances when providing offender treatment and management than correctional organizations (Wilson & Yates, 2009). Wilson and Yates cite Circles of Support and Accountability as an example of this form of non-correctional restorative program.

Circles of Support and Accountability

Circles of Support and Accountability (COSA) is a restorative justice-based community reentry program for sex offenders deemed to be at the highest risk of reoffending and with little or no pro-social community support. COSA traces its roots back to 1994, forming in response to the release of Charlie Taylor, a high-profile, high-risk, repeat child sex offender. Having grown up in institutional care, Taylor spent most of his time in prison and each time reoffended within weeks of being released (Bates & Wilson, 2013). Taylor was due to be released in Hamilton, Ontario, and having served his entire sentence in prison, would be released without formal criminal justice supervision in the community. Having noted his status as a "marginalized man with few life skills and a persistent sexual interest in children" (p. 27), his prison psychologist reached out to the pastor of a small Hamilton Mennonite congregation, the Rev. Harry Nigh (Wilson, McWhinnie, & Wilson, 2008) for assistance. A 'Circle of Support' was hastily arranged, in which a select group from the church congregation assisted Taylor in finding housing, welcomed him to church services and social functions, and set up a series of daily contacts (Hannem & Petrunik, 2004).

As Wilson et al. (2008) describe, a short time later a similarly high-profile, high-risk repeat child sex offender, Wray Budreo, was approaching the end of his sentence and was

due for release in Peterborough, Ontario. A colleague of Rev. Nigh's, Rev. Hugh Kirkegaard, a community corrections chaplain, decided on a similar approach and formed a similar Circle for Budreo. Following anecdotal reports of the success of the COSA approach (neither Taylor nor Budreo were convicted of a subsequent sexual offense), the Mennonite Central Committee of Ontario, with the community chaplaincy division of the Correctional Services Canada, obtained funding to pilot COSA to develop, promote, and implement the approach across Canada (Hannem & Petrunik, 2004).

According to the Correctional Services of Canada model (Correctional Services Canada: CSC, 2002; 2003), the mission statement of COSA is: "[to] substantially reduce the risk of future sexual victimization of community members by assisting and supporting released individuals in their task of integrating with the community and leading responsible, productive, and accountable lives" (CSC, 2002: p. 12). A description of the CSC model is provided in a later section of this report. There have been no rigorous large-scale outcome evaluations of COSA conducted to date. Some small-scale outcome evaluations have been published that vary in quality. Four outcome studies that report comparisons in the sexual re-offense rate of COSA Core Members versus control subjects have been identified (Bates, Williams, Wilson, and Wilson, 2013; Duwe, 2013; Wilson, McWhinnie, Picheca, Prinzo, & Cortoni, 2007; Wilson, Cortoni, & McWhinnie, 2009). In 2007, Wilson et al. compared 60 COSA Core Members from Ontario, Canada, with a matched control sample of 60 offenders released at the end of their sentence, matched on risk-category and date of release, but who did not participate in COSA, over a 4.5 year follow up. They reported a significant reduction in sexual recidivism of 70%.

Wilson et al. (2009) conducted a replication of the 2007 study with an unrelated sample of 44 COSA Core Members and 44 matched offenders not involved in COSA. They reported a significant reduction in sexual recidivism of 83%. Wilson et al. calculated the significance of this reduction in reoffending using a chi-square distribution test. However, as Elliott and Beech (2012) noted, because of the small number of recidivists the statistical assumptions of the chi-square test would have been compromised by including cells with an expected count of less than 5. Under these circumstances standard statistics textbooks recommend the use of Fisher's Exact Test to analyze the resulting contingency table. A re-analysis of the contingency tables in Wilson et al., reported in Elliott and Beech's analysis, demonstrated that the Fisher's Exact Test would be non-significant ($p = .055$).

Wilson et al. (2009) also presented a 3-year fixed comparison analysis, controlling for differences in risk assessment scores between the two groups (18 COSA participants and 17 non-COSA controls), that reported no sexual recidivism in the COSA group compared with 5 in control sample. Further significant reductions in violent offending (82%) and any offending (83%) were also reported. It should be noted that the methodology used to provide the 3-year fixed analysis had the effect of reducing the number of participants in the sample. In both studies the authors state that prior treatment was matched, but the methods for matching is not described in any detail, save for a statement that, "few of the men in either group studied here had completed treatment before release" (p. 418). It is also not explained in either study why the control sample did not participate in COSA. If it was because they were not suitable candidates then the argument could be made that they do not represent an adequate control sample.

Bates et al. (2013) compared 71 Core Members on the COSA South East program in the U.K with a sample of 71 sex offenders broadly matched on risk status and community follow-up. They report a significant reduction in sexual offending of 75% over a 4.5 year follow-up. The control group in the Bates et al. study was matched with a sample of offenders who were referred to COSA, but were not accepted. Like the studies by Wilson and colleagues (Wilson et al., 2007; Wilson et al., 2009) this raises questions about significant confounding differences between the experimental and control groups and the validity of the findings, as the post-release conditions of each of the groups were not discussed in detail. Therefore little information could be sought about, for example, the levels of community supervision between the two groups, or what 'supervision as usual' may have involved.

In 2013, Duwe published an experimental analysis of the effectiveness of COSA, comparing 31 Core Members from the Minnesota COSA (MnCOSA) program with a matched control sample. Duwe's study was the first (and to-date, only) study to prospectively randomly assign participants to either an experimental (COSA) group or a control (no-COSA) group, due to a surplus in Core Member places compared to volunteers available to provide Circles. This randomization procedure used by Duwe aimed to resolve the issue of potential differences between the retrospectively matched COSA and control groups reported in the previous studies. However, the author reported a non-significant reduction in sexual recidivism over a 2-year follow-up, with only one control participant being reconvicted of a further sexual offense compared to zero in the COSA group. A significant reduction of 40% in re-arrests (for any offense) was found for the COSA group compared to the control group. A Cox regression model found that participation in MnCOSA significantly

reduced the chance (hazard ratio) of re-arrest by 62%, of technical violation revocations by 72%, and any re-incarceration by 84%, but no significant reductions in the chance of reconviction or new offense re-incarcerations.

Other studies have reported program variables aside from recidivism. For example, Wilson, Picheca, and Prinzo (2007) surveyed 24 COSA Core Members about their experiences. They found that two-thirds of their sample agreed that the Circle had helped them adjust to the community on release, 92% reported a sense of support and acceptance by others after starting the program, and approximately two-thirds suggested that they would have returned to crime had the program not existed. In a descriptive study of the Hampshire and Thames Valley Circles program in the United Kingdom, Bates, Macrae, Williams, and Webb (2012) reported descriptive differences in dynamic risk scores for Core Members, between the time of forging the Circle to the time study data was collected. They suggest that COSA was responsible for improvement in emotional well-being in the majority of Circles (70%). Improvements in engagement in age-appropriate relationships, links with family and support networks, and access to employment or education were each reported in 50% of Circles. It is, however, difficult to establish how improvements were objectively measured in order to ascertain whether they could be attributable to the COSA program, beyond the researcher's judgment of file information².

A weighted average of the three significant estimated reductions attributable to COSA suggest that the program may be responsible for a reduction of 77% in sexual recidivism for COSA Core Members versus controls, with an average follow-up time of 4 years. Given the varying quality of these studies in terms of retroactive matching of

² "Each file was examined to identify which criminogenic factors pertaining to the Core Member had been addressed by HTV Circles work and to explain briefly how this had been achieved" (Bates et al., 2011: p. 357).

experimental and control samples, imperfect methods for matching, the integrity of statistical analyses, and the lack of statistically significant experimental results, it could be argued that this figure should be considered only an estimate of potential effectiveness. At this time there isn't enough evidence to suggest that COSA is proven to be effective in reducing recidivism in sex offenders. This is not to disparage the previous studies, which were conducted with samples taken as COSA was developing; rather that it is time the approach is comprehensively and systematically evaluated.

EVALUABILITY ASSESSMENT

This report outlines an evaluability assessment of COSA across five sites with the goal of assessing the readiness of COSA provision in the U.S. for rigorous evaluation. In program evaluation there is a need to balance the feasibility and cost of evaluation against the likely benefits (Wholey, 2004). In designing sound evaluations, evaluators need to identify a number of elements: questions to answer, evaluation criteria, data to collect, and methodologies to adopt. Successful evaluation design also requires program *readiness* – the program needs to be implemented in such a way that its anticipated outcomes can be evaluated. Flawed program design has been slated as a major impediment to useful evaluation, and often poor outcomes believed to be program failures can, in actuality, be a result of the program not being implemented as designed (Van Voorhis, Cullen, & Applegate, 1995). Van Voorhis et al. (1995) also note that another common problem is that in many evaluations outcome data are reported with no clear indication as to what the program did to achieve those results.

Evaluability assessments examine the demand for information that might come from a large-scale evaluation and seek to match supply with demand by proposing designs that are feasible, relevant and useful. They assess the extent to which measurable objectives exist, whether they are shared by key stakeholders, and whether a reasonable program structure is in place with sufficient resources to achieve goals and objectives, (Trevisan, 2007; Wholey, 2004). This assessment proposed the following specific evaluation goals, based on those outlined by Wholey (2004):

- **Clarify program intent** - map a COSA program model (the 'espoused theory') to identify and document intended program operations, based on the development of the CSC COSA model;
- **Explore program reality** - examine COSA program operations in action on site to identify and document actual COSA program activities;
- **Examine program data capacity** - inspect and document the capacity of the selected COSA program sites for data collection, management and analysis in support of further evaluation;
- **Analyze program fidelity** - assess the congruence between intended program logic and actual program operations, deriving initial conclusions about the fidelity of program implementation; and
- **Propose potential evaluation designs** - report on the readiness for further evaluation activities at each selected COSA site and identify potential evaluation challenges at each site.

Clarifying program intent

The first stage of assessment is to understand the COSA logic model in order to establish how the selected sites intend to implement COSA. The stated goals, objectives, design, and operation of COSA will be investigated through examination of documentation such as operation manuals, handbooks, training documents, policy documents, etc. Written program documentation is a key to establishing a program's espoused theory – the interventions and activities in which it claims to engage (Argyris, 1982). While structural

details of COSA may differ between providers, the core model should not (Clarke, 2011). If the sites are expected to follow a standardized COSA model, a goal of this assessment will be to compare the standardized intended model to the espoused model at each site, attending to any local deviations or 'innovations' to the standardized model (Durlak & DuPre, 2008). It was therefore important to establish whether any intended model is fully defined and documented in such a way that it guides all activities across the organization, establishing both a restorative justice context and that all aims, objectives, and procedures related to COSA are clearly defined.

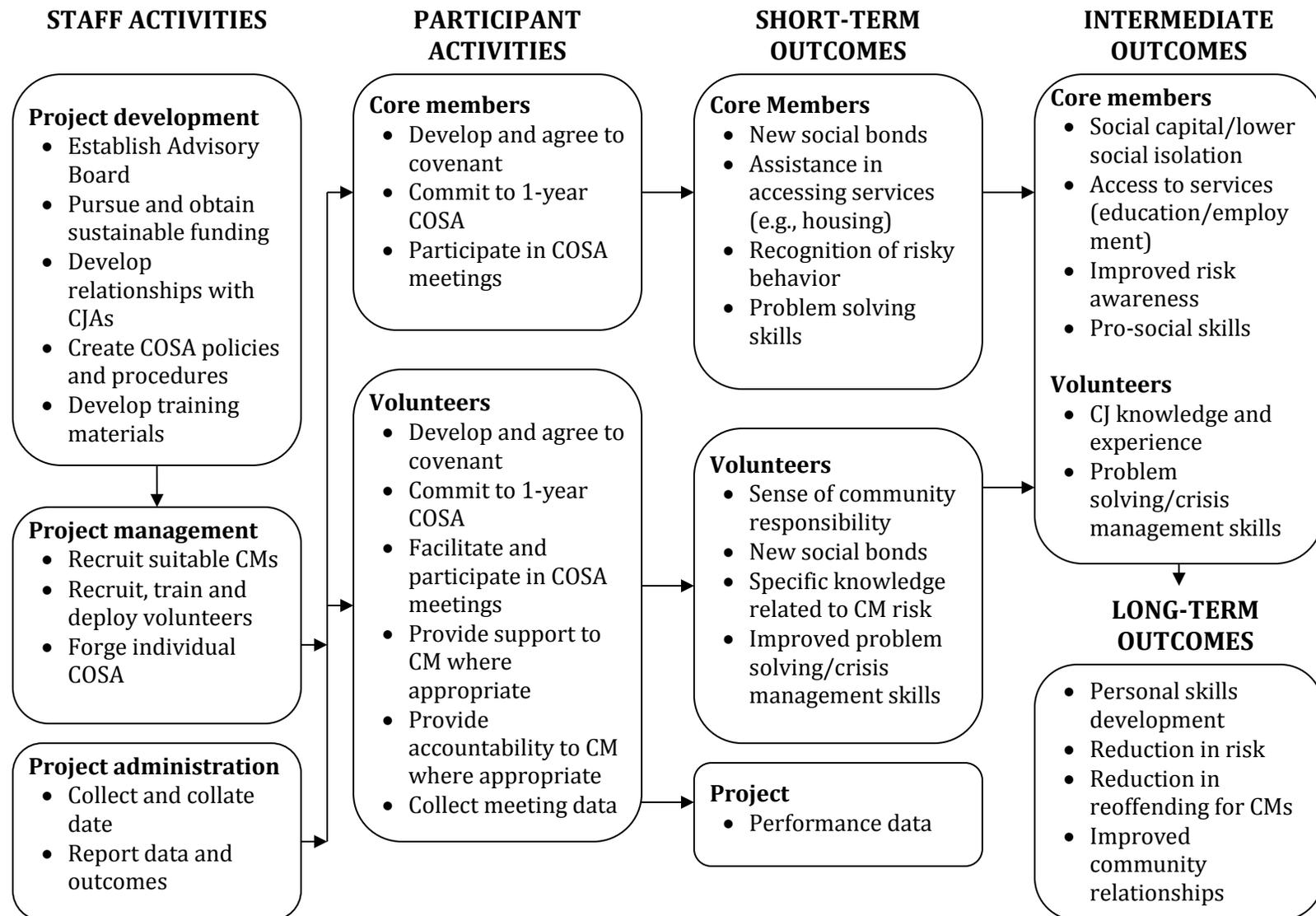
COSA logic model

Logic models are plausible and rational illustrations of how a program should work, under certain environmental conditions, to solve the identified problem that it was developed to address (Bickman, 1987). Elements typically included in a logic model are (see Wholey et al., 2004):

- **Resources** - human, financial, and partnership resources needed to support the program.
- **Activities** - the action steps necessary to produce program outputs.
- **Outputs** - the products, goods, and services provided to the customer or participants.
- **Customer reach** - the customers and partners served.
- **Outcomes** - changes or benefits resulting from activities and outputs. For each of these and the short-term, intermediate-term, and long-term outcomes related to them.

In order to develop the logic model for COSA (see Figure 1 below) it is necessary to clearly define the problem and its context. In COSA there are three basic criminal justice issues being addressed. The first is the increased frequency of recidivism for high-risk sex offenders being released into the community. The overarching goal of COSA is to "substantially reduce the risk of future sexual victimization of community members by assisting and supporting released individuals in their task of integrating with the community and leading responsible, productive, and accountable lives." The second issue is that that many of these offenders will have completed their sentence in full following periods of incarceration and therefore are not subject to formal criminal justice supervision. As the COSA development document (CSC, 2003) points out, there are few services available that specifically dealt with the unique needs of high-risk sex offenders being released having completed their sentence and with no formal supervision in the community, and COSA can fill that intervention gap.

Figure 1. An intended COSA logic model.



The third issue is the consequent lack of social capital and community support for these individuals after the time spent away from their home and communities and the stigma related to public perceptions of sex offenders. Social capital can be defined as, "the aggregate of the actual or potential resources that are linked to possession of a durable network of more or less institutionalized relationships of mutual acquaintance or recognition" (Bourdieu 1985, p. 248). COSA identifies a lack of social capital as a distinct obstacle to successful re-entry and seeks to increase social capital by encouraging the creation of community networks that can provide effective support and guardianship and model pro-social behaviors. These pro-social behaviors reduce social isolation by teaching the Core Member how to initiate and maintain trusting relationships with adults and by improving self-efficacy by encouraging a belief in the human ability to change (Wilson, Picheca, & Prinzo, 2007).

The COSA process model

There seemed little reason to re-invent the wheel in developing a model of COSA for this assessment. The vast majority of the developed COSA programs identified by the authors appear to be based upon the Correctional Services Canada model (CSC 2002; 2003) developed by, among others, Andrew McWhinnie, David Dyke, Evan Heise, and Robin Wilson. This model has been adapted in a number of locations to provide COSA under varying legislative and political contexts, including those in the U.K., the Netherlands, and the U.S. The following sections synthesize (and in places adjust) the model on the whole as it is described in two key documents: the 2003 *Guide to Project Development* (CSC, 2003)

and the 2002 *Guide to Training Potential Volunteers* (CSC, 2002). This synthesized model, created for the purpose of this evaluability assessment but based on the CSC model, is referred to throughout this report as the 'intended model'.

Wilson and McWhinnie (2010) described the CSC COSA model as consisting of two concentric interpersonal circles surrounding a Core Member (an offender): (1) an inner circle of four to six professionally-facilitated community volunteers who act as a supportive community to whom the Core Member agrees to be accountable; and (2) an outer circle of professionals (e.g., therapists, probation, law enforcement) who provide expert guidance on areas including, but not limited to, offender behavior, offender management principles, the legal and criminal justice contexts. In addition, many COSA projects may include a steering group of local professionals who provide operational support and a designated Circles Coordinator who manages operations. Although the model explains the philosophy and hierarchy of COSA, it does not fully explain COSA in terms of development, operation, and the roles of its consumers and providers.

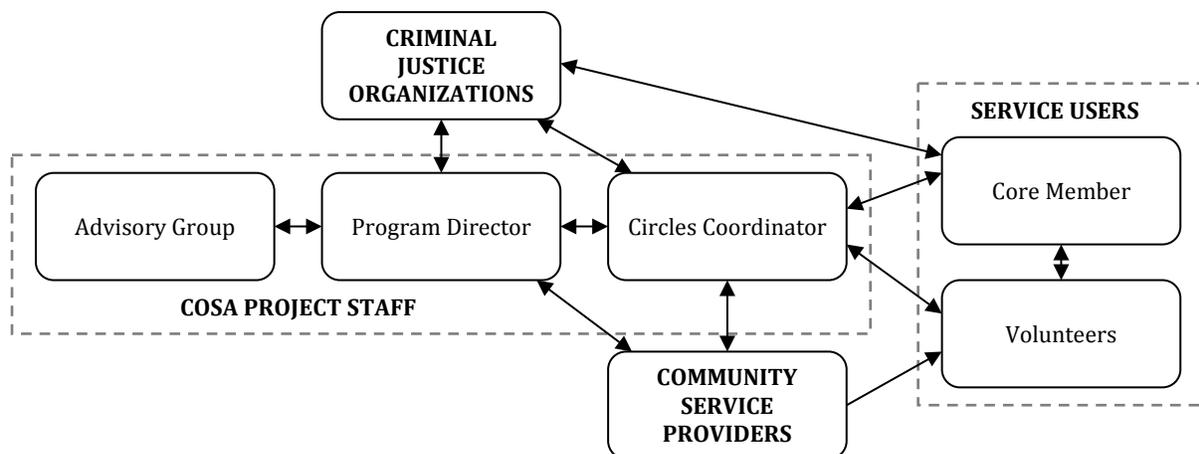
To illustrate an intended model of COSA, the following sections separate the elements of the model into two components: *people* and *processes*. The people are the various stakeholders involved in the operation of COSA, either acting on behalf of the various organizations involved or taking part in the program itself (i.e., the customers it serves). The processes are the operational procedures that take place to get from conception of COSA to the dissolution of the first Circle.

There are four groups of stakeholders (for each of which a single name has been chosen in order to maintain clarity throughout the report). These players can be categorized depending on either their organization or their role. The first group is the COSA

project staff, which includes the Advisory Group, the Program Director, and the Circle Coordinator. These staff will typically represent a community justice organization. The second group is the service users, which includes the Core Member and the volunteers. The third group is the specific criminal justice staff or organizations (the referrers) that include the Department of Corrections (DOC), the parole/probation departments and local police forces. The fourth group is the community service providers, such as survivor advocacy groups, lawyers, treatment providers/psychologists, social workers, healthcare professionals, educational professionals, and faith-based organizations.

Figure 2 presents a schematic diagram of the anticipated way in which these four groups will combine to provide COSA. The arrows show the lines of communication as they relate to the development of the COSA program and of individual Circles.

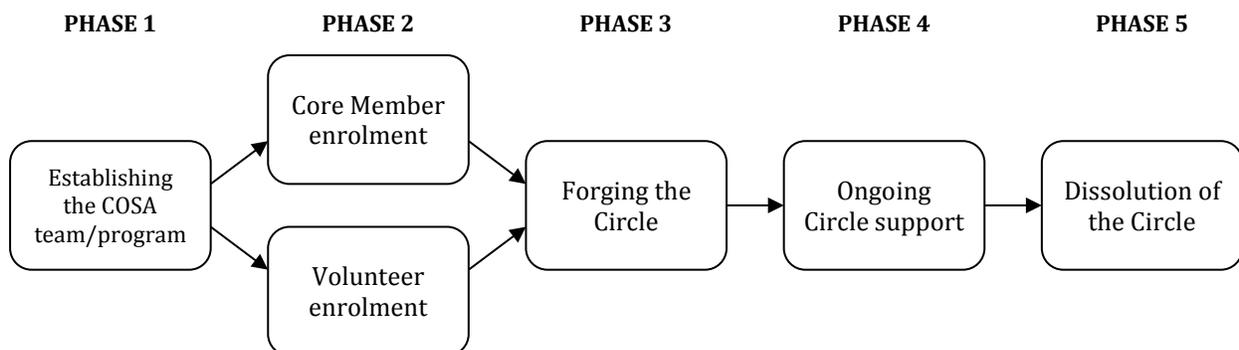
Figure 2. An anticipated COSA management structure.



The fulcrum of the anticipated management structure is the Program Director. The Program Director is typically an individual working in a community criminal justice

organization that provides restorative justice and/or offender reentry services. They require knowledge of the COSA philosophy and application, sex offender reentry, and a general knowledge of the criminal justice system. This individual is likely to be overseen by an Executive Director of their organization. The Program Director is typically the face of the program for the media and the person responsible for ensuring the program has sufficient insurance and liability cover. The Program Director oversees the five phases of the COSA program process (see Figure 3): (1) establishing the COSA team and program; (2a) Core Member enrolment and (2b) volunteer enrolment; (3) forging the Circle; (4) ongoing support; (5) dissolution of the Circle. The following sections outline each of the phases of the model in turn.

Figure 3. The five phases of the COSA program process.



Phase 1: Establishing the COSA team and program

The first phase of the process is to appoint the various members of the COSA team and to establish the program in the local community, and is the role of the Program Director. This involves four key processes: (1) appoint an Advisory Group; (2) appoint a

Circle Coordinator; (3) train staff; and (4) publicize the COSA program in the community.

The first role of the Program Director is to establish an Advisory Group. The Advisory Group provides oversight, accountability, and professional support to the COSA program. It should consist of representatives from as many of the community service providers as possible (Department of Corrections, Sex Offender Assessment/Management Boards, Parole, Probation, treatment providers, survivor advocates, etc.). These individuals typically make up the 'outer circle'³.

The second role of the Program Director, with the support of their organization and the Advisory Group is to hire a Circle Coordinator. The role of the Circle Coordinator is to ensure that the operational policies and procedures established by the Program Director and the Advisory Group are being implemented in practice. The Circle Coordinator is responsible for convening and facilitating Circle meetings, arranging appointments with consultants, liaising with the criminal justice agencies, and conducting orientations with the regional coordinator. The Circle Coordinator will also attend Circles meetings where necessary to establish and maintain process dynamics - stimulating dialogue, posing questions, maintaining the focus of the meeting, and ensuring balanced participation. The Circle Coordinator is the individual who sits between the two concentric Circles ensuring that there is reciprocal communication.

Finally, to establish the COSA team's credentials, it is recommended that the Program Director and the Circle Coordinator attend training from outside consultants, experts in COSA development and implementation. It is also recommended that they schedule exploratory visits to other sites that are successfully implementing the program.

³ In the early stages the Advisory Group is likely to have limited membership as the Program Director seeks to establish further professional links, but the group can be added to throughout the process.

Once the COSA team is established, the next phase is to advertise the program to key community stakeholders and build solid relationships in the community.

The Program Director and the Circle Coordinator will produce, arrange, and deliver a series of orientation sessions to publicize the program with key community stakeholders. All and any interested parties should be encouraged to attend, but should target two key groups. Regional professionals need to be targeted as potential referrers of Core Members to the program and to identify interested individuals who can be added to the Advisory Group. All reentry programs need the support of the criminal justice system and the Program Director and Circle Coordinator are required to establish relationships with key stakeholders from whom Core Member referrals will be sourced. The general public needs to be targeted not only to educate them on the problems related to sex offender re-entry and the methods by which COSA seeks to solve those problems, but also as a method by which to recruit potential volunteers.

The Program Director can choose to hire external expert consultants to deliver these orientation sessions at first, before the COSA staff begins delivering sessions themselves. In the CSC model, the orientation sessions last between 1.5 and 3 hours and provide an overview of the history, purpose, core values, philosophy, and structure of COSA. Having established a team and promoted the program to both the local public and regional professionals, the Program Director should then seek to identify and enroll service users.

Phase 2a: Core Member enrolment

The second phase of the process is to enroll the two categories of COSA service users: the Core Members and the Circle volunteers. Potential Core Members are those offenders who are due to be released back into the community following a period of incarceration. The enrolment process for Core Members involves five stages: (1) referral; (2) case review; (3) screening; (4) file review; and (5) acceptance.

In the referral stage candidates for COSA are identified by the Department of Corrections⁴ (DOC). Candidates can also be identified by other parties, such as prison welfare groups, families of offenders, etc. The DOC, however, is typically engaged in release planning for inmates and will have access to both the inmate themselves and data related to them. The DOC will then assess inmates due for release for their needs in the community, their potential harm to victims, and their willingness to participate in the program. In order for the DOC to present information about a potential Core Member to COSA they discuss the potential referral with the inmate and request they sign a confidentiality agreement. This is followed by a case review in which the 'selection team' (DOC, Program Director, and Circle Coordinator) confirm the release date, verify the inmates conditions of release, and discuss the DOC's assessment of risk in the community.

Following successful case review, the selection team begins the screening phase. For inmates to be suitable for COSA, certain criteria should be met⁵. The fundamental criteria are that the inmate:

⁴ State agencies can have a variety of official names, but this report uses the term 'Department of Corrections' here to refer to any state agency that oversees the incarceration of individuals convicted of crimes, for the purposes of clarity and consistency.

⁵ It is implied in the CSC model documentation that COSA is a program for *adult* sex offenders and not juveniles. The CSC model also does not address gender, but there appears to be little reason why COSA would not be suitable for male, female, or transgender Core Members.

- has completed their sentence and is returning to the community with no formal criminal justice supervision;
- is high-risk and high-need (and possibly high-profile);
- has little or no pro-social support in the community;
- is motivated to achieve an offense-free life;
- is willing to agree to the covenant; and
- is willing to commit to a one-year Circle.

The intake process should begin approximately 90 days prior to the inmate's release from incarceration. The selection team meets with the inmate and over a series of visits introduces the COSA program and the support it provides, learns the inmate's personal circumstances and plans on release, obtains the release of inmate information, and obtains informed consent to recommend the inmate to the COSA Advisory Group. A final file review is carried out, while potential volunteers for the Circle are identified and educated about the inmate. Finally, there is acceptance from both parties, at which point the selection team completes a COSA needs assessment, a release plan, a relapse prevention plan, and begins developing a covenant.

Phase 2b: Volunteer enrolment

At the same time as the Core Member is being enrolled, the Program Director and Circle Coordinator are also responsible for the enrolment of volunteers. Circles are typically made up of one Core Member and 4-7 fully-trained and professionally-facilitated

community volunteers. COSA volunteers are typically recruited from orientation audiences, local faith organizations, volunteer recruitment centers, or via word-of-mouth or media outlets. The volunteers' role is to meet with the Core Member, to covenant, and to 'walk daily in friendship' with the Core Member (CSC, 2003: p. 11).

There are five stages to the volunteer enrolment process: (1) core training; (2) application; (3) interviews; (4) criminal records check; and (5) skills training. After they have attended one of the orientation sessions the volunteer is invited to attend one of the core training workshops. In the early stages of COSA project development, this is another area in which it is recommended that the Program Director invite external consultants to deliver the training sessions until the Program Director and local professionals have been equipped with the skills to do so. The core training takes 6 hours: two sessions lasting 3 hours. It provides an overview of the criminal justice system as it relates to both sex offenders and offender reentry, legislation specific to sex offenders, and provides an understanding of sexuality, sexual deviance (e.g., paraphilia), and sexual offending. It involves presentations, videos, and role-play exercises. After attending core training and agreeing to participate in COSA, then the volunteer is invited to complete and submit an application form, resume, and three references (two from community members in good standing and one from a professional who knows them). Suitable applicants are then invited to an interview.

This interview allows the Program Director and Circle Coordinator to identify candidates who meet the volunteer criteria. The volunteer is required to demonstrate stability and residence in the community in which a COSA can to be formed so that they can attend meetings regularly. They are also expected to commit to a one-year Circle duration

in that location. Other personal criteria include (but are not limited to) personal maturity, experience of problem-solving, and general awareness of criminal justice issues. Volunteers are expected to have a balanced lifestyle with interests outside of COSA, a balanced perspective in being able to recognize the needs of both victims and offenders, and to be non-judgmental in terms of being able to work with Core Members with a variety of offense types and potentially alternative sexual orientations to the volunteer's own. The potential volunteer should not have any unresolved victimization issues. That is not to say that prior victimization excludes an individual from becoming a volunteer, but that the individual would need to ensure that the experience of volunteering for COSA does not trigger any difficult emotions for them. Finally, it is recommended that the pool of volunteers have a mix of age groups to provide a variety of perspectives.

If these criteria are met the volunteer is subjected to a criminal records check. Individuals with criminal records are not excluded from enrolling as volunteers but the Program Director and Circle Coordinator are encouraged to further interview those individuals to ensure that they are not likely to endorse pro-offending thinking or minimize behaviors instead of holding the Core Member properly accountable. Once the criminal record checks are filed suitable applicants are invited to participate in the skills training sessions. These are four 3 hour sessions (12 hours in total) over two full days. These sessions provide an understanding of the long-term effects of institutionalization, dynamic risk factors and offense cycles in sex offending, relapse prevention plans, accountability, Circle logistics (e.g., meeting practices), Core Member needs and appropriate volunteer responses to those needs, victim advocacy, and personal boundary-setting and self-care. After a final screening, successful applicants are officially enrolled as trained volunteers.

Phase 3: Forging the Circle

Once Core Members and volunteers have been identified and enrolled and Circles can be developed. Circle development involves two processes: covenanting and engaging in Circle contact. The first task for the Circle, with the support of the Circle Coordinator, is to develop the covenant. The covenant is the foundational document of COSA. It is a non-legally-binding agreement between the volunteers and the Core Member that establishes the norms and behaviors appropriate to the group, clarifies the expectations of the Circle, and defines the consequences for failing to meet those expectations. All are expected to commit to a 1-year Circle duration. Confidentiality is ensured and the ethos of 'no secrets' is enshrined - individuals within the Circle cannot share secrets or initiate and maintain friendships that are unknown to the rest of the Circle.

The volunteers agree to assist in practical living needs, to demonstrate open and honest communication, to work in consensus with the rest of the Circle, and to consult the Circle before others on matters related to the Core Member. The Core Member agrees to live by the terms of the covenant, to live an offense-free life, and to notify the Circle if they are having difficulty doing so. The Core Member agrees to respect personal boundaries, to be open and honest, to share information such as relapse prevention plans and offense cycles with the Circle, to adhere to their conditions of release, and to cooperate with the criminal justice authorities.

The second task is to engage in Circle contact, through regular scheduled Circle meetings. Circle meetings occur at least once a week in the initial stages, although in complex cases daily contact is recommended. The first 4-6 weeks are particularly intense

and this intensity could decrease over time, and so frequency of contact can be reduced if the Core Member is making progress. Meetings are held in pre-arranged locations in the community and are attended by all members of the Circle. Group cohesion is the key and leadership and decision-making is non-hierarchical and based on group consensus. In the early stages of the Circle the Circle Coordinator also attends meetings to take notes and facilitate discussion, until these responsibilities can be safely passed to a volunteer.

Temporary attendees, such as psychologists, police officers, parole/probation officers, chaplains, or researchers, may be invited to attend meetings if agreed by all members of the Circle.

A Circle meeting typically involves each member of the Circle 'checking in' and discussing their week, ending with the Core Member. Volunteers inquire about the Core Member's progress and will discuss their concerns. Should the Core Member disclose any concerning or unusual behavior to Circle members then the Circle will discuss this, hold the Core Member accountable, and support the Core Member in addressing those behaviors. In the event of the Core Member disclosing behaviors that contravene any of their conditions of release or that could potentially place community members in danger, then the Circle will request that the Core Member disclose this information to their Parole or Probation Officer of their own volition. If the Core Member refuses to do so then the Circle will report the behavior immediately to the Circle Coordinator, who will contact the Core Member's Police or Parole Officer.

In exceptional circumstances the Circle can meet without the Core Member (e.g., if Circle is not functioning effectively or if the Core Member is in custody or is physically

incapacitated). In most cases the Circle will inform the Core Member that they are meeting without them (the 'no secrets' policy).

Phase 4: Ongoing Circle support

Once the Circle has been established and is fully-functioning it is the responsibility of the Circle Coordinator and Program Director to provide ongoing support. This includes (but is not limited to: (1) Circle management; (2) record keeping; and (3) volunteer support.

The implementation of Circle policies and procedures are managed by the Circle Coordinator. This includes the scheduling of regular contact between the Circle volunteers and the Core Member, either in terms of group meetings or individual contact. There is ongoing re-appraisal of the covenant and the Core Member's conditions of release, to ensure that these are being recognized and respected. Circle dynamics and communication between the inner and outer circles are monitored, and enhanced where necessary, by the Circle Coordinator. Finally, the Circle identifies and deals with problems and obstacles to successful reentry and potential crisis situations encountered by the Core Member.

Records are maintained with file information such as offense cycles, covenants, court orders, important Circle decisions, and communications with affiliated professionals being securely filed and stored. Circle specific data such as attendance, inception dates, meeting dates and durations, critical incident dates, concerns, goal achievement, and outcomes will also be collected. Reporting of data is also necessary, with the Advisory Group receiving periodic updates. Similarly, external funders are likely to expect reports of

the program's achievements. Finally, data should be made available for research and evaluation activities.

Finally, it is recommended that ongoing support also be provided to volunteers. This includes the opportunity to provide regular feedback and to discuss their experiences and concerns to the COSA team. Further skills training should be offered to allow volunteers to increase their competency in supporting the Core Member, such as crisis management, group dynamics, or local employment and housing procurement procedures. This helps to keep the volunteers informed, healthy, safe, and motivated, which aids retention.

Phase 5: Dissolution of the Circle

The final phase of the COSA model is the dissolution of the Circle. There are three broad outcomes for Circles. Firstly, the Circle can be disbanded through mutual consent and the official bonds between the Core Member and their Circle become unofficial (but may endure if the Core Member and volunteers wish). Secondly, the life cycle can be extended. The principal lifespan of a Circle is one year, however if ongoing support beyond one year is beneficial for a Core Member then extensions can be negotiated. Volunteers who do not wish to extend their commitment further can be replaced if necessary, dependent on the needs of the Core Member. Thirdly, the Circle can be disbanded due to the Core Member breaking the covenant. If action is taken against a Core Member by a criminal justice agency (e.g., is rearrested), the Circle Coordinator will call a debriefing session where a plan for the future of the Circle is developed. In instances where the Core Member is re-institutionalized, the Circle makes a decision whether to continue to provide support. If the Core Member is returning to the community then serious decisions need to

be made regarding the potential effect of disbanding the Circle on community safety - and usually the Circle is encouraged to work through the violation. Finally, if the Circle is disbanded then the appropriate authorities should be informed.

Summary of the intended model

The above sections outline an effort to comprehensively clarify COSA program intent - an 'espoused theory' of COSA. From an analysis of the popular CSC COSA model (CSC, 2002; 2003) these sections outline: (1) the mission, aims, and objectives of COSA; (2) an anticipated management structure; and (3) the intended operational processes by which the various stakeholders develop the COSA program, through the establishment, maintenance, and dissolution of individual Circles and the recruitment, support and retention of service users.

EXPLORING COSA PROGRAM REALITY

Effective programs employ specific activities and interventions known to produce desired outcomes (intervention effectiveness) and implement those interventions with high fidelity to the program model (implementation fidelity) (Fixsen, Naoom, Blase, Friedman, & Wallace, 2005). A program may select or design evidence-based interventions⁶ but implement them poorly, leading to high intervention effectiveness, but low implementation fidelity. Conversely, a program may select or design poor interventions, but actually implement them well leading to low intervention effectiveness, but high implementation fidelity. Table 1 summarizes these possibilities. The goal of program improvement is to establish effective intervention and high intervention fidelity (Table 1: upper left-hand quadrant) as this is the condition that maximizes desired outcomes.

Table 1: Interaction between intervention effectiveness and implementation fidelity.

		Implementation fidelity	
		High	Low
Intervention effectiveness	Effective	Good intervention Good implementation	Good intervention Poor implementation
	Ineffective	Poor intervention Good implementation	Poor intervention Poor implementation

⁶ This report has noted that, at this time, the previous research does not establish COSA as an evidence-based intervention. In this context, high intervention effectiveness relates to the adoption by sites of a comprehensive and consistent espoused theory of COSA.

The matrix of program elements in Table 1 served as the guide for data collection regarding COSA implementation. During each site visit, key staff and volunteers were interviewed, and documents related to operational policies and procedures were reviewed to collect data on how the program-in-action met each of the elements outlined. In addition, patterns of case-flow were documented in order to estimate how many Core Members are enrolled at each site annually, which has important implications for the statistical power of any future outcome evaluation. As part of this support for the use of a randomized control trial (RCT) in an outcome evaluation was examined.

Data collection methods

Data were collected via site visits to five locations delivering, or intending to deliver, COSA programs in the U.S.: Fresno, CA; Denver, CO; Durham, NC; Lancaster, PA; and Burlington, VT (See Appendix A for a map of locations). COSA projects at these sites have different names and acronyms that are often geographically specific. For consistency, they are referred to in this report as COSA Fresno, Colorado COSA or CO-COSA, COSA Durham, COSA Lancaster, and Vermont COSA or VT-COSA.

During these site visits in-person interviews were conducted with key program personnel - Regional Directors, Local Project Coordinators, representatives of the referring criminal justice agencies (DOC, Parole, or Probation), and volunteers. Other key interested parties were also interviewed wherever possible, including members of the Board of Directors, steering group/advisory board members, and other government agencies (e.g.,

Sex Offender Assessment/Management Boards). Any documented material related to COSA policies and procedures were also requested.

Of the five sites visited, two could be regarded as established programs (COSA Fresno and VT-COSA), with 10 or more Circles currently in operation. One was a newly-established program (COSA Lancaster), with Circles in operation, but less than five. Two were fledgling programs (CO-COSA and COSA Durham), with Circles in development, but none in operation. Individual site reports are available that include findings on program fidelity, which are summarized in the following section.

Data was collected and analyzed using a fidelity item measurement tool (see Appendix 1) and a data item measurement tool (see Appendix 2). The fidelity item measurement tool examines 41 items across 10 fidelity categories, including management, model, operations, outcomes, staff, Core Members and volunteers. There is no definitive consensus on what constitutes high program fidelity, but evidence suggests fidelity levels of 60% and greater (i.e., 60% match between program intent and program reality) are associated with strong outcomes (Durlak & DuPre, 2008; Latessa & Lowenkamp, 2006). Thus, programs with an implementation score approaching or exceeding 60% were considered to be well-implemented. The data item tool examined whether 23 key data variables were either available on-site, available from an external source (e.g., DOC, Parole, Probation, etc), or not available. Copies of all and any relevant policy, procedure, training, or communicative documentation were collected electronically or in hard-copy form.

Site report summaries

The following sections briefly outline program reality at each of the five sites, fidelity scores, and recommendations relating to the ability of each site to participate in evaluative activity.

COSA Fresno

COSA Fresno is operated by the Center for Peacemaking and Conflict Studies (CPACS) at the Fresno Pacific University, California. According to a 2008 CASOMB report, approximately 67,700 registered adult sex offenders lived in California's communities at that time, roughly 75% of whom have fully-completed their sentence and are not under any formal criminal justice supervision. COSA Fresno is based on the CSC model (CSC, 2002; 2003), adapted where necessary to operate within the context of sex offender reentry in California. COSA Fresno currently has 25 Circles in operation. At the time of the site visit COSA Fresno was described as operating beyond capacity. COSA Fresno was awarded a fidelity score of 58%.

COSA Fresno deviates from the intended model in a number of ways. Firstly, some Core Members have not completed their sentence in full and are returning to the community under a combination of COSA and formal parole supervision. Secondly, volunteer applicants' are not subjected to an official criminal records check and personal references are not checked. Data collection is limited to those gleaned from volunteer application forms and interviews, Circle meeting notes, and information collected during Core Member referral and intake. There are two key obstacles to evaluation at COSA Fresno. The first is that there is concern for the financial viability of the site in the long-

term. The second, related to the issue of limited capacity, is the potential sample size available.

In conclusion, operations at COSA Fresno are impressive given the limited resources available. It is concluded, however, that only with significant investment in the site could these methodological issues and obstacles can be resolved in a short enough period of time for COSA Fresno to be considered equipped to contribute to rigorous experimental evaluation. If investment were possible, then it would be recommended that COSA Fresno be included in any evaluative activity related to the effectiveness of COSA in the U.S., either as a single site or as part of a multi-site evaluation.

Colorado COSA

Colorado COSA (COCOSA) is a non-profit organization, funded by the Colorado Department of Corrections and seeking additional private funding. During the past four years Colorado has been reforming criminal justice practices. This has led to approximately \$25 million dollars being reallocated from the corrections budget to funding for intervention programs. Colorado COSA (COCOSA) uses an adapted version of the CSC model (CSC, 2002; 2003) that also draws from materials collected from COSA programs in Fresno (CA), Alaska, Vermont, and the United Kingdom. COCOSA is in the initial stages of developing their first COSA Circles. Colorado COSA was awarded a fidelity score of 27%.

The COCOSA model appears to deviate from the intended model in a number of ways. Firstly, selected Core Members have not completed the whole of their sentence and are in the community under a combination of COSA, and Parole or Probation supervision. Secondly, there appears to be a degree of flexibility in the criteria for Core Member

selection. It was not possible to assess data management because the project is still in development.

It is clear that the project is well-resourced (both in terms of finance and personnel), has a strong model in place, and has learned valuable lessons from its first unsuccessful incarnation. It is concluded, however, that at this time Colorado COSA cannot be considered to be operating at a sufficient capacity that would allow it to positively contribute to rigorous evaluation.

COSA Durham

COSA Durham is funded in part by the Durham County Criminal Justice Resource Center (CJRC) and located in Durham Congregations in Action (DCIA). According to recent North Carolina Department of Justice statistics approximately 272 registered sex offenders reside in communities in the Durham, NC region. The COSA model established at COSA Durham is an adapted version of the Correctional Services Canada model (CSC, 2002; 2003). At the time of the site visit, COSA Durham was in the program development stage and not operating any Circles. COSA Durham was awarded a fidelity score of 24%.

The anticipated COSA Durham model appears to deviate from the intended model in a one key way. Selected Core Members may not have fully completed the whole of their sentence and all returning sex offenders are subject to 5 years post-release supervision. It was not possible to assess data management because the project is still in development. The key obstacle to evaluation is that the site is currently at very low capacity.

Nonetheless, it is clear that the project is well-resourced (both in terms of finance and personnel), has a strong model in place, and has learned valuable lessons from its first

unsuccessful incarnation. It is concluded, however, that at this time COSA Durham cannot be considered to be operating at a sufficient capacity that would allow it to positively contribute to rigorous evaluation.

COSA Lancaster

COSA in Lancaster, Pennsylvania, is operated by the Center for Community Peacemaking (CCP). According to the Pennsylvania State Police, there are approximately 785 registered sex offenders residing in the community in Pennsylvania. COSA Lancaster uses an adapted version of the CSC model (CSC 2002; 2003). Three months into this second iteration of the program, COSA Lancaster currently has three Circles in operation. COSA Lancaster was awarded a fidelity score of 52%.

COSA Lancaster deviates from the intended model in a number of ways. Firstly, selected Core Members have not completed the whole of their sentence and are returning to the community under a combination of COSA and formal parole and probation supervision. Secondly, there appears to be flexibility in the criteria for Core Member selection. Thirdly, at present the establishment of the project team has not yet been fully achieved. The state of data collection, management and storage is a serious concern, but should be balanced with the short time in which the site has been in operation. The key obstacle to evaluation is that the site is currently at very low capacity.

Nonetheless, COSA Lancaster has been successful in forging their first Circles and appears to have been successful in maintaining these. It is concluded, however, that at this time COSA Lancaster cannot be considered to be operating at a sufficient capacity that would allow it to positively contribute to rigorous evaluation.

Vermont COSA

Vermont COSA is managed by the Vermont Department of Corrections (DOC) from their offices in Williston, Vermont. As of June 2012, the Vermont DOC reported a total of 1,212 registered sex offenders, 55% of whom reside in the community on parole, probation, intermediary sanctions, or as part of a re-entry scheme. Vermont COSA (or VT COSA) was formed in 2005 using funds from a Serious Violent Offenders Reentry Initiative grant. The DOC facilitates around 50 Circles per year on current resources and funding. Vermont COSA was awarded a fidelity score of 86%.

VT COSA was found to deviate from the intended model in a number of ways. Firstly, VT COSA is managed centrally by the Vermont DOC, which has implications for COSA activity. Secondly, selected Core Members have not completed their sentence in full and are returning to the community under a combination of COSA and formal parole supervision. Thirdly, there appears to be some flexibility in the criteria for Core Member selection. The quality of data and data systems at VT COSA are excellent. The only obstacle to evaluation for VT COSA may be the potential sample size available.

It is concluded that these methodological issues and obstacles can be resolved and that Vermont COSA can be considered equipped to contribute to rigorous experimental evaluation. Vermont COSA could be evaluated either as a single site or as part of a multi-site evaluation.

Summary: Assessment of program reality

In summary, all of the sites have implemented versions of the Correctional Services Canada (CSC, 2002; 2003) model, adapted to suit their needs. Only COSA Fresno appeared to be running the program in the absence of formal parole or probation supervision in the community. At the other four sites COSA was implemented as a method of augmenting traditional criminal justice authority supervision with community support and peer-led pro-social modeling. Financial and operational security differed between sites. All of the sites except COSA Lancaster had been provided with central government funding to develop their program. Management structure also differed between sites, with some sites running on a small part-time staff due to a lack of resources and other sites being able to employ full-time staff to develop policy and oversee operations. Some were housed in large local or state government organizations whereas others were housed in smaller community-based organizations.

In conjunction to this report, the five related site reports present provide the individual findings at each site during this evaluability assessment. Fidelity scores at the sites were (in descending order): Vermont COSA - 86%; COSA Fresno - 58%; COSA Lancaster - 52%; Colorado COSA - 27%; and COSA Durham - 24%. These fidelity scores represent the percentage of 100 fidelity items that were observed in program reality. The site reports suggest that VT-COSA could be considered to have high program fidelity, demonstrating both a good intervention with good implementation. Two sites are reaching scores that suggest adequate implementation (COSA Fresno and COSA Lancaster). COSA Fresno and COSA Lancaster were considered to have good implementation but a poor intervention, due to a lack of formal policies and procedures. It is recommended that these

sites focus on formalizing their aims and objectives and making the intended COSA delivery more prescribed and consistent. CO-COSA and COSA Durham were considered to have a good intervention but poor implementation - essentially because they had no Circles in progress. It is recommended that these sites focus on ensuring the quality and consistent delivery of their intended programs as they begin to forge Circles.

KEY FINDINGS AND LESSONS LEARNED

This section draws together the findings and provides conclusions on the ability of the sites to engage in a larger evaluation, what form that evaluation may take, and what obstacles exist to successful evaluation.

What would an evaluation of COSA measure?

The key research question that an evaluation of COSA would seek to answer is whether COSA program is effective. The long-term aims of COSA are the development of personal skills, reductions in criminogenic risk, and reductions in reconvictions (particularly sexual reconvictions). Previous outcome studies, however, have focused on reductions in reconviction⁷. A myopic focus on recidivistic outcomes seems though to disregard the other aims, increasing social capital and reducing risk levels. COSA also seeks to increase pro-social behavior in the Core Member. The aim is to assist the Core Member in developing personal skills such as self-management and interpersonal communication skills that would consequently assist them in increasing their social capital and decreasing

⁷ It should be noted that other studies of COSA have reported intermittent data on non-recidivism outcomes for Core Members.

their perceived level of criminogenic risk. These improvements could be addressed with a well-designed evaluation plan, where a theory of change in pro-social behavior could be developed and measured as an outcome. A single focus on recidivism neglects the accountability principle of COSA and its positive effects in the community. As discussed later in this section, in some cases even reconvictions could theoretically be considered program successes and effective evaluation would need to account for this.

A number of program variables would need to be controlled in an evaluation of COSA. These include Circle-related variables, such the dosage of COSA (i.e., whether contact with the Circle is weekly, monthly, annually, and how long those frequencies were in place), the number of volunteers per Circle, and the duration of the Circle. Core Member variables would need to be included, such as demographic information and psychological data, such as motivation, decision-making skills, pro-offending cognitions, etc. Volunteer variables would also need to be included, such as their communication skills, empathy, and problem-solving abilities. Finally, it would also be beneficial to include some environmental data, such as regional crime rates for sites and information about the institutions from which the Core Members are released.

The following section outlines potential evaluation designs for COSA. Firstly, it will assess the possibility of using experimental methodology, namely a randomized controlled trial (RCT). Secondly, it will examine the possibility of using quasi-experimental designs as an alternative to an RCT. In general, RCTs are thought to produce more credible estimates of program effects than quasi-experimental designs, but RCTs are often more difficult to implement (Reichardt & Mark, 2004).

Could experimental methodology be used?

Randomized controlled trials involve the random assignment of people to either an intervention or control group, allowing evaluators to draw direct causal inferences about the effectiveness of the intervention, and have been the method of choice in medical effectiveness for many decades (Shadish, Cook, & Campbell, 2002). In spite of the practical challenges of conducting them, RCTs are widely viewed as the 'gold standard' for program evaluation (Weisburd, 2010) and are increasingly desired, even expected, by evaluation sponsors. There have been, however, few RCTs of sex offender programs, leading many to call for the employment of well-controlled RCTs (e.g., Hanson et al., 2009; Harris et al., 1998; Losel & Schmucker, 2005; Marques et al., 2005).

The benefits and ethics of conducting RCTs with sex offender populations is a somewhat controversial topic in the sex offender treatment community. In a 2007 paper, Marshall and Marshall criticized RCTs for being scientifically elegant, but of little relevance to practitioners. The authors argued: (1) RCTs lack administrative support; (2) the requirements for manualization and standardization in RCTs stifle clinical responsiveness and creativity; (3) they are unable to control all possible variables related to the program, the offender, and each of their environments; and (4) RCTs are unethical because they don't allow potential victims to provide informed consent and treatment cannot be offered to the control group because of the long-follow up times typically required of studies of recidivism outcomes. In reply, Seto et al. (2008) argued although there are many difficulties in the implementation of RCTs, they are the only way the field can develop credibility and an evidence-base for practice and prevention, and that the problems can only be overcome by conducting RCTs and learning from the process.

Certainly, if an RCT of COSA were proposed, there would need to be some discussion of the ethical implications of creating a control sample of COSA-suitable sex offenders released into the community without COSA. As with any under-researched intervention, at this time it is simply not known whether COSA works (otherwise there would be less need to evaluate it the first place). Indeed, COSA may even be iatrogenic. Thus, there is no present basis for saying that any individual would be helped or harmed by being denied COSA in the context of an RCT. Also, as the majority of the sites identified for the evaluability assessment are operating in conjunction with traditional Parole and Probation practice, the alternative to COSA is not 'no intervention' but 'supervision as usual'. The control group proposed would simply represent those with ongoing formal supervision for all other sex offenders. It is also unlikely that the sites would have the resources to provide Circles for all COSA-eligible offenders even if it were desired. Therefore, there are likely to be COSA-suitable offenders on 'waiting lists' that would make a suitable control sample for an RCT.

What COSA-related obstacles to experimental evaluation exist?

It is concluded that there are five potential obstacles that need to be addressed in order to conduct a successful experimental evaluation of COSA: (1) choice of outcomes; (2) significant differences in program implementation; (3) core member selection issues; (4) sample size, site capacity, and low baselines of recidivism; and (5) ownership of data.

Choice of outcomes

The first concern is what to include as the outcome(s) of any planned evaluation. Those studies conducted so far (Bates et al., 2013; Duwe, 2013; Wilson et al., 2007; Wilson et al., 2009) have used recidivism as the outcome - comparisons between COSA and non-COSA offender groups based on how many reoffended and how many did not. A positive outcome for COSA was deemed to be one where recidivism was reduced in the experimental group. Reducing recidivism is critical to COSA's mission of 'no more victims' and therefore an examination of the reductions in re-offending attributable to COSA is required.

Nonetheless, a myopic focus on recidivism as an outcome does not adequately account for the accountability principle in COSA. The Circle is designed to hold the Core Member accountable for their behavior. If the Core Member engages in risky or actual offending behavior then it is the Circle's responsibility to react in a responsible pro-social manner. If the aim of COSA is to prevent further victimization it could plausibly be argued that in a situation where the Core Member reoffends, but where that reoffending is detected by the Circle and the Circle either convinces the Core Member to inform the relevant authorities or the Circle members report it themselves, then that can also theoretically be considered an effective circle. That hypothetical Circle has excelled in its role of delivering accountability for Core Member behavior. Furthermore, it could be argued that this hypothetical Circle has prevented the further victimization of any individuals identified as the target of the detected offense and possibly prevented what may have regressed into a series of undetected new offenses. In essence, if the outcome of

accountability is that the Core Member is re-incarcerated, this too may be considered best-practice in COSA.

This is something that needs to be accounted for in any decision as to what constitutes success and failure in the COSA logic model. In terms of an RCT, the outcome variable is likely to be dichotomous: was recidivism observed or not. However, this tells us very little about what it is about COSA that effects that reduction in recidivism. Thus, it would also be recommended that any evaluation also plan a theory of change for COSA and explore the elements required to bring about the changes in behavior that are related to any reduction in recidivism. The logic model outlined includes some of these variables, both distal (e.g., increased risk awareness, problem solving, self-esteem, pro-social cognition) and proximal (e.g., successful access to services such as housing and financial aid). By evaluating more than just recidivism the links between activities and/or learning experiences and the achievements of COSA can be better understood.

Differences in implementation formats

The site visits highlighted two discernible and potentially significant divergences in the way in which COSA projects are implemented in the U.S. The first divergence is between grass-roots (bottom-up) and institutional (top-down) models. The second difference is between fully-completed and supervised Core Members. Each of these could represent key differences in the populations from which samples might be drawn.

The first divergence in implementation is between grass-roots and institutional models. Grass-roots models describe an interested organization, typically already engaged in other restorative justice activities, that decides COSA is a project they can implement.

They form a COSA team (Phase 1 of the intended model) and then invite criminal justice agencies to orientations (Phase 2) in order to develop relationships and solicit referrals. The further development of COSA is driven primarily by the grass-roots community organization itself and they are typically self-funded (or at least, are responsible for sourcing their own funding). Examples of grass-roots models include COSA Fresno, COSA Lancaster.

The second are institutional models, where a criminal justice agency (e.g., a DOC) decides that COSA is a program that can be utilized to augment ongoing traditional management of sex offenders and/or to achieve organizational goals related to restorative justice principles. The agency subsequently identifies (or creates) smaller community organizations who then form COSA teams (Phase 1). The agency then sub-contracts those community organizations specifically to implement the COSA program. In this model there is little or no need to implement Phase 2 of the intended model (orientations) as the criminal justice agency is the primary source of referrals. Examples of institutional models include COSA Durham and VT-COSA. COCOSA may, once fully-established as a provider, represent a third, hybrid grass-roots/institutional model where the management of COSA is carried out by a grass-roots non-governmental organization, but that organization sub-contracts smaller community organizations to provide the Circles.

There may be some systematic differences between these approaches that need to be addressed in the methodology should a larger-scale evaluation involve multiple sites. For example, it may be easier for the top-down projects to secure State or Federal funding for COSA and thus those sites may have greater resources in order to run the COSA program effectively. Conversely, it could be the case that the apparent flexibility and

freedom that comes with the lower levels of bureaucracy witnessed in the grass-roots approach to COSA has allowed those sites to push forward and innovate where the institutional programs cannot.

The ability to evaluate the COSA program depends on whether these differing organization models can be considered the same program. Both implementations have the same Core Member and volunteer selection criteria and the implementation of the Circles themselves is identical in both theory and practice in that both are, in effect, run by non-governmental community organizations. In this sense the differences between these two models on the ability to successfully evaluate the program with an RCT may be negligible.

Fully-completed versus supervised Core Members

The second divergence in implementation is that in some programs COSA Core Members have fully-completed their sentence and some are released under parole and probation supervision. Paroled offenders are provisionally released early from incarceration, under certain conditions of release, prior to completing their maximum sentence period. Offenders on probation have been sentenced to community supervision and restriction as a substitute for incarceration. These offenders are supervised in the community by either a Parole or Probation Agent (depending on the jurisdiction). Fully-completed offenders, conversely, have completed their sentence in its entirety and as such may not be under formal supervision in the community.

The intended model of COSA set out in this evaluation, based on the original CSC model (CSC, 2003; 2002), is for implementation with fully-completed offenders. The rationale in the original Circles in Ontario is that they filled a gap in supervision for high-

risk offenders who did not have any formal supervision in the community with COSA providing support and accountability. A number of sites, however, implement COSA to augment supervision in the community for parolees and even individuals on probation. These individuals have both COSA and formal supervision in the community. Thus, first and foremost this is a philosophical innovation and raises questions about whether COSA implementations in the U.S. are addressing the problems that COSA was designed to address – namely addressing the lack of formal support for high-risk offenders where no criminal justice supervision can be offered.

This also poses a potential methodological concern if it were to create a situation where there is a systematic difference between the supervisory experiences of different Core Members. A systematic difference in the environments into which these individuals are being released and in which their COSA operates could mean that supervised Core Members, for example, may have more conditions of release than a unsupervised offender (who presumably has only registration, notification and residency restrictions as a sex offender) and therefore may be more restricted in the community and exposed to more opportunities to break those conditions.

However, this issue may be negligible for two reasons. Firstly, the current legislative context is such that in most jurisdictions it is unlikely that a registered sex offender would be returned to the community with no formal parole or probation supervision, particularly one who is deemed to be at high-risk of reoffending. The site visits highlighted the fact that the vast majority of programs were required to tailor their service for sex offenders released into the community under formal supervision, even if they have completed their sentence. What COSA provides at the sites in this evaluability assessment is an

individualized intensive peer-led support and accountability component to reentry that parole and probation departments may not have the available staff, time, or resources to provide.

Secondly, an experimental evaluation of COSA could balance fully-completed with supervised offenders - so long as supervision is adequately controlled for. Therefore, although the supervisory environments and consequently the lived experience of the Core Member may differ, an evaluator could control for the intensity of supervision for offenders (e.g., the frequency of home visits or the use of electronic monitoring), differences in notification, registration and residency restrictions. Other factors affecting the offender's environment would also need to be controlled, such as treatment, employment opportunities, and access to housing. Controlling for supervision would allow evaluators to confidently state that any observable effect is due to the COSA program and not differences in community supervision.

Core Member and volunteer selection issues

One potential implementation obstacle to the evaluation of COSA is the issue of Core Member selection – specifically, (a) the suitability criteria and (b) its use during the referral process. Firstly, there may be an inherent selection bias in the selection of Core Members. According to the model Core Members are only suitable if they are highly motivated to change, seeking an offense-free life, and agree to abide by the covenant and their conditions of release. Therefore, the COSA sample represents an eager, positive, and compliant sample and therefore it is perhaps unsurprising to find that so many are successful in the

community. In this case, it becomes even more important that the control sample is equally motivated to an offense-free life, in order not to create a sample bias.

This is an issue, however, that can be addressed in an experimental design. So long as the control group is drawn from the same pool of highly-motivated inmates as the experimental group this should not affect the evaluators' ability to draw conclusions related to the effectiveness of COSA for suitable clients. However, the potential-for-success driven selection criteria for COSA may not allow for evaluators to make any further generalization to all 'high risk, high need' sex offenders. It was noted in the introduction to this report that a major concern in previous evaluations of COSA was the use of retroactively assigned control groups comprising individuals who were not offered COSA, and often the rationale for not offering COSA was not provided. A key aim in any future evaluation of COSA would be to ensure a high-quality, high-integrity randomization process.

Secondly, the initial assessment of suitability for Core Members is often completed by the DOC. Thus, the responsibility for ensuring that those referred to COSA are suitable and that the criteria for suitability are standardized and being used consistently lies outside the remit of the COSA program. This means that in order to successfully control for selection bias COSA would need to be able to affect policy and procedure within referring agencies. This could be rectified through the use of a memorandum of understanding between COSA and each referrer that they agree to implement the criteria consistently and in full.

There is concern the Core Member selection criteria are not rigorously or consistently applied. Most of the sites were willing to waive some of the criteria to provide

Circles to individuals who do not meet the criteria. The criteria were often seen as informal screening guidelines and the final decision on Core Member acceptance was effectively one of reasonable judgment *informed* by the criteria. In few cases were the criteria operationalized, applied to all, and verified by some tangible form of evidence (e.g., risk assessment scores). This form of unquantifiable judgment is not conducive to good experimental practice, and thus it would be essential to instigate rigorous, objective, and ideally actuarial selection procedures at sites. In essence, it would be strongly recommended that sites specify the evidence on which these decisions are made.

There is also a similar issue with the criteria for volunteers. The criteria for volunteer selection are difficult to operationalize. Criteria such as stability and maturity are difficult to measure and provide adequate evidence for, so it appears that sites use reasonable judgment on these criteria too. It can be assumed that the capability of the volunteers is of crucial importance to the outcome of the Circle. It is understood that volunteering time to support the reentry of a high-risk sex offender into a community is not an easy initiative to recruit for. Nonetheless, in order to control for the quality of services being provided to Core Members it would be recommended that sites seek to operationalize and specify the evidence on which these decisions are made. If not, they should state that reasonable judgment is used.

Sample size, site capacity, and low baselines of recidivism

Limited sample size is also an issue for successful evaluation of COSA. RCTs will be difficult for sites with fewer numbers of eligible Core Members. The total number of Circles currently being facilitated across all five sites is estimated to be around 78 per annum. If

any form of experimental or quasi-experimental methodology is desired, then there would either need to be a significant increase in capacity at those sites with fewer eligible Core Members or further sites would need to be identified and developed.

The use of experimental methods would also increase the demand for COSA-eligible participants, in order to also provide a control sample for comparison. The varying populations in which the sites operate will also affect sample size. For example, this evaluability assessment found Vermont COSA to be well-implemented, but the state has only approximately 1,000 registered sex offenders. It is likely that a small proportion of these offenders will meet the criteria for COSA Core Members (i.e., high-risk, high-need). Similarly, the other sites found to be reasonably well-implemented, Fresno COSA and Lancaster COSA are also in less-densely populated areas, where numbers of suitable Core Member candidates may be limited.

Another potential issue to examine is the possible effect of the low baseline rates of recidivism in sex offenders. In their meta-analysis of recidivism rates predicted by Static-99R and Static-2002R, Helmus et al. (2012) present percentage recidivism rates at 5 years from a series of studies that included recidivism as an outcome variable. As Helmus et al. state, "A plausible range for the 5-year recidivism rate for the typical sex offender would be between 4% and 12%" and that "[most] sex offenders would be expected to have 5-year sexual recidivism rates of 7% or less." (p. 18). For the purpose of this evaluability assessment, selecting the recidivism rate for those studies in the Helmus et al. study of offenders with an average Static-99R score of 3.5 or higher (a score of 4 or above is considered high risk) and performing a weighted average provides a crude estimated recidivism rate of around 19.7% for high risk sex offenders, approximately 1 in 5.

Thus, the small populations from which to draw numbers of COSA-eligible participants combined with the low rates of recidivism expected for both COSA Core Members and controls, any expected observable effect of COSA will be small. The size of the expected effect of a program is the key determinant of the sample size needed to conduct a successful RCT and the smaller the expected effect of the program, the larger the sample size required for evaluators to be able to conclude, with enough power, that observed differences are unlikely to be due to chance (Rice & Harris, 2003; Stolberg, Normal, & Trop, 2004). Therefore, in order to conduct an experimental evaluation of COSA there would potentially need to be a significant increase in the number of Circles being provided at sites.

As St. Pierre (2004) noted, although studies based on large sample sizes yield the greater statistical power, it may be possible for studies with smaller sample sizes to increase the precision of impact in other ways, such as by controlling more carefully any differences in baseline characteristics of participants that are related to the outcome. Controlling for baseline characteristics, however, may be difficult in COSA. COSA is a program that celebrates its flexibility and its ability to operate for the benefit of a diverse range of offenders. Nonetheless, by incorporating better measures of Core Member characteristics, and by instigating more efficient transfer of data between criminal justice agencies, it is feasible that a number of variables can be controlled for. Examples include prior treatment provision and success, risk scores, social capital, and psychological characteristics. Therefore, it is not inconceivable that with careful control of key variables an RCT could be conducted by combining samples in a multi-site evaluation, should the fledgling sites hit their targets for Circles created within the next year.

Ownership of data

In order to adequately control for bias in an RCT, critical variables related to the Core Member on release would be essential in order to establish whether the differences between the groups can be attributed to the COSA program and not other factors (e.g., Core Members reentering with varying degrees of therapeutic experience and success). One of the key criticisms of program evaluation can often be that evaluations report significant results between their users and controls, but either fail to explain what it is about their program that is producing this change and/or fail to control for potentially confounding variables and factors. Perhaps the most important factor in establishing the effectiveness of a re-entry program is that an evaluator can control for the potential resilience of the offender at the point of release, for example, their unique levels of experience and success of treatment, their personal protective factors, their social capital, and the characteristics of the environments into which they return⁸.

It was noted during the site visits that in many instances key data, particularly for the Core Member, were not solicited, collected, or reported by the COSA programs. Consequently, some variables that would be critical for evaluators, such as risk assessment scores and sex offender treatment histories (e.g., dosage, type, etc) would need to be solicited and collected from the criminal justice agencies that referred them. This would be labor-intensive and depend on the evaluator's ability to access documents from various DOC/Parole/Probation at both state and local levels. Requirement to apply for access to these data is likely to have a negative effect on the ability of future evaluators to collect data in a comprehensive and timely manner. It is recommended that sites seek to develop

⁸ This may be of particular concern should an evaluation include samples including both supervised and fully-completed Core Members.

their relationships with their referrers to improve the flow of data from the criminal justice agencies to the COSA programs.

Lessons learned

The following section outlines a further two intangible issues that could have a significant impact on the ability to successfully evaluate COSA. These represent lessons learned by the sites while developing their COSA program or issues noted by the evaluators while visiting the sites.

Relationships between COSA and criminal justice agencies

The first lesson is that the key to the successful implementation of COSA is the quality of the relationships between the program and their criminal justice partners. This was a key lesson expressed by those sites whose initial attempts at implementing COSA had failed. Those sites found that the ability to develop close and enduring working relationships with the criminal justice agencies from which you receive referrals from is vitally important. Ultimately, these agencies are responsible for offenders in the community and public safety. Therefore, a high level of trust is needed between the agencies and the COSA team in order for the agencies to delegate a share of that responsibility. If a Core Member fails, especially if they are supervised in the community, then responsibility lies with the supervising agency. Therefore, COSA needs to be able to demonstrate quality and integrity and have the DOCs and the Parole and Probation Service as positive partners.

During the project there was some concern about mistrust of COSA projects by the staff of the criminal justice agencies. Without this trust the projects are unlikely to receive high numbers of referrals, nor will they be able to implement the intended COSA model if the criminal justice agencies feel they need to micromanage the COSA project in order to maintain community safety. This would have large implications for an evaluator's ability to examine outcomes. It is recommended that sites reappraise their relationships with their criminal justice partners and ensure that they can demonstrate those close and enduring working relationships.

Site vulnerability

The second lesson, learned by the evaluators, was the importance of program strength and stability. In some circumstances programs were being managed by enthusiastic, hard-working, and well-meaning staff, but in unstable working environments. Essentially those programs were enduring through the personality and perseverance of one or a small handful of personnel. It would be of concern to an evaluator of COSA, whether those programs could cope with the loss of key staff members during an evaluation and continue to function.

Both experimental and non-experimental studies can account for attrition in the sample. For example, in RCTs the impact estimate for the offenders assigned to the COSA condition can be divided by the proportion of offenders who actually actively participated⁹. But few experimental or quasi-experimental studies can, without difficulty, deal with a

⁹ Whether attrition from a Circle would be considered withdrawal from the program or a negative Circle outcome (i.e., failure), is another matter and requires clarity.

whole site withdrawing from an evaluation. Therefore, the financial and executive viability and security of the sites will be a critical factor in deciding whether they can be elected to participate in a multi-site evaluation.

Are there any benefits to using quasi-experimental methods over RCT?

If a rigorous evaluation were to be carried out, experimental methods such as randomized controlled trials are not the only methodologies available. There may be a possibility that quasi-experimental designs could provide an alternative to RCTs. It would be argued that since it has been noted that, with some caveats, conducting an RCT on COSA is possible quasi-experimental methods would need to provide additional benefits to RCT and solve more of the methodological obstacles that COSA presents.

For example, propensity score matching would remove the issue of ethics, as Core Members would not be randomly assigned and therefore no Core Member would be assigned to a no-COSA condition. Propensity score matching, however, can only control for known and observable covariates that, similarly to any baseline RCT data, would all need to be sourced from the criminal justice agencies - the difficulties of which have already been discussed. Propensity score matching studies typically also require larger sample sizes than RCTs, and as it has been noted sample size is an issue for COSA programs. Similarly, regression discontinuity designs require a large sample size, with regression discontinuity requiring almost three times the sample size necessary for an RCT. Regression discontinuity designs also require a strict and simple criterion for inclusion/exclusion for the intervention being studied (something akin to the age 65 eligibility for Medicare, which

is simple and uniform). The selection criteria used by the COSA sites studied have not proved to be this straightforward or consistent.

Methodological conclusions

It is concluded that there is no methodological or ethical reason why a randomized control trial of COSA provision in the U.S. could not be conducted. The obstacles to an RCT are all such that they can be addressed with a combination of realistic tightening of program implementation, rigorous experimental control, and an increase in real-world resources. There do not appear to be any major benefits to the use of non-experimental studies over a randomized control trial for the evaluation of COSA as those same methodological obstacles to conducting an RCT currently posed by COSA would also be detrimental to non-experimental studies. Therefore, it would seem illogical to not advocate for the most rigorous evaluative method.

CONCLUSIONS

As is the case in any criminal justice program, the establishment and operation of COSA is not a simple task. COSA sites across the U.S. have been required to establish advisory boards, hire and train staff members, develop and implement policy and procedure, identify, initiate, and maintain key community relationships, identify and recruit volunteers, identify and select Core Members, forge healthy and successful Circles, and collect and report data on their progress and outcomes. This complex task is underway at all sites visited in this evaluability assessment, but not all sites are fully-implemented.

Firstly, it would be recommended that any activity related to evaluation of the COSA program begin by addressing the structural COSA issues outlined in this report. Consensus should be sought for the exact purpose of COSA and the criminal justice issues it is designed to address. If providing accountability is a key tenet, then methods for measuring it and its effects should be developed and included in any evaluation, rather than a myopic focus on recidivism. Differences in management structure should be accounted for and controlled. Also, appropriate and adequate controls for supervision type should be identified and included in any evaluation.

Secondly, improvements to implementation would need to be made at the sites, especially in terms of the following: (a) their relationships with the referring criminal justice agencies; (b) their procedures for Core Member selection; and (c) obtaining Core Member-related data, in terms of both Circle outcomes and baseline data from partners in the criminal justice system. At the present time, a separate highly detailed plan would need to be drawn up simply to establish who owns data and if and how it could be made

available. For COSA is to be successfully implemented, it is in the interests of both the sites and of the criminal justice agencies that data flow more easily from one to the other.

Thirdly, evaluators would need to be provided with sustainable sites. If selected, a multi-site RCT would be a multi-year project and in order to take part sites would need to be financially viable for the duration of the project. It is recommended that a sponsor of such an evaluation seek long-term value for money by providing up-front funding for participating sites, rather than have sites discontinue or run at limited capacity. In return for that financial and operational security, the sites would be required to improve their standards of operation where necessary. Sites would be required to provide documented operational policies and procedures and ensure that program integrity is maintained, with no 'innovation' in program processes (e.g., Core Member selection). In addition, sites would need to agree to a series of data management improvements. Given that COSA projects have been linked to cost savings of upwards of \$350,000 (Duwe, 2013), investment in the sites as part of a successful evaluation may represent excellent value for money. In fact, improved data management may be a by-product of up-front funding of participating sites. Funding agencies typically require frequent and detailed reporting of performance indicators by grantees placing an imperative on the grantee to be pro-active and improve data management.

RECOMMENDATIONS

This evaluability assessment recommends one of the following three options for the evaluation of COSA:

1. Conduct an experimental evaluation of the Vermont COSA program alone

The advantages of this option are: (1) program fidelity and data management at Vermont COSA are excellent; (2) preliminary data is available that could be used to perform a power analysis to estimate the number of cases and the duration required to detect differences; (3) there would be no cross-site differences in variables and program variables would be easier to control; (4) the overall cost of evaluation would be smaller than a multi-site evaluation; and (5) the evaluation could be carried out immediately.

The disadvantages are: (1) the lack of sample size and thus a difficulty in detecting small effects; and (2) that VT-COSA implements an institutional model and therefore (a) it may be difficult to isolate and differentiate the relative effects of COSA from the effect of 'supervision as usual' and (b) it may not be possible to generalize the results to grass-roots implementations.

2. Conduct an experimental evaluation that combines the Vermont COSA and COSA Fresno programs

The advantages of this option are: (1) program fidelity and data management at both sites are acceptable; (2) there would be an increased sample size and thus it would make detecting smaller effects easier; (3) preliminary data is available that could be used to perform a power analysis to estimate the number of cases and the duration required to

detect differences; (4) it includes a mix of institutional and grass-roots models and (a) is therefore more generalizable and (b) allows for the possibility of cross-site comparisons; and (5) the evaluation could be carried out immediately.

The disadvantages are: (1) there would be cross-site issues, especially the mix of supervised (VT-COSA) and fully-completed (COSA Fresno) Core Members, and would introduce the need to match and control program variables; and (2) the overall cost would be higher because of (a) the extra resources needed to evaluate two sites rather than one, and (b) investment in the sites would be necessary, especially for COSA Fresno.

3. Allow the fledgling sites to develop and conduct a multi-site evaluation of COSA in the future.

The advantages of this option are: (1) assuming sites develop effectively, then (a) there would be more sites with acceptable to excellent levels of fidelity, and (b) there may be less need to invest in the sites; (2) there would be an increased sample size and thus it would make detecting smaller effects easier; and (3) it includes a mix of institutional and grass-roots models and is therefore more generalizable.

The disadvantages are: (1) the evaluation could not be carried out immediately; (2) assuming sites do not develop effectively, then (a) there may be fewer sites with acceptable to excellent levels of fidelity and (b) there may be more need to invest in the sites; (3) another evaluability assessment may be necessary; (4) there would be cross-site issues and it would introduce the need to match and control program variables; and (5) the overall costs would be higher costs due to the greater number of sites being evaluated.

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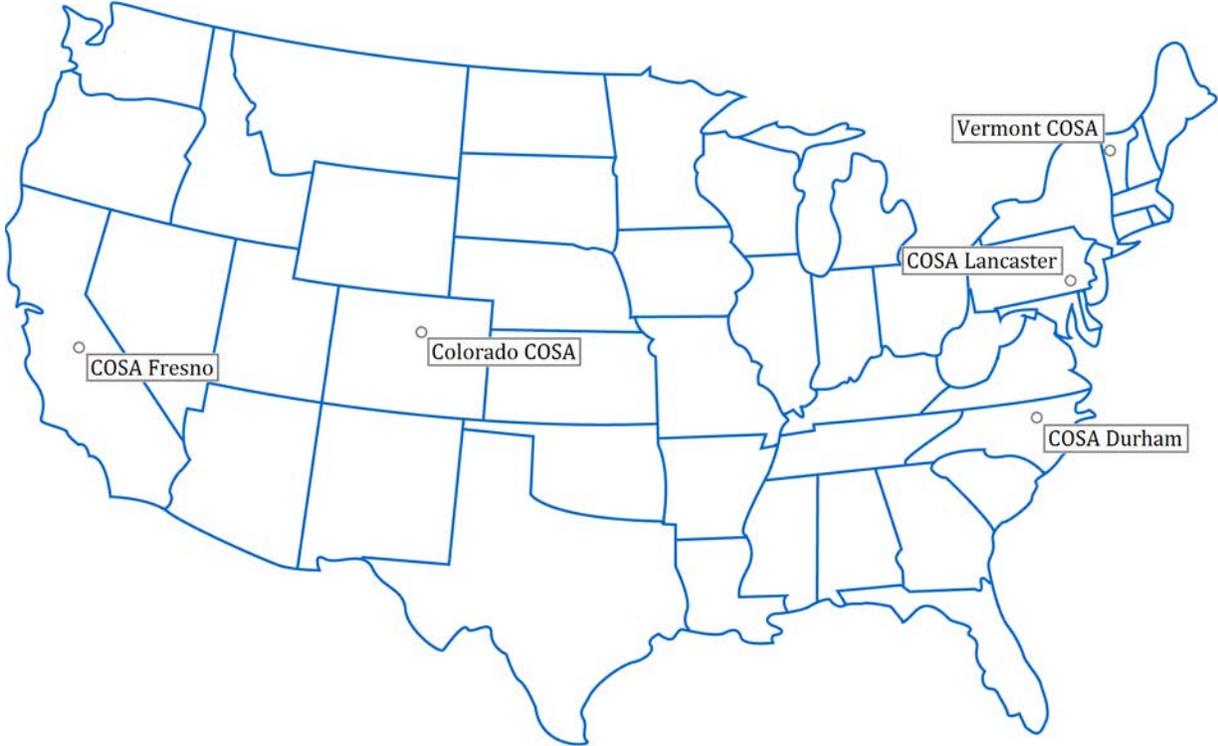
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APPENDICES

Appendix A: A map of COSA site locations.



Appendix B: COSA fidelity measurement checklist¹⁰.

Item #	Sub	Fidelity	Element	Indicator	Fidelity score?	Fresno	VT	Lancaster	NC	CO
COSA 40	1	Management	Advisory	An advisory board/steering group was established	✓	✓	✓		✓	✓
COSA 40	2	Management	Advisory	The AB/SG has appropriate membership	✓	✓	✓		✓	✓
COSA 40	3	Management	Advisory	The AB/SG continues to provide support	✓	✓	✓			
COSA 01	1	Model	Establish model	Model developed	✓	✓	✓	✓	✓	✓
COSA 01	2	Model	Establish model	Model developed using appropriate research	✓	✓	✓	✓	✓	✓
COSA 01	3	Model	Establish model	All deviations from intended model have rationale	✓	✓	✓	✓	✓	✓
COSA 02	1	Model	Model documentation	Model is documented	✓		✓			✓
COSA 02	2	Model	Model documentation	Goals/aims/objectives documented	✓	✓	✓	✓	✓	✓

¹⁰ In order to calculate the fidelity score accurately, only those items that contribute to the fidelity score are checked in this table. A lack of a check mark in the table below for those items that do not contribute to the fidelity score does not mean they were not present at the site

COSA 02	3	Model	Model documentation	Documentation is available to all/disseminated (e.g., packs)						
COSA 03	1	Model	Restorative justice	Restorative justice principles understood						
COSA 03	2	Model	Restorative justice	RJ principles are included in policy/practice	✓	✓	✓	✓	✓	✓
COSA 03	3	Model	Restorative justice	One or more staff/volunteers can advocate for the needs of survivors of sexual abuse						
COSA 04	1	Model	Goal achievement	All staff are aware of goals, objectives and standards	✓	✓	✓	✓	✓	✓
COSA 04	2	Model	Goal achievement	Goal attainment is measured	✓	✓	✓			
COSA 04	3	Model	Goal achievement	Achievement of COSA goals is possible						
COSA 05	1	Model	Circle processes	Policies/SOPs to outline 'normal' life-cycle of a Circle are documented	✓		✓			
COSA 05	2	Model	Circle processes	Ending a Circle is a consensus decision	✓	✓	✓	✓		
COSA 05	3	Model	Circle processes	Policies/SOPs documented to extend the life-cycle of a Circle	✓		✓			
COSA 05	4	Model	Circle processes	Debriefing session is triggered by CM reoffending	✓	✓	✓	✓		

COSA 06	1	Management	Establish leadership	A Program Director has been appointed	✓	✓	✓	✓	✓	
COSA 06	2	Management	Establish leadership	Leadership is established						
COSA 06	3	Management	Establish leadership	Leadership role is formally documented in position description	<input type="checkbox"/>					
COSA 07	1	Management	Management	Management chain documented	✓		✓		✓	✓
COSA 07	2	Management	Management	Management chain set out in job descriptions						
COSA 07	3	Management	Management	Members of staff are aware of management chain						
COSA 07	4	Management	Management	Communication exists between management levels	<input type="checkbox"/>					
COSA 07	5	Management	Management	Communication is reciprocal between management levels						
COSA 07	6	Management	Management	A clear line of management exists for volunteers to report concerns about CM	✓	✓	✓	✓	✓	✓
COSA 08	1	SOPs - Operations	Operating procedures	SOPs are formally documented	✓		✓			✓
COSA 08	2	SOPs - Operations	Operating procedures	SOPs are in effect	✓		✓			

COSA 09	1	SOPs - Operations	Legal restrictions	Legal restrictions/implications for SOs are known/understood	✓	✓	✓	✓	✓	✓
COSA 09	2	SOPs - Operations	Legal restrictions	Legal restrictions/implications for SOs are adhered to	✓	✓	✓	✓		
COSA 10	1	SOPs - Operations	Meeting practice	Circles meetings are organized by appropriate staff	✓	✓	✓	✓		
COSA 10	2	SOPs - Operations	Meeting practice	Frequency of Circle meetings are documented	✓	✓	✓	✓		
COSA 10	3	SOPs - Operations	Meeting practice	Data is collected on Circle meetings (e.g., problems, issues, attendees, etc)	✓	✓	✓	✓		
COSA 10	4	SOPs - Operations	Meeting practice	Policies/SOPs documented for instances where CM does not attend meetings	✓		✓			
COSA 10	5	SOPs - Operations	Meeting practice	Rationale for CM exclusion from meetings is documented	<input type="checkbox"/>					
COSA 11	1	SOPs - Operations	Meeting attendees	Policies/SOPs are documented for Circle meeting attendees	✓		✓			
COSA 11	2	SOPs - Operations	Meeting attendees	Attendees are appropriate						
COSA 11	3	SOPs - Operations	Meeting attendees	Policies/SOPs are in place for temporary attendees (e.g., clinical observers)	✓					
COSA 12	1	SOPs - Operations	Meeting frequency	Policies/SOPs documented for frequency of CM/volunteer contact	✓	✓	✓	✓		

COSA 12	2	SOPs - Operations	Meeting frequency	Frequency is linked to Circle goals/objectives						
COSA 12	3	SOPs - Operations	Meeting frequency	Policies/SOPs documented for nature of CM/volunteer contact	✓	✓	✓	✓		
COSA 13	1	SOPs - Operations	Contracts/covenants	Policies/SOPs documented for development of CM contracts	✓		✓			✓
COSA 13	2	SOPs - Operations	Contracts/covenants	CM contracts include aims/goals of Circle	✓	✓	✓	✓		
COSA 13	3	SOPs - Operations	Contracts/covenants	CM contracts are developed collaboratively by Circle	✓	✓	✓	✓		
COSA 13	4	SOPs - Operations	Contracts/covenants	CM contracts are formally documented and signed	✓	✓	✓	✓		
COSA 13	5	SOPs - Operations	Contracts/covenants	CM contracts are re-read periodically	✓	✓	✓	✓		
COSA 13	6	SOPs - Operations	Contracts/covenants	Progress on goals/objectives are measured for achievement	✓	✓	✓			
COSA 13	7	SOPs - Operations	Contracts/covenants	Contracts ensure CM confidentiality (but not secrecy)	✓	✓	✓	✓		
COSA 14	1	SOPs - Operations	CM behavior	CM contracts include rules/regulations for CM behavior	✓	✓	✓	✓		
COSA 14	2	SOPs - Operations	CM behavior	Appropriate/inappropriate behaviors are documented	✓	✓	✓	✓		

COSA 14	3	SOPs - Operations	CM behavior	"Risky" behavior is defined						
COSA 14	4	SOPs - Operations	CM behavior	Circle rules/regulations are linked to aims/objectives	✓	✓	✓	✓		
COSA 14	5	SOPs - Operations	CM behavior	Policies/SOPs documented for the possibility of CM reoffending	✓		✓			
COSA 14	6	SOPs - Operations	CM behavior	Debriefing session is triggered by CM reoffending	<input type="checkbox"/>					
COSA 15	1	SOPs - Capacity	Waiting lists	Waiting lists for CMs are maintained	✓		<input type="checkbox"/>			
COSA 15	2	SOPs - Capacity	Waiting lists	Waiting lists for volunteers are maintained	✓					
COSA 16	1	SOPs - Capacity	Deficit/surplus	Circle deficit/surplus is known and recorded	✓	✓	✓			
COSA 16	2	SOPs - Capacity	Deficit/surplus	Deficit/surplus affects referral policy						
COSA 17	1	SOPs - Capacity	Capacity	The number of Circles that could be facilitated is known/calculated	✓	✓	✓	✓		
COSA 17	2	SOPs - Capacity	Capacity	This number guides recruitment policy						
COSA 18	1	SOPs - Outcomes	Circle data	Records are maintained for previous Circles (outcome, CMs, volunteers, social issues, behaviors)	✓		✓			

COSA 18	2	SOPs - Outcomes	Circle data	Records are collected for current Circles	✓	✓	✓	✓		
COSA 18	3	SOPs - Outcomes	Circle data	Planned Circles are documented	✓	✓	✓	✓		
COSA 19	1	SOPs - Outcomes	Outcomes	Policies/SOPs documented for anticipated Circle outcomes	✓		✓			
COSA 19	2	SOPs - Outcomes	Outcomes	Range of potential outcomes are defined	✓		✓			
COSA 19	3	SOPs - Outcomes	Outcomes	Language is defined (e.g., recidivism)	✓					
COSA 19	4	SOPs - Outcomes	Outcomes	Positive and negative outcomes are defined						
COSA 19	5	SOPs - Outcomes	Outcomes	Outcomes are known by CMs and volunteers						
COSA 19	6	SOPs - Outcomes	Outcomes	Outcomes are shared with CJAs where appropriate	✓		✓			
COSA 20	1	Resources	Resource distribution	Resource use is documented	✓					
COSA 20	2	Resources	Resource distribution	Resources are costed	✓					
COSA 21	1	Staff	Dedicated staff	Staff funded specifically for COSA	✓	✓	✓	✓	✓	✓

COSA 21	2	Staff	Dedicated staff	Staff assigned specifically to COSA						
COSA 21	3	Staff	Dedicated staff	Staff are able to prioritize COSA and meet roles in time provided						
COSA 21	4	Staff	Dedicated staff	A Circle Coordinator has been appointed	✓	✓			✓	
COSA 22	1	Staff	Staff hours	Staff hours are calculated and documented	✓		✓			
COSA 22	2	Staff	Staff hours	Volunteer hours are calculated and documented	✓		✓			
COSA 23	1	Staff	Staff training	Staff receive formal training on COSA aims/goals	✓	✓	✓	✓	✓	✓
COSA 23	2	Staff	Staff training	Training policies/SOPs are in place and available	<input type="checkbox"/>					
COSA 41	1	Staff	Media	Policies/SOPs documented for engagement with the media	<input type="checkbox"/>					
COSA 41	2	Staff	Media	A staff spokesperson for COSA has been selected						
COSA 24	1	Staff	Staff experience	Staff are knowledgeable about RJ	✓	✓	✓	✓	✓	✓
COSA 24	2	Staff	Staff experience	Staff are knowledgeable about COSA	✓	✓	✓	✓	✓	✓

COSA 24	3	Staff	Staff experience	Staff have sufficient CJ experience	✓	✓	✓	✓	✓	✓
COSA 24	4	Staff	Staff experience	Staff experience relates to their role	✓	✓	✓	✓	✓	✓
COSA 25	1	CM	CM selection	Criteria is documented for CM selection	✓		✓		✓	✓
COSA 25	2	CM	CM selection	Criteria is linked to COSA goals						
COSA 25	3	CM	CM selection	Criteria is fully adhered to	✓		✓			
COSA 26	1	CM	CM referrals	CM referrals are taken	✓	✓	✓	✓		
COSA 26	2	CM	CM referrals	CM referrals are taken from appropriate CJA source	✓	✓	✓	✓		
COSA 26	3	CM	CM referrals	CM referrals are taken from a known contact						
COSA 26	4	CM	CM referrals	Policies/SOPs documented for CM referrals	✓		✓			
COSA 26	5	CM	CM referrals	CM referrals are documented	✓	✓	✓	✓		
COSA 26	6	CM	CM referrals	CM referrals are solicited	<input type="checkbox"/>					

COSA 26	7	CM	CM referrals	Intake interviews are conducted pre-release	✓	✓	✓	✓		
COSA 26	8	CM	CM referrals	A final file review is conducted before CM is accepted	✓	✓	✓	✓		
COSA 39	1	CM	MH referrals	Referrals are taken from Mental Health institutions	<input type="checkbox"/>					
COSA 39	2	CM	MH referrals	Policies and procedures documented for referrals from Mental Health institutions	<input type="checkbox"/>					
COSA 39	3	CM	MH referrals	Policies and procedures exist for the support of MH-referred CMs	<input type="checkbox"/>					
COSA 27	1	CM	Assessment tools	CM risk assessments (prior or implemented) are used in CM selection	✓					
COSA 27	2	CM	Assessment tools	Risk assessment tools used are evidence-based	✓					
COSA 27	3	CM	Assessment tools	Risk is matched to referrals						
COSA 27	4	CM	Assessment tools	CM needs assessments (prior or implemented) are used in CM selection	✓	✓	✓	✓		
COSA 28	1	CM	Final selection	Final selection is carried out by senior management	✓	✓	✓	✓		
COSA 29	1	CM	Previous intervention	Previous CM records are sought (i.e., assessment, intervention, convictions, discipline, family/relationships)	✓	✓	✓	✓		

COSA 29	2	CM	Previous intervention	Previous CM records are recorded	✓		✓			
COSA 29	3	CM	Previous intervention	Previous CM records affect circle processes (e.g., volunteers aware)						
COSA 30	1	Volunteers	Volunteer recruitment	Policies/SOPs documented for volunteer recruitment	✓		✓			✓
COSA 30	2	Volunteers	Volunteer recruitment	Recruitment carried out by appropriate staff						
COSA 30	3	Volunteers	Volunteer recruitment	Criteria for recruitment are documented	✓		✓			✓
COSA 30	4	Volunteers	Volunteer recruitment	Criteria are adhered to	✓		✓			
COSA 30	5	Volunteers	Volunteer recruitment	Volunteers are recruited from within a suitable distance from the CM	✓	✓	✓	✓		
COSA 31	1	Volunteers	Volunteer checks	Volunteer criminal record checks are used in all cases	✓		✓	✓		
COSA 31	2	Volunteers	Volunteer checks	Volunteer references are checked	✓		✓			
COSA 31	3	Volunteers	Volunteer checks	Volunteer checks are appropriate						
COSA 32	1	Volunteers	Volunteer interviews	Volunteer checks include interviews	✓	✓	✓	✓		

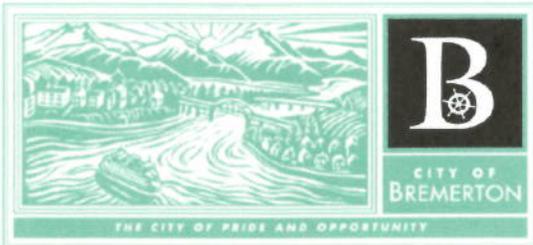
COSA 33	1	Volunteers	Volunteer training	Training is provided to all volunteers	✓	✓	✓	✓		
COSA 33	2	Volunteers	Volunteer training	Training is manualized/standardized	✓		✓			<input type="checkbox"/>
COSA 33	3	Volunteers	Volunteer training	Training is comprehensive/appropriate	✓	✓	✓	✓		
COSA 33	4	Volunteers	Volunteer training	Specific tasks are given to volunteers						
COSA 33	5	Volunteers	Volunteer training	Training includes elements specific to crisis management	<input type="checkbox"/>					
COSA 33	6	Volunteers	Volunteer training	Training focuses on empowerment not dependency						
COSA 34	1	Volunteers	Volunteer retention	Policies/SOPs to promote retention documented	✓					
COSA 34	2	Volunteers	Volunteer retention	Annual evaluations are arranged	✓	✓	✓	✓		
COSA 34	3	Volunteers	Volunteer retention	Annual regional meetings/events are held	<input type="checkbox"/>					
COSA 35	1	Volunteers	Volunteer withdrawal	Policies/SOPs documented for volunteer withdrawal (during Circle)	✓					
COSA 35	2	Volunteers	Volunteer withdrawal	Policies/SOPs documented for volunteer replacement (during Circle)	✓					

COSA 35	3	Volunteers	Volunteer withdrawal	Replacement considers Circle goals/aims						
COSA 35	4	Volunteers	Volunteer withdrawal	Policies/SOPs documented to deal with inappropriate volunteer behavior	✓	<input type="checkbox"/>	✓	<input type="checkbox"/>		
COSA 36	1	Volunteers	Volunteer safety	The potential dangers to volunteers is understood by management	✓	✓	✓	✓	✓	✓
COSA 36	2	Volunteers	Volunteer safety	The potential dangers to volunteers is understood by volunteers	✓	✓	✓	✓		
COSA 36	3	Volunteers	Volunteer safety	Policies/SOPs are documented to ensure the safety of volunteers	✓					
COSA 36	4	Volunteers	Volunteer safety	Policies/SOPs are documented to ensure volunteers are encouraged to support each other	✓					
COSA 37	1	External links	External links	Relationships exist with other CJAs	✓	✓	✓	✓	✓	✓
COSA 37	2	External links	External links	Roles and responsibilities are documented	✓	<input type="checkbox"/>	✓	<input type="checkbox"/>	✓	✓
COSA 37	3	External links	External links	CJAs have single POC for COSA						
COSA 37	4	External links	External links	Relationships exist with other community groups	✓	✓	✓	✓	✓	✓
COSA 38	1	External links	CJA requirements	CJAs are aware of Circle goals/objectives						

COSA 38	2	External links	CJA requirements	CJAs are provided with outcome data	✓		✓			
COSA 38	3	External links	CJA requirements	CJAs understand definitions						
					100	58	86	52	24	27

Appendix C: Data items measured for availability

Item #	Item description
1	CM identification
2	CM demographics
3	Date of most recent admission to custody
4	Date of most recent discharge to custody
5	Date Circle opened
6	Date circle closed (or due to close)
7	Number of volunteers per Circle
8	Volunteer demographics
9	Levels of service provided to CM
10	Circle cost data
11	Circle outcome
12	Circle outcome - reason for failure
13	Types of prior CM treatment
14	Dosage of prior CM treatment
15	CM risk assessment score
16	CM assessment history
17	CM substance misuse (pre/post)
18	CM employment status (pre/post)
19	CM housing status (pre/post)
20	CM mental health status (pre/post)
21	CM criminal history (pre/post)
22	CM recidivism data
23	Waiting list data



Mayor Greg Wheeler

greg.wheeler@ci.bremerton.wa.us
Tel 360-473-5266
Fax 360-473-5883
345 6th Street, Suite 600
Bremerton, WA 98337-1873

March 22, 2019

County Commissioner's Office
Kitsap County
614 Division St MS-4
Port Orchard WA 98366

RE: Interim Zoning for Secure Facility Group Homes

Chair Wolfe:

The County's interim zoning for Secure Facility Group Homes affects established residential neighborhoods. The City formally requests that the County repeal the interim regulations and pass a moratorium to prevent the establishment of these facilities until regulations can be written. We believe that this approach is both necessary and prudent to ensure that a thoughtful approach can be taken to write the regulations that incorporate protections for established neighborhoods.

Jurisdictions have a duty to pass ordinances that protect the public's health, safety, and welfare, and unfortunately the County's interim regulations do not contain sufficient protections for our neighborhoods. The County has chosen to adopt a very broad approach by choosing to allow Secure Facility Group Homes in each of its largest commercial districts (Commercial, Regional Center, Industrial, Business Park, and Business Center zones) and this has detrimental effects to established residential areas in Bremerton. Many of the City's urban growth areas contain land that is zoned "commercial" and "industrial," however many of these areas are in fact residential neighborhoods with commercial zoning. Due to this, it is not appropriate for these areas to be targeted for Secure Facility Group residences. It appears that this will greatly impact Bremerton in a higher proportion than any other community in Kitsap.

The County has not sufficiently demonstrated that they have considered the kind of impacts that a group residence of this type will have on our neighborhoods. The County has also failed to demonstrate conformance with the Kitsap Countywide Planning Policies (CPPs), specifically the Vision statement, which reads in part: "seeks to maintain and enhance the quality of life that makes our County a special place to live and work...." The current proposal affects the quality life of many of our citizens. The CPPs also call for the County to coordinate with cities and local communities to address future land uses, and there has been insufficient coordination on this very important issue, and an additional reason why a moratorium is the correct answer to the current problem.

During the moratorium period the City requests that the County work with jurisdictions and the community to craft regulations that ensure neighborhood compatibility, and we look forward to collaborating with you to ensure that the right regulations are put in place for our community.

Sincerely,

Mayor Greg Wheeler

cc: Bremerton City Council
Roger Lubovich, City Attorney
Andrea Spencer, Community Development Director

My name is Becky Hoyt. I am the legal liaison for Washington State for Public Safety. I would like to commend Kitsap County for enacting the Interim Zoning Ordinance for Group Residential Facilities Secured High Risk. This ordinance is reactionary to less restrictive placements for sexually violent predators being contracted to for-profit companies. When the home for sexually violent predators was established in our County, it was done so without community notification and without local government participation. By enacting this ordinance, you have created a way for local government to have a voice. With that said, I have read the letter from Mayor Wheeler regarding his concerns about the zoning locations within Bremerton neighborhoods. Mayor Wheeler and his constituents have valid concerns. I support those concerns. As a mother of young children living close to four sexually violent predators - I can whole heartedly say that I do not want any families to endure this nightmare.

WSPS has requested local city officials to create ordinances to prohibit group residential facilities for sexually violent predators within their city limits. Let me reiterate that this happened in Kitsap County with no notification to the County's planning department. How would any of the cities or the county know if a house was being used as a group facility for SVPs if not required by ordinance to have notice. Obviously, it was done before – what is preventing it from happening again? WSPS is in support of any ordinance that prohibits SVP group homes from being located in or near residential neighborhoods and provides for local government participation and public notification when siting the facility.

Let's be clear this is a statewide issue. The following pertains to sexually violent predators from Kitsap County:

1. Thomas Paul Williams moved for a release to Eagle's Nest Housing 17421 State Route 530 NE Arlington, WA 98223. His 2/26/19 trial date was stricken; it is unknown if he has rescinded his motion for release or if the parties have reached an agreement. There are two other men released from the Secure Commitment Center living at this residence.
2. Jack Leck II, is on a less restrictive alternative placement at the Pacific Village Apartments, 13504 Tukwila International Blvd, Tukwila WA 98168.
3. Michael Cole is moving for a less restrictive alternative. His proposed residence is located at 4381 State Highway 3 West, Bremerton WA. His LRA trial is set for May 7, 2019.
4. Morgan Heath filed a Motion for Summary Judgment and Unconditional Release on 3/1/2019. The outcome of this motion is currently unknown.
5. Terrill Morris was released to a private residence located at 716 S 17th Street, Unit 2, Tacoma Washington on 6/24/17. Less than 3 months later images of minor children were found in his possession. During his release he had multiple violations; including unauthorized contact with minor children. Yet his release was not revoked until 12/28/18.
6. William Deaville & Elmer Todd Gillis currently reside at 17373 Viking Way NW, Poulsbo WA. They reside there with two more SVPs released from the SCC.

We urge all of our local elected officials to work together to find the best solution for Kitsap County families.

My name is Tricia Benson, and I work with Washington State for Public Safety to remove sexually violent predators from residential neighborhoods. I would like to thank our Commissioners for adopting the Interim Zoning Ordinance for Group Residential Facilities Secured High Risk.

In Washington State, prior to a level III sex offender's release from prison, they must undergo an evaluation to determine if they should be recommended for civil commitment to the Special Commitment Center (SCC) on McNeil Island. The criteria used to make this determination includes: someone who has been convicted or charged with a sexually violent crime, and someone who has a mental abnormality or personality disorder which makes the person more likely to engage in predatory acts of sexual violence if not confined in a secure facility. In 1990 Washington State was the first in the country to create a civil commitment law for sexually violent predators. Currently, twenty states and the federal government have laws allowing for the civil commitment of svps. In 2018, there were 307 svps in the various stages of civil commitment in our state.

There have been a number of court cases challenging the constitutionality of the civil commitment of an SVP, including three United States Supreme Court cases. While the laws have been upheld, a 1994 ruling asserted that SVPs cannot be held indefinitely, and they must be provided with "constitutionally adequate mental health treatment." Thus began the evolution of the SCC, from essentially a jail, that held SVPs indefinitely, to offering a phase based treatment program consisting of six institutional phases, and a seventh, aftercare upon release. The SVPs remain totally confined at the SCC, but it is not a jail, it is a treatment center.

In subsequent years, court hearings were held, and on many occasions the SCC was found to have made inadequate progress in the treatment program offered. The SCC responded to the court by instituting the conditional release of SVPs to a lesser restrictive alternative (LRA) upon reaching phase 5 of their treatment program. The purpose of the LRA is to give the SVP an opportunity to demonstrate their reduced risk to the community.

LRAs have allowed the steady release of sexually violent predators into our communities without any warning or any requirements of notification, other than the sex offender registry. State laws ruling LRAs are few and far between, and wholly inadequate in providing community protections, leaving most conditional protections at the discretion of the judge ordering release to a lesser restrictive alternative. The proposed LRA for an SVP to Bremerton has zero requirements for a chaperone while on community outings. Our State has a more secure option, with numerous laws and requirements to be met for the safety of our communities, a Secure Community Transition Facility (SCTF). Sexually Violent Predators should be housed in State-run, secure facilities for the safety of all.

My name is BJ Benson, and I am working with Washington State for Public Safety, for the removal of sexually violent predators from residential neighborhoods. I want to acknowledge the work our Commissioners have done in creating an Interim Zoning Ordinance to prevent the further release of SVPs into our neighborhoods.

Currently, our State laws allow the placement of SVPs in a lesser restrictive alternative (LRA) with very few limitations. Proximity to schools, churches, parks and bus stops are a few of the considerations when siting the location for an LRA. Unfortunately, there are zero requirements for any notice to the public during the siting process, let alone to city or county governments. There are also zero requirements for notice to local governments when an SVP actually moves into the residence, other than the sex offender registration with the sheriff's office.

Our laws do not prohibit the release of an SVP to a private residence, this is unacceptable. Currently there are approximately 67 SVPs on conditional release in LRAs across our State, and the number continues to grow exponentially. Our laws also fail to prohibit the release of SVPs into adult family homes. This is deplorable. A recent Kitsap Sun article referencing the appeal of the County zoning violation for the Viking Way house attempts to expound the idea that the sexually violent predators have developmental disabilities and as such have been placed in a group home. I am appalled by this notion, the sexually violent predators are civilly committed and conditionally released to an LRA as a continuation of their treatment program for being sexually violent predators and are supervised and monitored by the Department of Corrections. As with any SVPs, additional services are provided as necessary to accommodate special needs, but these are secondary services. Contrary to information provided at the Town Hall meeting in Bremerton by Representative Sherry Appleton and by documents filed by James Carmody state laws indicate that individuals remain classified as sexually violent predators while on conditional release to LRAs.

Our Commissioners have taken the only action allowable under State law, in creating zoning ordinances. Our Cities and Counties are expressly prohibited from creating any, and I quote from the RCWs, "rules, regulations, codes, statutes, or ordinances" "In establishing residence restrictions for sex offenders." This is shocking and offensive to the safety of law-abiding citizens across our State.

DSHS has publicly stated, they are actively seeking locations in Kitsap County for placement of sexually violent predators on conditional release to an LRA. This is a state-wide issue directly affecting our entire county.

Why is our State creating a practice of housing our most dangerous among our most vulnerable? We ask that our Commissioners and City Leaders call our State lawmakers to action, to stop the conditional release of sexually violent predators into private residences and adult group homes across the state.

Dan Mar 25th Notes

Dan Defenbaugh, member of the Washington State for Public Safety Research Team.

From the Interim Ordinance - quote:

“WHEREAS Washington State does not regulate the location or land use and **life safety impacts** of community based LRAs” **end quote.**, Emergency Ordinance Adopting Interim Regulations for Group Residential Facilities - Secured High Risk, page 1 [emphasis added]

Thank you for recognizing that the state is not doing a good job of protecting us when siting Civilly Committed Level III Sexually Violent Predators (SVP)s in our community.

I want to say thank you to the commissioners and their staff for producing this interim ordinance that will prevent transitioning SVPs from the Secure Commitment Center (SCC) at McNeil Island to Less Restrictive Alternative (LRA) housing in residential communities in Kitsap County. I also want to state that there is more work to be done at the county and state levels to ensure public safety in our community.

The SVPs housed at 17373 Viking Way NW, known by the Department of Social and Health Services (DSHS) and the Department of Corrections (DOC) as Poulsbo House, do not have access to cell phones, internet, or computers; their TV is limited to local stations and is password protected. Their video games have been previewed for sexual content and violence toward children. They wear GPS monitoring equipment at all times, have alarms on their bedroom door as well as alarms plus video security monitoring throughout the building they reside in. They have round the clock staff monitoring them, including staff present when they may be outside the residence in the yard. As part of their court approved treatment plan the SVPs must submit to regular polygraphs as well as Penile Plethysmograph Assessment. To me all of these conditions show me that DSHS, DOC, and the Superior Court do not trust these individuals to behave appropriately without direct supervision when they are **away** from members of the community.

These SVPs are required to have chaperones for all of their outings to numerous businesses and hiking trails throughout the county. These chaperones have no physical restraint training to prevent inappropriate sexual behavior. I do not want the sight of one of my pre-school granddaughters to set off a sexual trigger in one of these SVPs that may cause them to revert to their old sexually deviant predatory behavior. I can not feel confident that **life safety impacts** are being met when the chaperones do not have the training to prevent predatory sexual behavior when these SVPs are on outings.

Why should I be worried? The DSHS Report to the Legislature, titled 'Violation, Penalties, and Actions Relating to Persons on Conditional Release to a Less Restrictive Placement' dated 4-10-17 states: **“From November 2015 to October 2016 five residents were returned to the SCC due to violations of their court order which were considered to be serious violations.”** I believe DSHS currently has approximately 30 SVPs in SCTFs in King and Pierce counties, and another 30 in community LRAs throughout the state. Therefore, almost 10% of SVPs are being returned to the SCC annually for serious violations of their court orders.

SVPs should be housed in a secure state-run facility not located in residential neighborhoods. This interim ordinance is a good first step but there is more that needs to be done to ensure our community's safety.

March 6, 2019

Dear Commissioners,

My name is Sharon Gakin. I have personal experience with a Level I sex offender, my husband. Those 5 ½ years have made me very interested in the housing dilemma in our local news.

Placing Level III sex offenders in a residential area is a bad idea for several reasons:

From the offenders' perspectives:

1. It places the offenders in a place of potential temptation, an already huge burden of stress.
2. It places them where they are constantly watched, hated, suspected and feared--rightfully or not. This creates an abnormal atmosphere as abnormal as the prison they left.
3. They are prime suspects if anything happens, thus keeping them fearfully on edge with everything they do and everywhere they go. I have lived with my husband's fear of this happening anytime I was not with him to vouch for his whereabouts and actions.
4. It reinforces their self-image as dangerous predators, beyond change or rehabilitation. This hopelessness leaves them with nothing to lose which can lead to re-offending.

From the communities' perspective:

1. It puts children at risk, and robs them of the innocence of childhood and the freedom to cross the street or ride a bike or do anything natural to healthy childhood.
2. It puts great strain on parents to always be watching, EXPECTING something bad. No one should be expected to tolerate this intrusion once they've settled into a neighborhood they thought was safe and peaceful.
3. Property values will drop and make selling one's house difficult. If someone set up a kennel for pit bulls, that by law must be restrained, the outcry of fear would be loud. Unfortunately, Level III sex offenders are perceived as the pit bulls of society and they are being placed in a neighborhood unrestrained. This kind of insanity sets the stage for over-reactions, accidents, misunderstandings, and accusations.

Whatever criteria you use when making your decision will not stop in Pousbo. They will most certainly be adopted by other communities facing offender placement. It will have far reaching impact on future communities.

Sincerely,

Sharon Gakin

To: Commissioners Gelder, Wolfe, and Garrido

From: Dora "Cris" Shardelman

17198 Viking Way NW, Poulsbo, 98370

Thank you for this opportunity to address the zoning ordinance that I support. You, and other elected officials were left in the dark as much as the neighbors were.

These residents are identified as Violent- level 3 sex offenders because they have a mental abnormality, or personality disorder that makes them more likely than not to reoffend unless living restricted. Those descriptors mean they obtain their gratification through force or violence. The business' attorney is wrong about the abnormality being considered being for intellectually challenged. Testing arousal methods to determine the offender's behavioral change is proof.

None of the few notices that neighbors received were mailed until after the first Violent Offender was residing in the privately owned for profit group home, even then it was not identified as a group home. A review of the neighborhood was made by an unidentified person(s), given to an unidentified judge, who then allowed the placement of the group home. The review determined, without neighborhood input, what concerns they are allowed to have. All identified public places like schools and bus stops, churches, etc., but not neighbor safety nor devaluation of properties. Then that distance was somehow changed from 1 mile to ½ mile, by whom?

Each notice stated, "The Kitsap Sheriff's Office has no legal authority to direct where a sex offender may or may not live. Unless the court ordered restrictions exist, this offender is constitutionally free to live wherever he chooses. Was the above not a judge's decision?

The notices said the residents would have "chaperones", which we learned were to be unarmed. I first was told it would be one chaperone for each Offender. However, when there were already 4 in one house, with 2 more to come, Detective Adams stated it would have a minimum of 2 chaperones. However, each notice informed neighbors the Sheriff's office could train us to be block watches, and give individual safety information. When asked how we would know if a Predator escaped, Detective Adams said he didn't know, but probably by seeing people with dogs in the neighborhood.

3/24/2019

To the County Commissioners

I wish to present my statement of concerns about the States imposition of halfway houses for the Level III Violent Sexual criminally insane.

I feel it is the duty of the Commissioners to send the State Legislators a strong message that what they propose is not in the best interests of the people of Kitsap County or the entire State of Washington. The following questions I would like to have answered in writing and all entered into the record.

What is the name of the Organization that the State has authorized to house these violent criminals?

Does the State and the County have records of all the expenses this company charges for their service?

Who bears responsibility for a lack of controlling these wards of the State if they should reoffend?

Why is it that the State cannot house these individuals in a highly controlled Sanatorium?

Why are these halfway houses placed where they are?

Why is there never one of these houses placed next to a legislators' home or a County Commissioners Home?

Is the State ready to pay the neighboring property owners for the difference in value because of the depressed values of their homes once a halfway house is put in a neighborhood?

Respectfully submitted,

Mary Lou Long

County resident

How is it possible to release into the general population a criminally dis-functional minded person convicted of level III sexual crimes?

It would appear to a reasonable person that this is simply wrong.

I have to ask, Is the judicial system sentencing these people correctly?

If these sexual deviants are still considered dangerous to be out in the public why are judges not sentencing these level III Sex Offenders to life in institutions for the criminally insane?

The State has considered them to be high-risk reoffenders once released from jail and has categorized them as wards of the State. This means they will need, lifetime caretakers as well as psychological testing regularly and evaluations for the rest of their lives.

Our laws for sentencing need to be changes.

Judges need to be required to put these offenders away for life.

We need to reorient their care to a mental institution.

We had better build or refit existing buildings in more remote areas.

To place these recidivists in neighborhoods is not only fool hardy but plan dumb.

What does this do to property values around these halfway houses?

My guess is that it would make them less attractive and cause them to lose value.

Is the state ready to pay the neighboring property owners for the loses in value?

Is the State ready to pay for the lawsuits that might occur if a sex offender while under their care and control by the State injures and violates another child or woman?

Close down this halfway house and revisit the bases for doing this project. Send a strong message to our State Officials that This is not in any way satisfactory.

If we can save the life-long trauma of one child from the perverted and demented actions of these insane men then I say change the sentencing laws and build a sanitorium to control these violent sex offenders. And if this is not appealing to our legislators, let them put the halfway houses next door to their homes. And if they say it is too costly to build a Sanatorium for these men then I suggest the death penalty to cut costs.

I want to know just how much the State is proposing to spend on these halfway houses? What is the per person cost to the State? How many of these level III violent sex offenders are there across the State?

Why is the State allowing a for-profit company to house these people? Are they the responsible party if one of their charges escapes and violates a child? Who bears responsibility? I would think it ultimately is the State's fault for establishing such a weak and flawed way of caring for their charges.

From: [Greg Wheeler](#)
To: [Robert Gelder](#); [Charlotte Garrido](#); [Edward E. Wolfe](#)
Cc: [Dana Daniels](#); [Liz Williams](#); [City Council](#); [Roger Lubovich](#); [Andrea Spencer](#)
Subject: Public Comments on Group Residential Facilities – Secured High Risk (GRF-SHR)
Date: Tuesday, March 26, 2019 5:01:11 PM
Attachments: [Perry Final.pdf](#)
[Werner Final.pdf](#)
[Navy Yard City Final.pdf](#)
[Wheaton Final.pdf](#)

Commissioners:

The City formally requests you revise the regulations for Group Residential Facilities – Secured High Risk (GRF-SHR), which allows housing for violent sexual offenders, so they are not located in the middle of neighborhoods in Bremerton.

The City is concerned that the County has not considered the impacts your zoning regulations will have on established neighborhoods. For your review and consideration, the City has prepared maps that show where these group facilities can locate near our community. The attached maps show areas around Pendergast Park, Mountain View Middle School, West Hills STEM Academy, and Central Kitsap.

Here's your guide to reading the maps:

Blue cross-hatch: Areas around Bremerton that Kitsap County has designated for the group homes. You should note an important point about the areas zoned by the County as “Commercial” or “Industrial:” ***These designations are applied in many areas where we have established neighborhoods.*** The County’s zoning is “aspirational” for the future and not reflective of the use that is on the ground today, which in many cases is where our citizens call home.

Pink colored areas: The areas that are shaded pink indicate all the residential uses within both the areas designated as commercial or industrial and sites within ¼ mile of these areas. We believe that it is important to show the neighborhood context in which these designated areas are located.

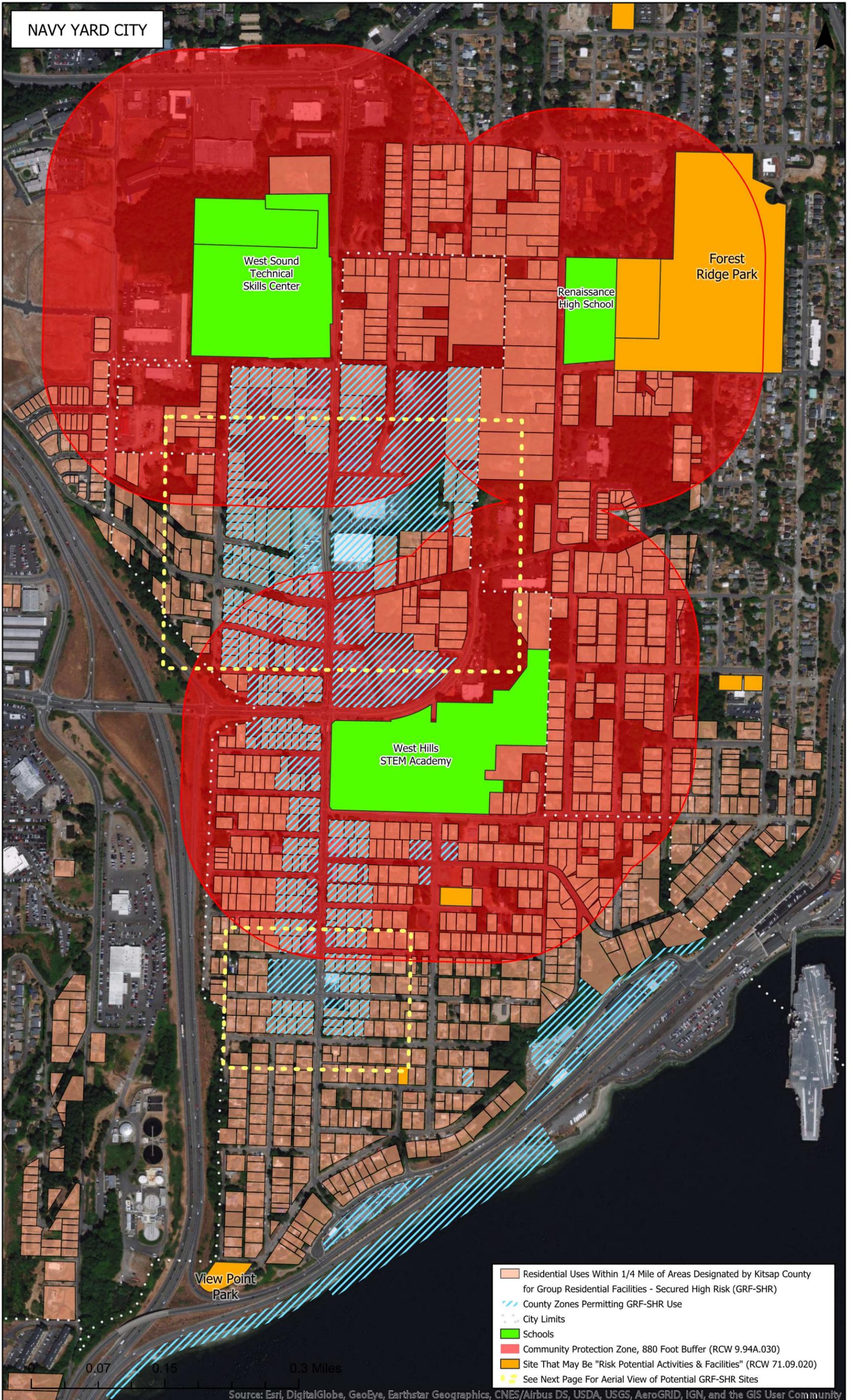
Green colored area with red line: Schools are shown in green and the required 880-foot red buffer line where the group home cannot locate pursuant to State Law. If a site is inside the buffer distance from a school, then a group home would not be permitted.

Orange colored area: The maps also indicate in orange any potential sites that could be classified as a “risk potential activity and facility” as the County’s interim regulations also seek to locate the group homes not near parks, churches and daycares (which are “risk potential” facilities). It should be noted that the regulations lack any specificity about how far away the group homes must be set back from these uses beyond adjacency, across the street from, or not within line of sight.

Once you review the maps, you will see that you have proposed these group homes in the middle of our established neighborhoods. Continuing with the interim zoning regulations for Group Residential Facilities – Secured High Risk is not the right decision for our community. Please revise these regulations and protect our neighborhood.

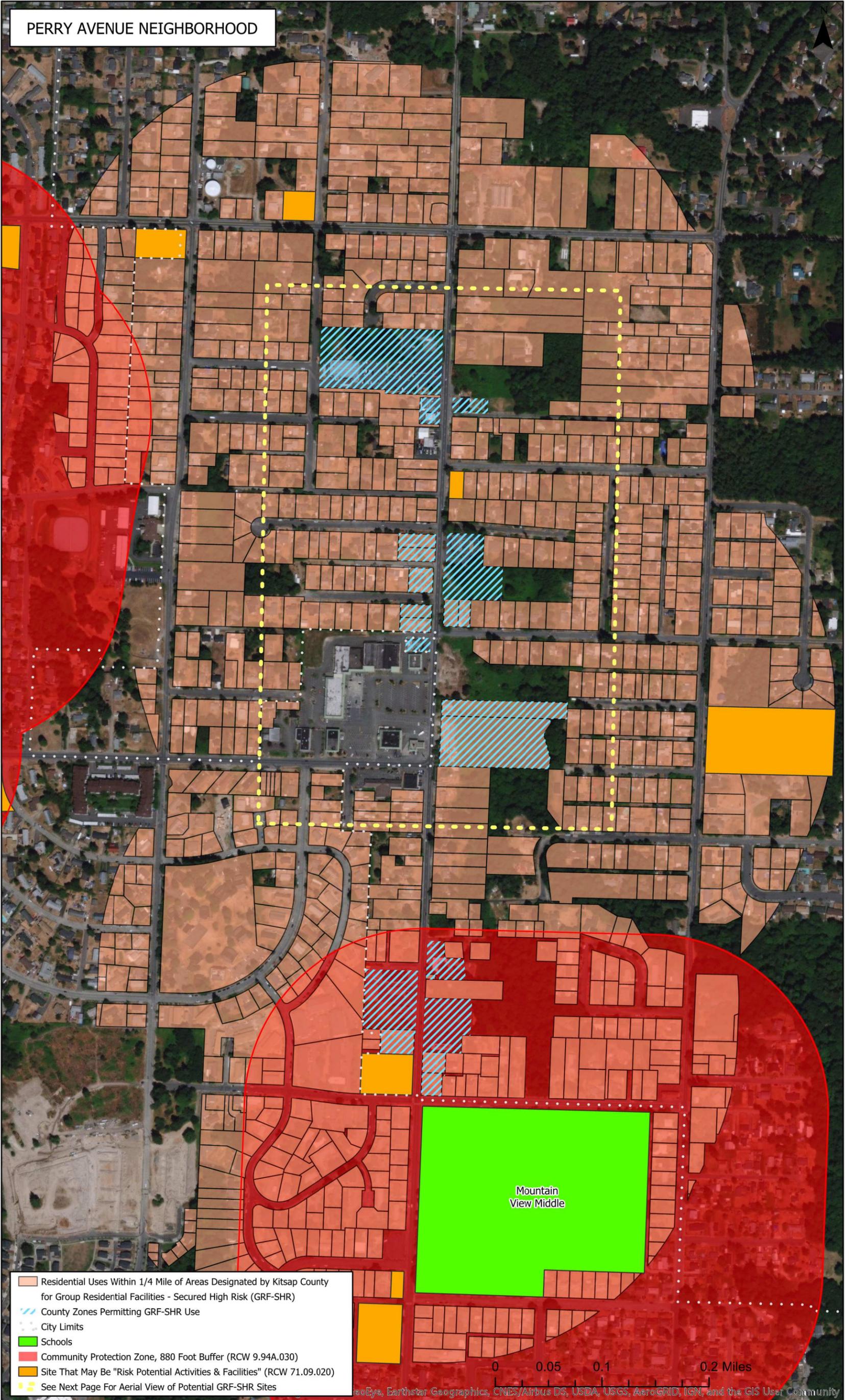
Your code does not ensure compatibility and therefore families in our community will be negatively impacted by your decision.

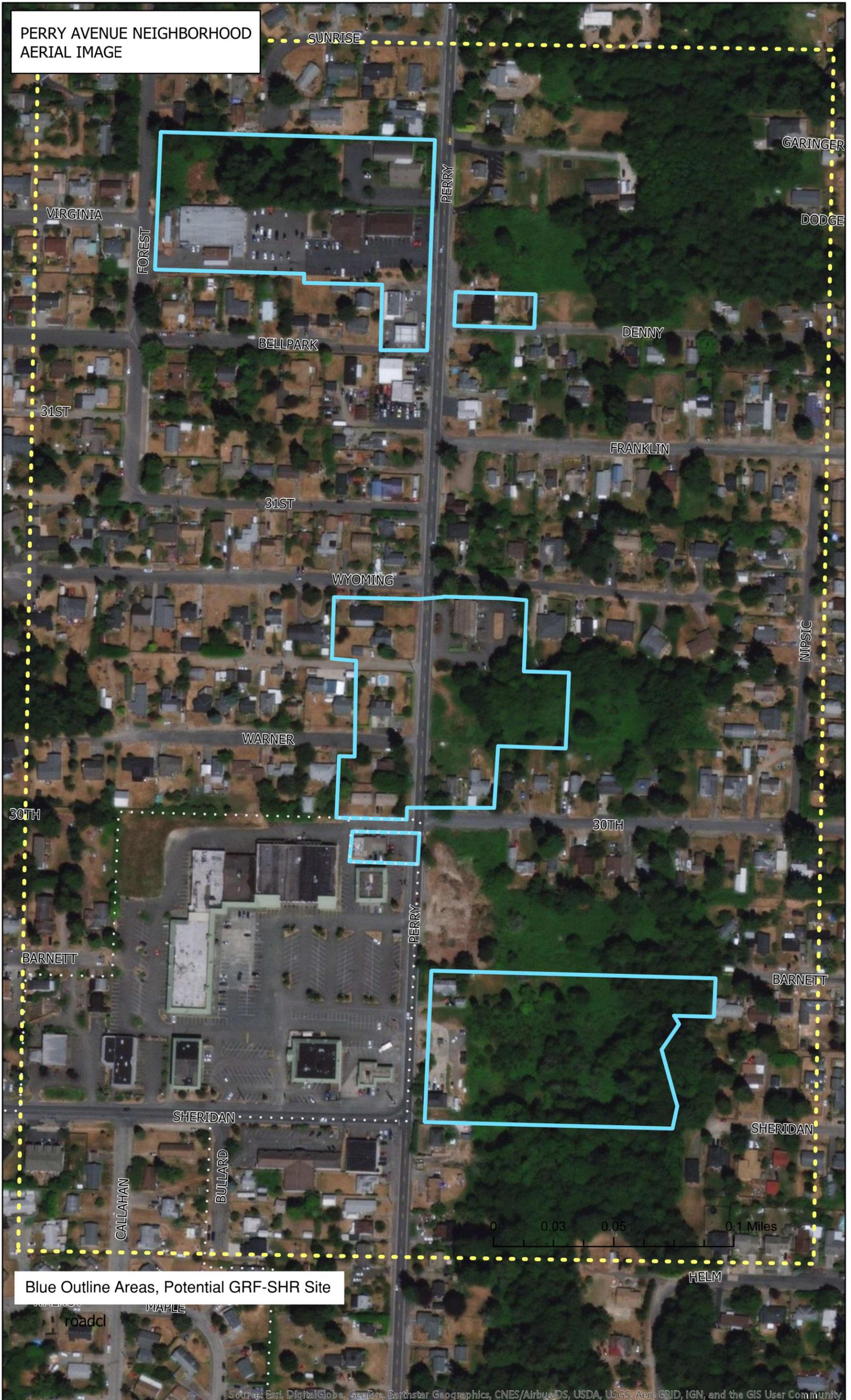
Greg Wheeler
Mayor

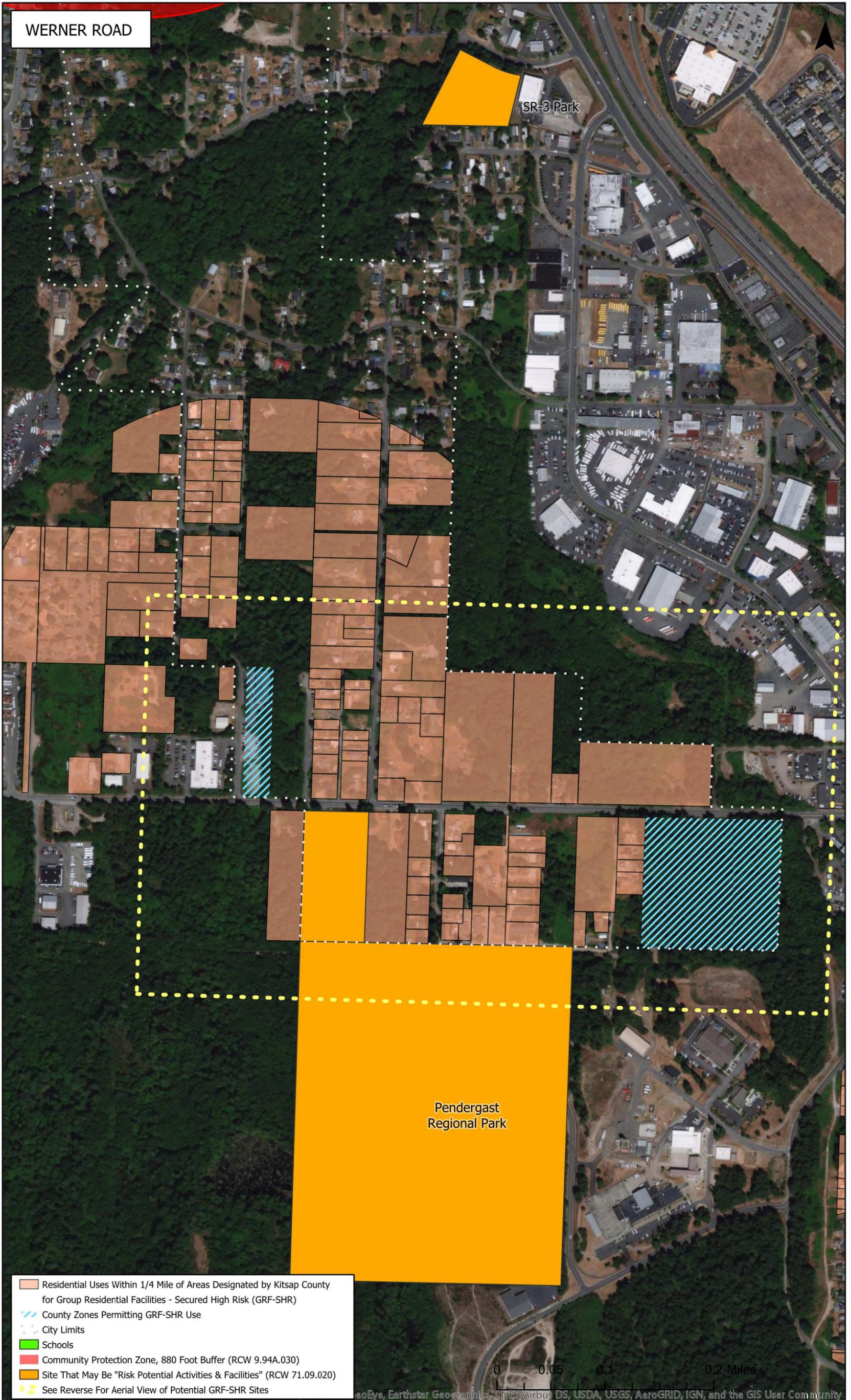




PERRY AVENUE NEIGHBORHOOD



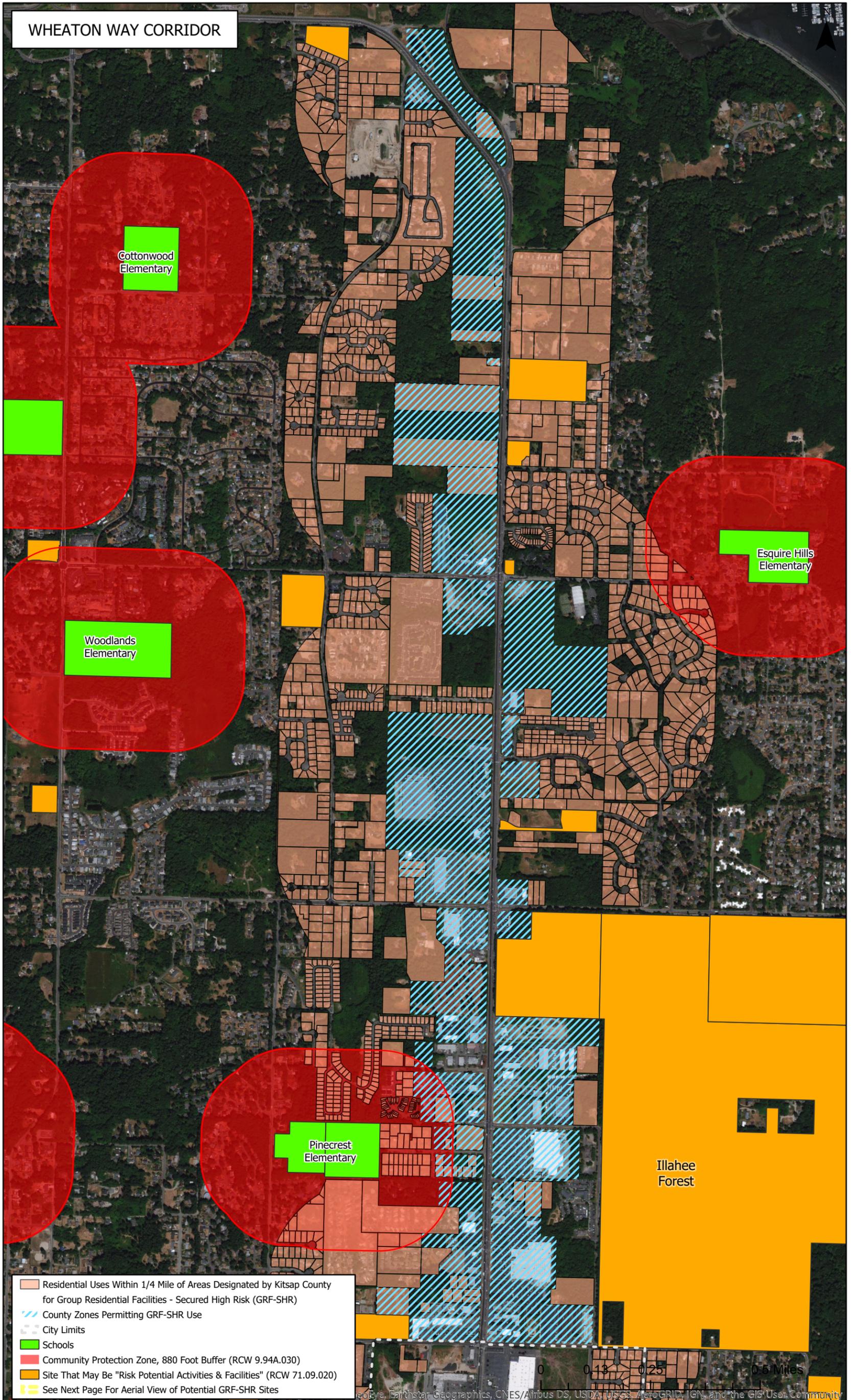






Blue Outline Areas, Potential GRF-SHR Site

Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community





KITSAP COUNTY BOARD OF COMMISSIONERS

Efficient, accessible and effective county services

April 1, 2019

Robert Gelder
DISTRICT 1

Charlotte Garrido
DISTRICT 2

Edward E. Wolfe
DISTRICT 3

Mayor Greg Wheeler
City of Bremerton
345 6th Street Suite 600
Bremerton, WA 98337-1873

Sub: Interim Zoning for Group Residential Facilities — Secured High Risk

Dear Mayor Wheeler:

On behalf of the Kitsap County Commissioners, thank you for the City's letter of March 22, 2019 commenting on the County's Interim Zoning Ordinance No. 566-2019. We also appreciated Council member Leslie Daus's testimony relaying the City's position and Councilmember Lori Wheat communicating her personal opinion during the Board's public hearing on March 25, 2019.

The City's letter recommended that the County enact a moratorium and repeal its interim zoning. We believe, after careful legal analysis, that a moratorium would place Kitsap County in violation of State law.

The State requires counties and cities to allow the placement of secured community-based living facilities for civilly committed individuals. Upon receiving citizen notification of the Poulsbo location, the County evaluated zoning code to determine two things: If we allowed this type of housing, and secondly, if not, how we could regulate to ensure safety for both the local neighborhoods and residents of the facility while also complying with state mandates. As a result, we established the interim zoning ordinance which took into consideration regulations of surrounding jurisdictions, including Bremerton, utilized for placement of group residential facilities. We found that other jurisdictions used similar concepts such as locating this type of housing in commercial and industrial zones as proposed in our interim zoning code.

The County's interim zoning code includes many similarities to the City's code. This includes:

- "Group Residential Facilities – Secured High Risk" in our interim code allows 1 to 4 residents.
- City of Bremerton's Class II Group Residential facilities for troubled individuals are defined without limits to the number of residents.
- The allowed zones for the Group Residential Facilities – Secured High Risk include most commercial zones and industrial zones. Bremerton's Class II Group Residential facilities are allowed in its Industrial Zone and Freeway Corridor zones. All these City and County zones abut residential areas.
- Our definition of Group Residential Facilities – Secured High Risk, including even a single supervised individual, allows the County to control and condition the placement of Sexually Violent Predators (SVP) in a supervised facility.



KITSAP COUNTY BOARD OF COMMISSIONERS

Efficient, accessible and effective county services

The interim zoning code also includes restrictions that further constrain placement of these facilities based on neighborhood compatibility. While we are still in the early stages of code development and public outreach, a preliminary look at these types of areas, especially taking into consideration state community protection zones, which restrict these types of facilities from being located within 880 feet of schools, reduces potential siting conflicts. Other measures included in our interim zoning code include:

- Requires neighborhood meetings in addition to the Conditional Use Permit (CUP) noticing which allows additional input from the community prior to the approval.
- Requires broader neighborhood noticing (1/2-mile radius).
- Requires backup generators to maintain power to security systems.
- Requires access from a County right-of way to ensure EMS and law enforcement access and minimize private property impacts.
- Identifies many incompatible areas, based on risk potential, that further constrain siting, including: schools, school bus stops, licensed day care and licensed preschool facilities, domestic violence shelters, public parks, publicly dedicated trails, sports fields, playgrounds, recreational and community centers, churches, synagogues, temples, mosques, public libraries, public and private youth camps, and others identified during a public hearing.

While we recognize your request is for Kitsap County to rescind the interim ordinance and enact a moratorium on the placement of these facilities, we cannot legally do so. Additionally, it should be noted that no local jurisdiction, including Bremerton has code provisions controlling placement of SVPs with their families or in unsupervised facilities.

The interim ordinance in its current form is viewed by Kitsap County as a necessary first step to protect our communities – a mission that is mutually shared by the County and the City of Bremerton. We look forward to working with community members and local jurisdictions on future refinements of the interim ordinance and thank you for expressing your interest in participating in those efforts.

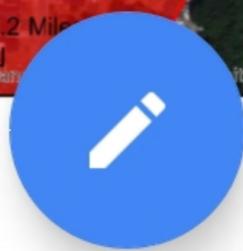
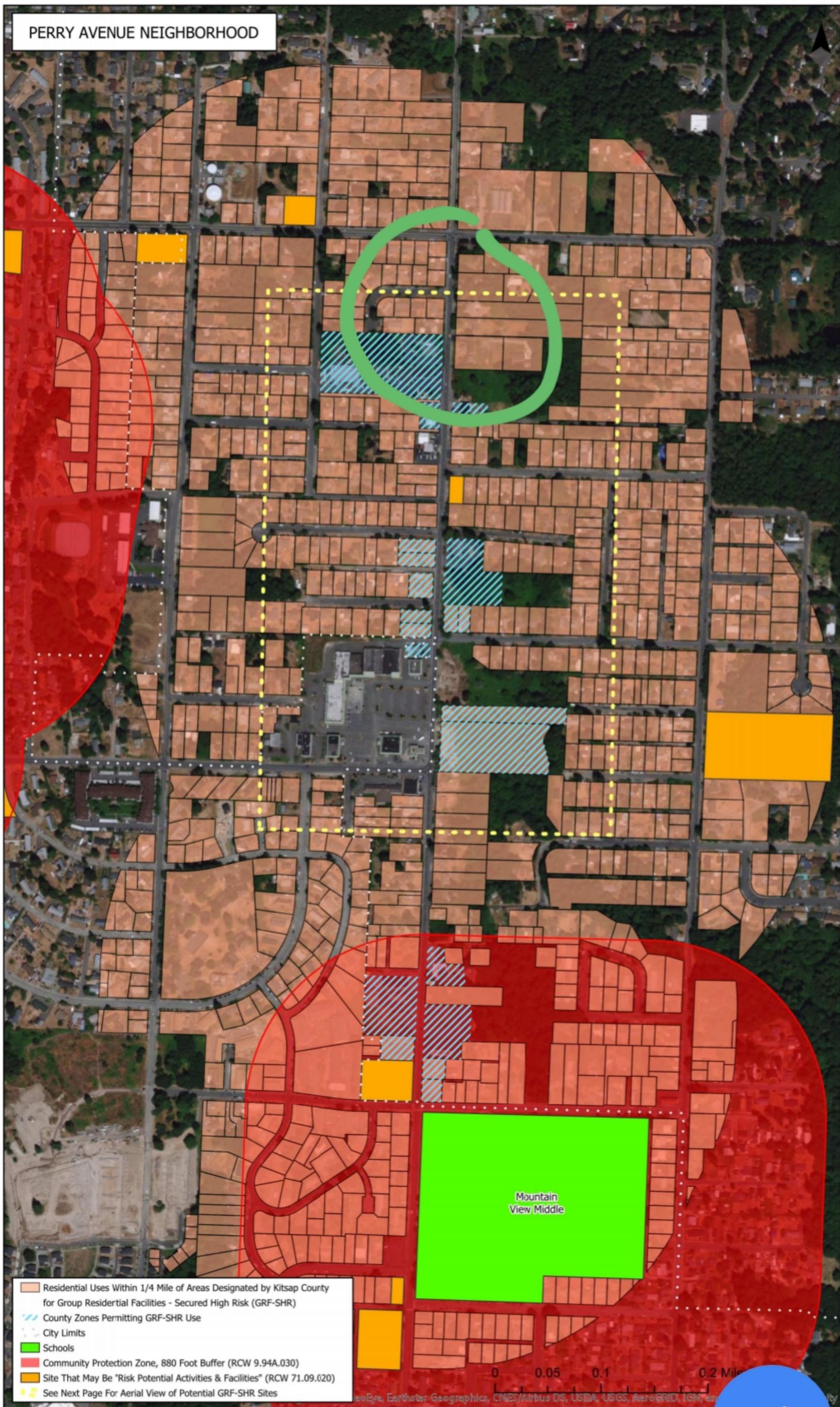
Sincerely,

Edward E. Wolfe, Chair
Commissioner District 3

Cc: Commissioner Robert Gelder, District 1
Commissioner Charlotte Garrido, District 2
Kitsap County Department of Community Development



Mtn View Middle Sc...



RECEIVED

APR 22 2019

KITSAP COUNTY
COMMUNITY DEVELOPMENT

Department of Community Development
Planning and Environmental Programs
614 Division Street – MS36
Port Orchard, WA. 98366-4682

17 April, 2019

Dear Kitsap County Board of County Commissioners,

This letter is to make you aware of our opposition to the proposed new county interim regulations concerning the housing of Level III sex offenders close to our neighborhoods and schools. Our position is that these interim regulations, if approved, would seriously impact Peace Lutheran Church and School, our local community, and neighborhood.

Peace Lutheran School is composed of Pre-School through Eighth grade, and a Day Care Facility, with a combined enrollment of 200 students. We routinely have our students participate in supervised outdoor activities during school hours, as well as after school hours for sports activities and after school care. The Day care facility is also open until well into the afternoon/evening hours. We also have a small number of students who walk to the school from the local neighborhoods.

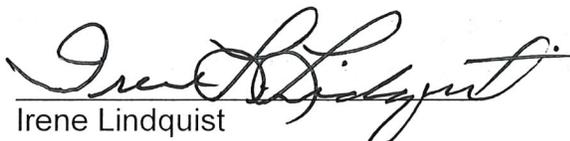
Peace Lutheran Church and School additionally has a youth group, several community youth programs, and young adult sports clubs that use our facilities during after school hours and weekends. Many sporting events, church functions and meetings are also scheduled during the late afternoon and evening hours.

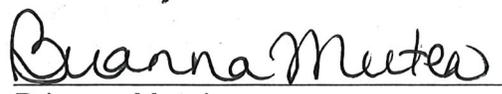
As you can see, our facilities are well used by all age groups during a large portion of the weekday and weekends. Exposing our children and young adults to this type of risk is unacceptable. We realize and applaud your efforts to see that these sex offenders get the help they need, but also protect and create a safe environment for the community, our neighborhoods, schools and churches. The congregation, staff, faculty and parents of Peace Lutheran Church and School, in the strongest manner possible, urge you to create regulations that would keep Level III sex offenders away from our neighborhoods, churches and schools. Thank you for your consideration in this matter.

Sincerely,


Darrell Davis
Congregational President


Sheri Juszcak
Principal


Irene Lindquist
Chair, Board of Christian Education


Brianna Mutek
President, Parent Teacher League

BENTLEY QUAD
 Rezone and Planned Unit Development

Page 7

BACKGROUND, Cont.

KITSAP COUNTY HEARING EXAMINER

RE: APPLICATION OF CHARLES FOGLE FOR A) NO. 860508666
 REZONE FROM R-5MH TO BUSINESS CONVE-) FINDINGS OF FACT, CONCLUSIONS AND
 NIENCE TOGETHER WITH A REQUEST FOR) RECOMMENDATION TO THE KITSAP
 COMMERCIAL PLANNED UNIT DEVELOPMENT) COUNTY BOARD OF COMMISSIONERS
 APPROVAL (BENTLEY QUAD))

INTRODUCTION

The application in this matter was made on or about April 9, 1986 by Charles Fogle for Rezone and Planned Unit Development approval to construct four, one-story professional office buildings totalling 58,500 square feet of gross floor area on a 4.66 acre parcel located at the southeast quadrant of the Bentley Drive and SR303 intersection in East Bremerton, Central Kitsap County, Washington.

BASIS FOR ACCEPTANCE

The authority of the Hearing Examiner's Office to conduct Hearings and issue recommended decisions on requests for Rezone and Planned Unit Development approval is derived from Kitsap County Ordinance 93 (1983) and Ordinance 100 (1984).

BACKGROUND

The subject property is Assessor's Account Number 252501-3-011-2008. The site contains moderate slopes, averaging 7%, increasing from northwest to southeast. The parcel is approximately three feet higher than the Brownsville Highway which is immediately to the west. Grasses and scotch broom cover the site. Drainage ditches parallel the north and west property line.

A site inspection of the subject property was conducted by the Examiner on May 5, 1986.

A Public Hearing on the subject proposal was conducted by the Hearing Examiner at approximately 10:50 am on May 8, 1986 in the Commissioners' Chambers of the Kitsap County Courthouse, Port Orchard, Washington 98366.

During the Public Hearing, the following documents were received and entered into the record:

- A. The Notice of Hearing dated April 22, 1986
- B. The application for Rezone received April 10, 1986
- C. The application for Planned Unit Development received April 10, 1986
- D. The Environmental Checklist Form

BENTLEY QUAD
Rezone and Planned Unit Development

BACKGROUND, Cont.

- E. The site plan for the subject proposal
- F. An area map showing the zoning of the subject property and surrounding zoning
- G. Assessor's map showing the configuration of the subject and surrounding properties
- H. A letter dated March 17, 1986 from Washington State Department of Transportation regarding the original plans dated February 6, 1986
- I. A letter dated March 25, 1986 submitted by owners of the property in the Highland Park area adjacent to the subject proposal in support and setting forth proposed conditions of approval
- J. A letter dated April 8, 1986 from William Palmer, Pazooki & McMenamin as cover letter for the submission of the subject proposal
- K. A memo dated April 15, 1986 from Kitsap County Department of Community Development, Fire Prevention Bureau indicating fire flow is required
- L. A letter dated April 17, 1986 from the Washington State Department of Transportation setting forth that Department's observations and recommendations regarding the revised proposal
- M. A letter dated April 23, 1986 from Central Kitsap School District No. 401 stating said District has no comments regarding the subject proposal
- N. A memo dated April 24, 1986 from Kitsap County Department of Public Works Hydraulics Division, setting forth that Division's observations and recommendations regarding the subject proposal
- O. A memo dated April 25, 1986 from Janet Moore, Planning Staff, Kitsap County Department of Community Development setting forth a comparison of site coverage of the subject proposal to other similar projects in Semi-Urban areas
- P. The Declaration of Environmental Non-Significance pursuant to the State Environmental Policy Act issued by Kitsap County for this proposal on April 25, 1986
- Q. A note received April 30, 1986 from Ron Ross in support of the subject proposal
- R. A letter dated May 1, 1986 from James Burkhouse in support of the subject proposal
- S. The Department of Community Development Staff Report dated April 25, 1986 including the recommendation of approval, subject to 14 conditions

BENTLEY QUAD
Rezone and Planned Unit Development

BACKGROUND, Cont.

The following was received during testimony at the Public Hearing:

- T. A letter dated May 8, 1986 from William Palmer of Pazooki & McMenamin setting forth responses to the Department of Community Development Staff Report

Oral testimony was taken at the Public Hearing as follows:

1. Janet Moore, Planning Staff
Kitsap County Department of Community Development
Port Orchard, Washington 98366

Mrs. Moore presented the Staff Report, together with background information regarding the proposal. She stated the applicant requests a Rezone from the current zone classification of R-5MH to Business Convenience submitted in conjunction with a request for Commercial Planned Unit Development approval for four, one-story office buildings on property located on the east side of Highway 303 (Brownsville Highway), south of Bentley Drive in Central Kitsap. The property is designated Semi-Urban on the Kitsap County Comprehensive Plan/Central Kitsap Subarea Plan. The parking is proposed at one space per 300 square feet which comes out to approximately 195 stalls. The applicant is proposing approximately 58,500 square feet total of office space. There has been much input from residents in the area. The residents have submitted nine conditions which they believe are necessary and vital for this proposal to be compatible with surrounding residential uses. Mrs. Moore indicated those conditions should be included in the Department of Community Development recommendations if they are agreed upon by the applicant and residents. The Department of Community Development is concerned about the scale of the proposal. The Department believes the proposed scale is too intense and should be scaled down. The Department recommends the square footage should be reduced to 10,000 square feet per building or 40,000 square feet total. The Department believes the proposal should be approved in this scaled down version and would add three additional conditions. Proposed condition #15 would be that a landscape plan be submitted and approved prior to final Planned Unit Development. Proposed condition #16 would be that there would be a review prior to final Planned Unit Development approval as it relates to building materials and elevations. Proposed condition #17 would be that the conditions of the neighbors be adopted as conditions of approval herein.

2. Paul Pazooki
Pazooki & McMenamin
PO Box 728
Silverdale, Washington 98383

Mr. Pazooki stated he is a licensed professional engineer and represents the applicant in this matter. He indicated that proposed additional condition #15 and condition #8 in the Staff Report seem to be the same. Proposed condition #16 and condition #7.c are identical.

BENTLEY QUAD
Rezone and Planned Unit Development

BACKGROUND, Cont.

With regard to proposed condition #7(f), Mr. Pazooki stated that if the condition is revised to read "to the mid-point of the property", then the applicant has no objection to that. As it relates to beyond the mid-point of the property would be a tremendous burden to have to revise the parking plan. He requested that condition #7(a) be deleted. With regard to the Department's request to scale down the proposal and the comparison of various previously-approved commercial projects to the present proposal, the comparison is apples and oranges. The proposal as submitted to the Examiner fits the site. He indicated to the Examiner that the Bethel Square covers 85% of its subject property. He submitted a letter from Mr. Palmer (Exhibit T) in support of the proposition to eliminate recommended condition #7(a). Mr. Pazooki indicated that in all other respects, the applicant has no objection to the other conditions, including the conditions suggested by the residents.

3. David Grellier
1921 NE Bentley Drive
Bremerton, Washington 98310

Mr. Grellier stated he is resident of Highland Park which abuts the subject property. He is speaking as a resident of the area and a member of the neighborhood. He stated that the proposal is a unique plan. It is a result of lots of cooperation by the applicant, as well as the residents in the area to find a compatible and acceptable development of this property. The density of the development is a concern but there have been no objections to the applicant's proposal. One particular concern is that there be parking on Bentley Drive. He hoped the Examiner would approve the proposal as recommended.

4. William Pratt
6865 Bentley Circle NE
Bremerton, Washington 98310

Mr. Pratt stated he and his neighbors have been participants in this process and it is important that the nine conditions suggested by the residents be included in the Examiner's consideration. He believes this is a good plan. The residents are in favor of it. There are two points regarding aesthetics. He would rather see no trees, particularly view-obscuring trees, along the east property line. The property of the residents in the area is view property of the Olympics and, to the extent that there are view-obscuring trees, this proposal would be a detriment. He believes this development will be an asset to the immediate area and the community in general. Dwarf trees are requested for landscaping to keep the heights in perspective.

5. Daniel Slagle
6853 Bentley Circle NE
Bremerton, Washington 98310

Mr. Slagle stated he lives on the east boundary of the subject property. He supports the nine conditions earlier referred to. He wants a height limit on the east side particularly regarding screening and buffering. He agrees with

BENTLEY QUAD
 Rezone and Planned Unit Development

BACKGROUND, Cont.

Mr. Pratt and Mr. Grellier about the proposal. It should be low-keyed and signage should be kept to a minimum. He stated he is impressed with Mr. Fogle and his concern with the residents in the area. He stated it is important there be a sidewalk along Bentley Circle to facilitate children walking to the bus stop.

6. Janet Moore, Planning Staff
 Kitsap County Department of Community Development

Mrs. Moore stated, in response to Mr. Pazooki's comments concerning site coverage, that it is a subjective determination as to site coverage.

Policies, regulations and laws applicable to the subject proposal:

A. KITSAP COUNTY ZONING ORDINANCE

- | | | |
|-----|--------------|---------------------------|
| (1) | Section 6 | R-5MH zone |
| (2) | Section 7 | Business Convenience zone |
| (3) | Section 10.b | PUD bulk regulations |
| (4) | Section 14 | Planned Unit Developments |
| (5) | Section 17 | Off-street parking |
| (6) | Section 19 | Performance regulations |
| (7) | Section 23.c | Procedure-Rezones, PUD's |

B. KITSAP COUNTY COMPREHENSIVE PLAN/Central Kitsap Subarea Plan

- (1) General Goal for Central Kitsap Subarea - To establish relationships between land uses in Central Kitsap that meet basic human needs, are efficient and harmonious, are ecologically sound, and balance cost and revenues over time. These relationships should accomplish the following:
 - a. Provide for a range of land use opportunities for well-designed, environmentally sound development;
 - b. Provide the economic, social and aesthetic benefits resulting from orderly and planned use of land resources;
 - c. Preserve and enhance the semi-rural, marine character of the area;
 - d. Reflect county-wide goals and policies, including the Urban Concentration Concept (as it applies to Central Kitsap); and
 - e. Contribute to the public health, safety and welfare.
- (2) Semi-Urban Residential Goal: To promote a mix of quality multi-family and single-family housing in a range of densities.

BENTLEY QUAD
Rezone and Planned Unit Development

BACKGROUND, Cont.

Policy SR-6: Incompatible non-residential development should not encroach into established residential areas.

Policy SR-8: Compatible mixed uses (residential/non-residential) of a planned nature (Planned Unit Development) should be encouraged.

- (3) Semi-Urban Commercial Goal: To provide attractive, conveniently located commercial uses of an intensity appropriate to the availability of services, adjacent uses and the relationship of sites to nearby development.

Policy CP-1: Commercial development should supplement the major services in Urban designations and should not be of such a scale as to substantially duplicate services.

Policy CP-2: Commercial uses which are generally less intense than those allowed in Urban designations should be encouraged, subject to planned unit development approval, when services are available and the uses can be made compatible with adjacent land uses.

Policy CP-4: Access should be encouraged to provide:

- (a) Safe and uninterrupted travel for as much of the length of major traffic routes as possible;
- (b) Common access to commercial developments;
- (c) Access primarily to collector streets, and frontage and feeder roads;
- (d) Separate pedestrian and vehicular paths to reduce congestion and promote safety; and
- (e) Rear-entry access drives.

Policy CP-5: Commercial areas should be located and designed so that nearby facilities (e.g., schools) and neighborhoods are not substantially harmed by increased traffic hazards.

Policy CP-6: Maintenance and enhancement of views should be encouraged.

Policy CP-7: Strip commercial development should be discouraged.

- (4) Economics Goal: To encourage an industrial base and commercial development which provides a better, more diverse tax base for Kitsap County, is compatible with environmental concerns and existing uses in the area, and provides a balanced range of employment opportunities which is conveniently located.

BENTLEY QUAD
Rezone and Planned Unit Development

BACKGROUND, Cont.

Policy EP-2: The total amount of land allocated for commercial and industrial uses should be reasonably scaled to demonstrated and prospective demand.

Policy EP-9: Good design of commercial development should be encouraged that reflects the County's semi-rural atmosphere in its architecture, landscaping and tree cover.

Policy EP-11: Landscaping within and/or between commercial or intense residential development and lower density residential uses should contain extensive canopy vegetation (tree cover) of sufficient size to give an immediate break to the expanses of paving and buildings.

- (5) The Brownsville Highway Corridor (SR-303) - The Brownsville Highway is a major north-south arterial. Its primary function is to move high volume through traffic efficiently and, to a lesser extent, provide access to existing commercial and residential uses. Where these two functions conflict, the traffic-carrying function should be considered as the most critical.

The Brownsville corridor extends from Riddell Road north to Sipes Grocery, approximately 2.75 miles and, for the purpose of this section, is approximately 800 feet deep on each side of the highway.

The following policies seek to strike a balance between the pressure to commercialize the corridor and the need to preserve the capacity of the highway to serve traffic efficiently and safely. More importantly, they are intended to promote orderly and planned development and to discourage commercial strip development.

Location and Configuration of Development

Policy BH- 6: Smaller parcels should be developed with uses which are low traffic generators, unless developed in conjunction with an overall plan for the area.

Policy BH- 7: Smaller parcels with a depth less than 600 feet should be developed in concert with an overall plan for the utilization of adjacent properties in the immediate vicinity. Such overall plans should incorporate as a minimum properties comprising 600 to 800 foot depth, landscaped buffer provisions and a storm water drainage plan.

Policy BH- 8: Conversions of land from existing zoning to more intensive development should occur in a cohesive fashion minimizing impact to vacant parcels or to

BACKGROUND, Cont.

single-family residential uses surrounded by more intensive uses.

(6) Traffic and Circulation Requirements for Mixed Use and High Density Development

Policy TC- 2: The use of existing constructed "feeder" roads onto SR 303 and the maintenance or access from private property onto feeder roads at a minimum distance of 100 feet from the highway should be encouraged.

Policy IC- 6: Turn lanes should be provided at access points along a major arterial to minimize traffic flow interruptions resulting from turning movements.

(7) Site Improvements for Developments

Policy SI- 2: Site development plans should incorporate proposals which would accomplish one or more of the following:

- (a) Be compatible with commercial or multiple-family development already situated in the area.
- (b) Minimize visual pollution or impacts by a combination of berming, trees and ground cover within and around parking areas and around building (e.g. avoid vast areas of asphalt and large buildings with very little trees or other vegetation to reduce visual impact);
- (c) Provide an enhancement to adjacent property values due to design of buildings or sensitive setting.

Policy SI- 4: Internal site development and management of landscaping and facility improvements should be provided in such a manner as to promote aesthetic quality in the ultimate physical development of the site. Examples of aesthetic features which may be considered are:

- (a) Use of trees, berms and landscaping to break up large parking areas and to promote pedestrian traffic safety;
- (c) Planting areas for lawns, trees, flowers and other ground cover material around buildings;
- (e) Sufficient evergreen tree cover to provide year around reduction of visual impact of parking and structures;
- (h) Provide some curvilinear internal circulation as opposed to a strictly grid pattern;

BENTLEY QUAD
Rezone and Planned Unit Development

BACKGROUND, Cont.

- (i) Materials and designs should reflect the function, scale, and type of area being landscaped;
- (k) Low maintenance landscaping should be encouraged.
- (l) Screen unsightly or incompatible uses.

Policy SI- 5: Architectural design features should be considered which encourage that physical/structural improvements be both functional and visually attractive. Features which would promote attractive architecture include:

- (b) Thematic designs.
- (c) Integration of structures with topographic features of the site;
- (d) Innovative architectural forms indigenous to the Northwest; and
- (e) Establishment of uniform sign standards, depicting type of lighting to be used throughout the development (non-glare, low level and directed lighting).

Policy SI- 7: Signs should be compatible with the site, architectural style of the development and the surrounding area and promote public safety. Such features should include, but are not limited to:

- (a) Landscaping should be planted around signs where appropriate;
- (b) Traffic hazards should be minimized by proper location and design of signs; and

(8) Neighborhood Integration

Policy NI- 1: Sites intended for non-residential development which are located adjacent to single-family should be well buffered (screening, not just distance) along the common boundaries (25 to 50 feet).

C. KITSAP COUNTY SIGN ORDINANCE No. 93-F-1985

D. KITSAP COUNTY FIRE FLOW ORDINANCE (96-1983)

FINDINGS OF FACT

1. The subject property is 4.66 acres in size. It is located at the southeast corner of the intersection of Bentley Drive and SR303 (Brownsville Highway), north of Bremerton in Central Kitsap County.
2. The subject property contains moderate slopes which average approximately 7%. The slopes increase from northwest to southeast. The subject property is

BENTLEY QUAD
Rezone and Planned Unit Development

FINDINGS OF FACT, Cont.

approximately three (3') feet higher than the Brownsville Highway. Grasses and scotch broom cover the site. Drainage ditches parallel the north and west property line.

3. The subject property is zoned R-5MH and is designated Semi-Urban on the Kitsap County Comprehensive Plan. Surrounding land use and zoning is as follows:

North: Single-family residences; R-5MH
 East: Single-family residences; R-5MH
 South: Duplexes and single-family residences; R-5MH
 West: SR303 (Brownsville Highway), single-family residences and undeveloped land; R-5MH.

The Granary Church facility is located to the south and east of the subject property, overlooking it.

4. The subject property is served by the North Perry Avenue Water District. Sewer service is available to the subject property from the Kitsap County Public Sewer System.
5. The applicant requests a Rezone from the current zone classification of R-5MH to Business Convenience, together with a request for Commercial Planned Unit Development approval to construct four, one-story, professional office buildings totalling 58,500 square feet of gross floor area.
6. One hundred ninety-five (195) parking stalls are proposed which is one stall per 300 square feet of floor space.
7. Access is proposed from Bentley Drive by way of a 39-foot wide paved driveway. A landscaped island is proposed to separate driving lanes.
8. Various departments of County government have reviewed the proposal and have recommended approval, subject to certain conditions. The Department of Community Development recommends approval of the proposal in a scaled down version in terms of total square footage. The Department of Community Development recommends approval of 40,000 square feet gross office space.
9. Residents in the area and the applicant have worked closely with one another regarding this proposal. Residents of the area have suggested nine (9) conditions or areas of concern that should be implemented in any recommendation of approval.
10. Revision of the parking plan is necessary to avoid backing out onto the main north/south traffic corridor.

CONCLUSIONS

1. It appears to the Examiner that the proposed use; that is to say, professional office space, is a use allowed within the Business Convenience zone of the Kitsap County Zoning Ordinance.

BENTLEY QUAD
 Rezone and Planned Unit Development

CONCLUSIONS, Cont.

2. It appears to the Examiner that the proposed use is in keeping with and is consistent with the Goals and Policies of the Kitsap County Comprehensive Plan for areas designated Semi-Urban.
3. It appears to the Examiner that adverse impacts of this proposal can be adequately mitigated by the imposition of certain conditions of approval.
4. The Examiner does not conclude that there is a need to reduce the building area to 10,000 square feet per building. The scale does not appear excessive relative to surrounding land uses, provided the conditions of approval outlined below are implemented.
5. It appears to the Examiner that the applicant has complied with the provisions of Section 14 of the Kitsap County Zoning Ordinance as it relates to Planned Unit Developments.
6. The Examiner concludes that approval of the Rezone, subject to Planned Unit Development approval; and approval of the Planned Unit Development request, subject to the conditions outlined below, are necessary for the preservation and enjoyment of substantial property rights of the applicant and will not be materially detrimental to the public welfare nor to property of other persons located in the vicinity thereof.

RECOMMENDED DECISION

Based on the testimony presented at the Public Hearing, the documents admitted into the record, the site inspection conducted by the Examiner and the Findings and Conclusions made and entered above, it is recommended to the Board of County Commissioners that the request for Rezone from R-5MH to Business Convenience, be approved, subject to Planned Unit Development approval; and the request for Commercial Planned Unit Development approval to construct four (4), single-story professional office buildings totalling 58,500 square feet of gross floor area as submitted in Exhibits C and E, be approved, subject to the following revisions and conditions:

1. That the requirements of the North Perry Avenue Water District and the County Health Department be adhered to in the design and installation of the water system. ✓
2. That the requirements of the Kitsap County Wastewater Division of the Public Works Department are adhered to for the design and construction of the sewer system. ✓
3. That the applicant provide fire hydrants, fire flow and fire protection systems adequate to meet the requirements of the Kitsap County Ordinance No. 96 (Fire Flow) and comply with the requirements of the Kitsap County Fire Prevention Bureau in all respects. ?
4. That access to and from the property be limited to access shown on the preliminary Planned Unit Development and approved prior to final Planned ✓

BENTLEY QUAD
Rezone and Planned Unit Development

RECOMMENDED DECISION, Cont.

- Unit Development approval by the Kitsap County Department of Public Works, Engineering Division. ✓
5. That prior to final approval the following information is submitted to the Department of Public Works, Hydraulics Division:
- a) Final detailed drainage construction plan. ✓
 - b) Prior to making any improvements on the property such as land clearing and/or other construction, a silt and erosion control plan shall be submitted to the County Engineering office and be approved. These facilities shall be in operation prior to land clearing and/or construction and satisfactorily maintained until construction and landscaping are completed and the potential for on-site erosion has diminished. ✓
 - c) The owner shall be responsible for maintenance of the storm drainage facilities for this development following construction. Prior to the issuance of any occupancy permits for this development, the person or persons holding title to the subject property for which the detention facility was required shall record a declaration of covenant which guarantees the County that the system will be properly maintained. Wording must be included in the covenant which will allow the County to inspect the system and perform necessary maintenance should it become evident that the system is not performing properly. This would be done after notifying the owner and giving him a reasonable period of time to do the necessary work. Should County forces be required to do the work, the owner will be billed the maximum amount allowed by law. ✓
6. That the requirements of the Washington State Department of Transportation are adhered to including, but not limited to road improvements, drainage design and signs. ✓
7. That the final Planned Unit Development site plans include the following additions and revisions:
- a) Detailed landscaping plan. (Refer to Condition 8) ✓
 - b) Building exterior design and materials, including elevations. ✓
 - d) Exterior lighting details. ✓
 - d) All sign locations and details. ✓ *but exp lit.*
 - e) Revised parking plan which relocates the spaces which currently back out into the main north-south corridor, to the mid-point of the property. ✓

BENTLEY QUAD
Rezoning and Planned Unit Development

RECOMMENDED DECISION, Cont.

8. The final landscaping plan shall be prepared by a professional landscape architect and shall include the following:
 - a) Evergreen trees which are a minimum of six feet (6'-0") in height, to be used along the periphery of the entire site, along with proposed deciduous trees. (Covenants limiting tree height may be recorded, if needed).
 - b) Shrubbery which is 5 gallons or larger, in place of the 2 gallon size proposed.
 - c) Staking and planting details.
 - d) Landscape sprinkler system details.
 - e) The conceptual design of the preliminary Planned Unit Development shall be adhered to, regarding berming and intensity of planting. Said plan shall be approved by the County, prior to final Planned Unit Development approval. Landscaping shall be installed per approved plan, prior to building occupancy.
9. Prior to the site being subdivided or the structures being developed by separate owners, the Applicant, heirs or assigns shall submit detailed covenants and Owner's Association documents to the Department of Community Development for review. Said documents, upon approval shall be recorded to ensure consistent and perpetual maintenance of the project.
10. Signs: All signs shall be in keeping with the character of the neighborhood. Sign design and location shall be reviewed and approved by the Department of Community Development as part of final approval.
11. That the five foot (5') wide sidewalk are installed, as depicted on the revised site plan (Exhibit E) which shall include the proposed sidewalk along Bentley Drive.
12. Lighting: Artificial outdoor lighting shall be arranged so that the light is directed away from adjoining properties so that no more than one (1') foot candle of illumination leaves the property boundary.
13. No outside storage of equipment or materials shall occur. Dumpsters shall be screened from public view.
14. There shall be no smoke, dust, odor or vibration or persistent loud or penetrating noise or direct or reflected glare, heat or unusually intense light discernible beyond the subject property boundaries.
15. That the following conditions which have been recommended by the owners and residents of the Highland Park residential area which abuts the subject property to the east are hereby made conditions of approval herein as follows:

BENTLEY QUAD
Rezone and Planned Unit Development

RECOMMENDED DECISION, Cont.

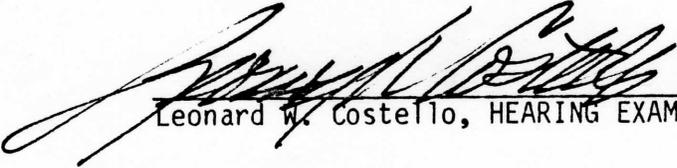
- a) Use of the property is limited to professional office spaces and the type of business with regular office hours within the period of 7:00 am to 6:00 pm, Monday through Friday. ?
- b) The buildings should be limited to:
- (1) 58,500 square feet for the entire 4.66 acres. The buildings shall be single-story with the maximum roof peak elevations, including skylights, of: 237 feet for southern section measuring between east and west boundaries at 180 feet north of the southern boundary; and (2) 230 feet for the remaining northern section (255.37 feet of 435.37 feet). ✓
 - (2) Sloping hip roofs with a minimum 3:12 pitch, except for skylights; and roof surface tiles, shakes or shingles, except for skylights. ✓
 - (3) No exposed mechanical equipment on roof (heat pumps, air conditioners, sheet metal ducts, etc.). ?
- c) Buffers:
- (1) The buildings or parking areas shall be located no closer to the east boundary than 35 feet except 20 feet to parking in the northern-most 100 feet. — ?
 - (2) Berming shall be provided in the north buffer along Bentley Drive. — ?
- d) Landscaping:
- (1) A minimum of 30% of the Planned Unit Development area shall be in lawn or other landscaping. ✓
 - (2) Tree heights shall be limited to the maximum roof peak elevations (no firs, hemlock, etc.). — ?
- e) Utilities: Utilities shall be provided by underground utilities. Indirect lighting with light (or other) pole height limited to above-located maximum roof peak elevations and minimum light required for security. ?
- f) Signs shall be limited to one (1) each at Bentley Drive entrance and inside the Planned Unit Development, each maximum ten (10') feet by eight (8') feet high and externally-lit and other to three (3') feet by two (2') feet on the walls. — ?
- g) External road and walk:
- (1) Widen Bentley Drive from Highway 303 to east side of the subject property entrance so as to absorb added exiting traffic flow and provide left turn land onto Highway 303. ?

BENTLEY QUAD
 Rezone and Planned Unit Development

RECOMMENDED DECISION, Cont.

- (2) Provide sidewalk on the north side of Bentley Drive from Highway 303 east to the east side of the Planned Unit Development entrance so as to provide children with safe access to school bus pickup points. ?
- h) Improvement Costs: The applicant shall bear the cost of all Planned Unit Development-related improvements costs of roads, walks, drainage, lighting, etc. ?

DATED THIS 29th day of May, 1985


 Leonard W. Costello, HEARING EXAMINER

TRANSMITTED THIS 29th day of May, by mail, to the following:

Charles Fogle, 131 Rockwell, Port Orchard, WA 98366
 Pazooki & McMenamin, PO Box 728, Silverdale, WA 98383
 Byron Harris, c/o Spot Realty, PO Box 1177, Silverdale, WA 98383
 David Grellier, 1921 NE Bentley Dr., Bremerton, WA 98310
 Wm. Hubbell, 6898 Bentley Cir., Bremerton, WA 98310
 W.F. Fore, 2609-1/2 E. 18, Bremerton, WA 98310
 Dan Slagle, 6853 Bentley Cir. NE, Bremerton, WA 98310
 Wm. Pratt, 6865 Bentley Cir. NE, Bremerton, WA 98310
 Bremerton-Kitsap County Health Department
 Kitsap County Department of Public Works
 Kitsap County Department of Community Development

NOTICE

Pursuant to Kitsap County Hearing Examiner Rules of Procedure, request for RECONSIDERATION of the Examiner's decision or recommendation in this matter must be filed in writing on or before June 9, 1986.

Alternatively, pursuant to Kitsap County Ordinance 100 (1984) and the Land Use Hearing Examiner Rules of Procedure, Sections 5.2, 5.3 and 5.4, a request for APPEAL, to the Board of County Commissioners of the Examiner's decision or recommendation in this matter must be filed in writing with the Clerk of the Board of County Commissioners on or before June 12, 1986.

Prior to the filing of an Appeal, the appellant shall pay the sum of THIRTY AND NO/100 DOLLARS (\$30.00) to the Department of Community Development per Section 23.e.(2) and (3) of the Kitsap County Zoning Ordinance No. 93-1983.

LWC:kj

ORDINANCE AMENDMENT NO. 93-15-1986

AN ORDINANCE AMENDMENT, AMENDING KITSAP COUNTY ZONING ORDINANCE NO. 43, AS AMENDED, AND TITLE NO. 17, KITSAP COUNTY CODE, BY AMENDING THE ZONING MAP THEREOF, RECLASSIFYING CERTAIN PROPERTY THEREON

WHEREAS, Charles Fogle has initiated a zoning ordinance amendment requesting reclassification of property described in said petition, and all legal requirements have been performed; and,

WHEREAS, the Kitsap County Hearing Examiner has transmitted to the Board of County Commissioners, Kitsap County, Washington, a copy of the Kitsap County Hearing Examiner's findings and action recommending that the zoning map be amended and for the reasons stated therein;

NOW, THEREFORE, BE IT ORDAINED that the Board of County Commissioners does hereby adopt the findings of fact, conclusions and recommendations of the Kitsap County Hearing Examiner as its own, and does hereby reclassify certain property from R-5MH to Business Convenience as shown on the attached map entitled "Exhibit A", SUBJECT to Planned Unit Development approval, and legally described herein.

LEGAL DESCRIPTION:

The West 530 feet of the South half of the Northwest Quarter of the Southwest quarter except the North 226 feet, and except the West 30 feet for SSH 21B and except that portion conveyed to the State of Washington for SR 303 by Auditor No. 8010030015, Section 25, Township 25 North, Range 2 East W.M. Kitsap County, Washington.

PASSED IN OPEN SESSION this 16th day of June, 1986.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY WASHINGTON

Lay Cordal
Chairman

[Signature]
Commissioner

[Signature]

WHEREAS, certain property
ordinance amendment requesting reclassification of property
described in said petition, and all legal requirements have been
performed; and, Public Comment - Exhibit 19

WHEREAS, the Kitsap County Hearing Examiner has
transmitted to the Board of County Commissioners, Kitsap County,
Washington, a copy of the Kitsap County Hearing Examiner's
findings and action recommending that the zoning map be amended and
for the reasons stated therein;

NOW, THEREFORE, BE IT ORDAINED that the Board of
County Commissioners does hereby adopt the findings of fact,
conclusions and recommendations of the Kitsap County Hearing
Examiner as its own, and does hereby reclassify certain property
from R-5MH to Business Convenience as shown on the attached map
entitled "Exhibit A", SUBJECT to Planned Unit Development approval,
and legally described herein.

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PASSED IN OPEN SESSION this 16th day of June
 , 1986.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY WASHINGTON

Lay Cardal
Chairman

A. Miller
Commissioner

John Hosley
Commissioner

ATTEST:

Janet L. Bonach
Clerk of the Board

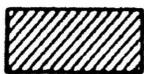
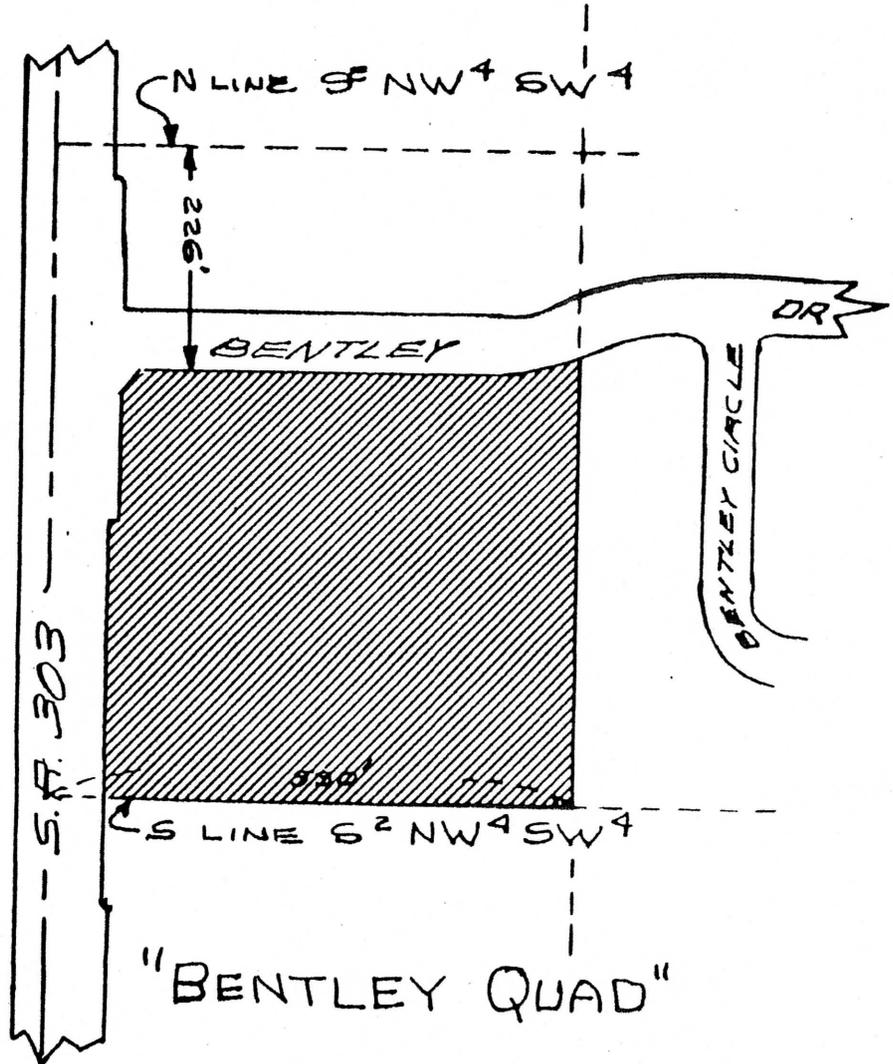
R27-1889

Kitsap County, Washington

SEC 25, T 25 N, R 1 E WM



SCALE 1" = 200'

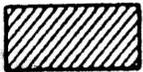
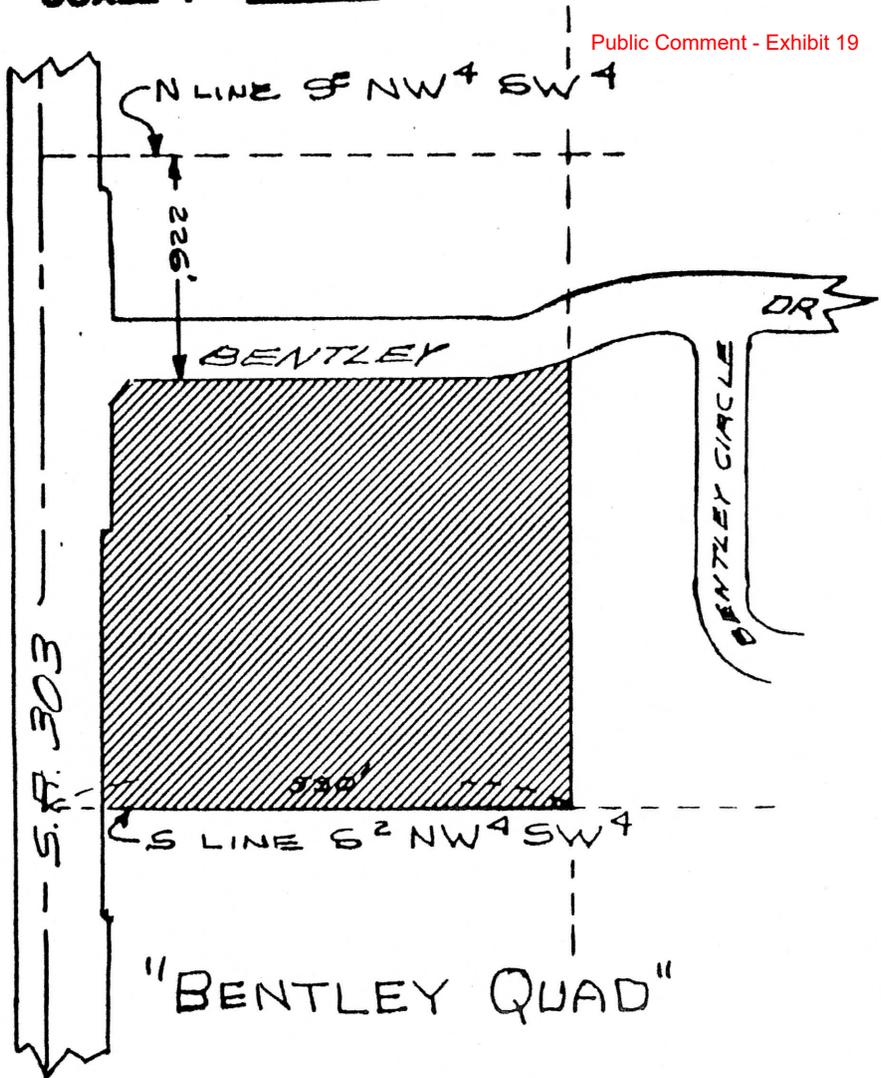


SUBJECT AREA PROPOSED FOR REZONE FROM R-5MH TO BUSINESS CONVENIENCE

APPROVED THIS 29th DAY OF Nov 1986

SCALE 1" = 200

Public Comment - Exhibit 19



SUBJECT AREA PROPOSED FOR REZONE
FROM R-5MH TO BUSINESS CONVENIENCE

APPROVED THIS 29th DAY OF May 1986

HEARING EXAMINER Leonard Costello / PC

SECRETARY Lucille M. Jones

RESOLUTION NUMBER _____

ORDINANCE NUMBER _____

R27-1890

RESOLUTION NO. 185-1986

A RESOLUTION APPROVING PRELIMINARY PLANNED UNIT DEVELOPMENT OF "BENTLEY QUAD"

WHEREAS, Charles Fogle has initiated a request for approval of a preliminary Planned Unit Development for office buildings on 4.66 acres located at the Southeast quadrant of the Bentley Drive/SR 303 intersection said property described in said petition, and all legal requirements have been performed; and

WHEREAS, the Kitsap County Hearing Examiner has transmitted to the Board of County Commissioners, Kitsap County, Washington, a copy of the Kitsap County Hearing Examiner's findings and recommendations and for the reasons stated therein;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners does hereby adopt the findings of fact, conclusions and recommendations of the Hearing Examiner as its own (as shown on the attached material entitled "Exhibit A") and does hereby approve the preliminary Planned Unit Development of "Bentley Quad."

PASSED this 16th day of June, 1986.

BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

Ray Cardal
Chairman of the Board

[Signature]
Commissioner

John Hurdley
Commissioner

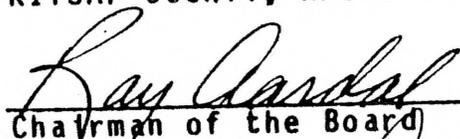
WHEREAS, Charles Fogle has initiated a request for approval of a preliminary Planned Unit Development for office buildings on 4.66 acres located at the Southeast quadrant of the Bentley Drive/SR 303 intersection said property described in said petition, and all legal requirements have been performed; and

WHEREAS, the Kitsap County Hearing Examiner has transmitted to the Board of County Commissioners, Kitsap County, Washington, a copy of the Kitsap County Hearing Examiner's findings and recommendations and for the reasons stated therein;

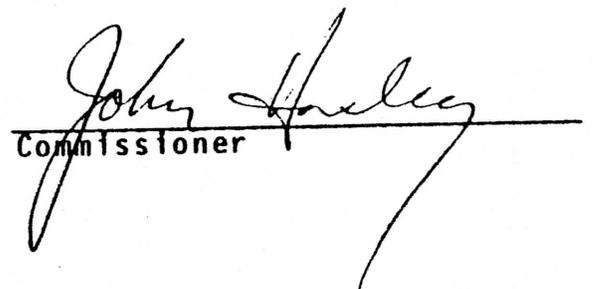
NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners does hereby adopt the findings of fact, conclusions and recommendations of the Hearing Examiner as its own (as shown on the attached material entitled "Exhibit A") and does hereby approve the preliminary Planned Unit Development of "Bentley Quad."

PASSED this 16th day of June, 1986.

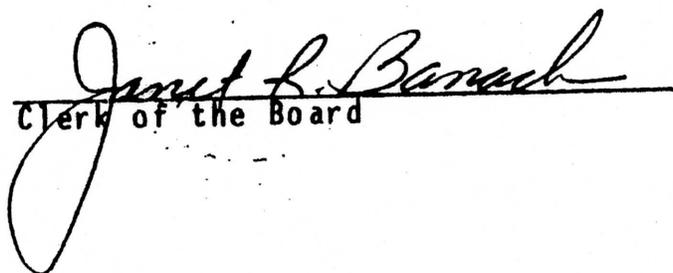
BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

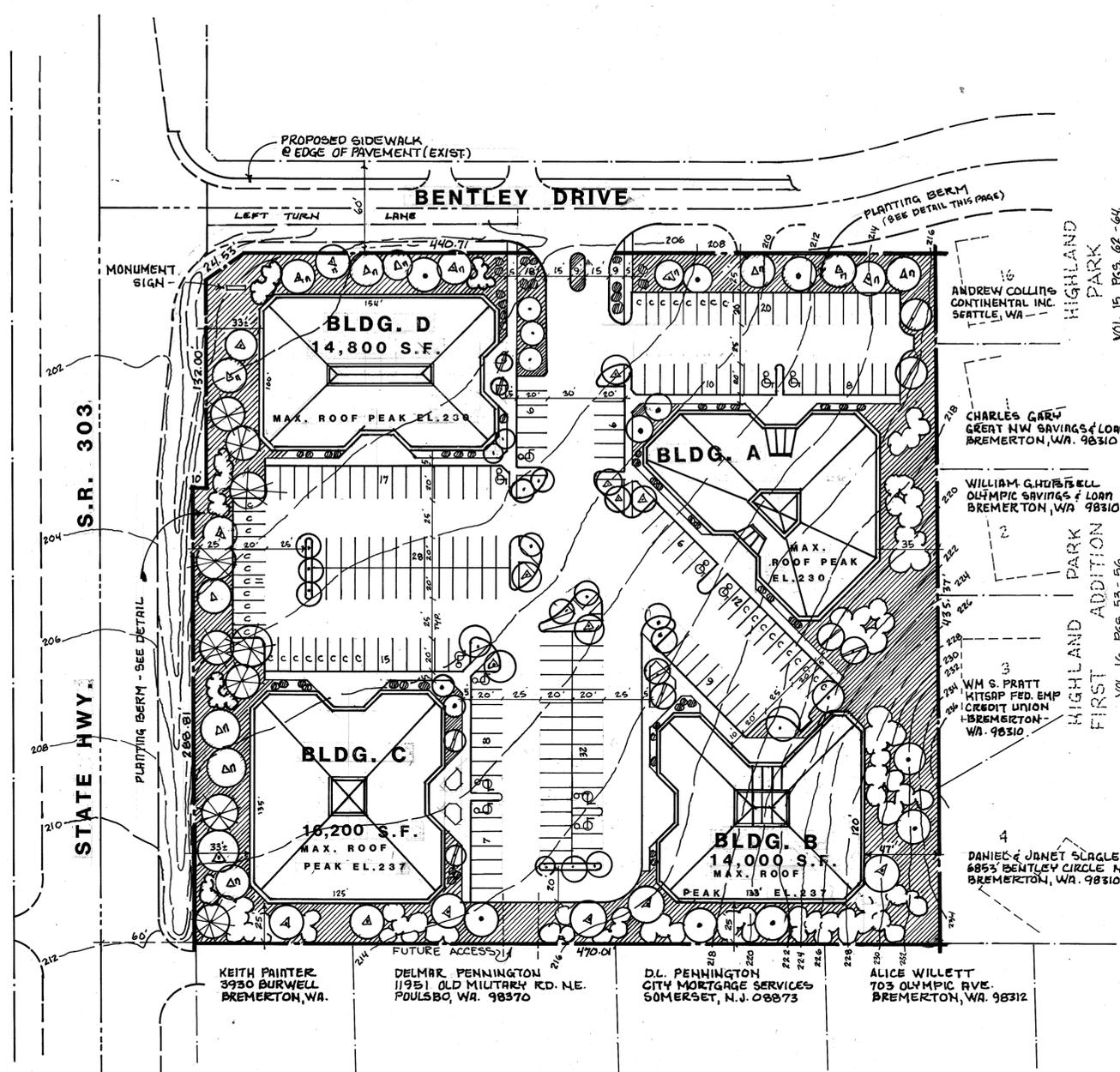

Chairman of the Board


Commissioner


Commissioner

ATTEST:


Clerk of the Board



SITE PLAN
SCALE = 1" = 50.0'

LANDSCAPE SCHEDULE

PLAN SYM.	BOTANICAL NAME	COMMON NAME	SIZE
(A)	CHAMAECYPARIS NOOTKATENSIS	ALASKA CEDAR	4'-6"
(B)	PINUS MUGO	MUGO PINE	3'-4"
(C)	ACER-PLATANOIDES/PALMATUM	NORWAY & JAPANESE MAPLE	1 1/2" CALIPER
(D)	PRUNUS BLAIREIANA	FLOWERING PLUM	1 1/2" CALIPER
(E)	JUNIPERUS / PHOTINIA	PFITZER'S JUNIPER / PHOTINIA	2 GAL.
(F)	RHODODENDRON	SAME	2 GAL.
(G)	GRASS BLEND		

NOTE:
LANDSCAPE SPECIMENS USED IN FINAL LANDSCAPE SCHEDULE ARE TO BE CONSISTENT WITH THE PLANT TYPES SHOWN IN ABOVE SCHEDULE AND ON THE PLAN DRAWING. FURTHER, NO FIR OR OTHER FAST-GROWING TREES MAY BE USED WHICH WOULD EXCEED THE ROOF PEAK ELEVATIONS SPECIFIED.

PROJECT DATA

COMPREHENSIVE PLAN: SEMI-URBAN
 ZONING: R-5MH, PROPOSED BUSINESS CONVENIENCE
 AREA: TOTAL 4.66 ACRES

ROADS & PARKING
 BUILDING AREA 1.34 ACRES
 COMMON AREA 1.39 ACRES (30%)

BUILDINGS:
 BUILDING A (ONE STORY) 13500 SQUARE FEET
 BUILDING B (ONE STORY) 14000 SQUARE FEET
 BUILDING C (ONE STORY) 16200 SQUARE FEET
 BUILDING D (ONE STORY) 14800 SQUARE FEET
 58500 SQUARE FEET

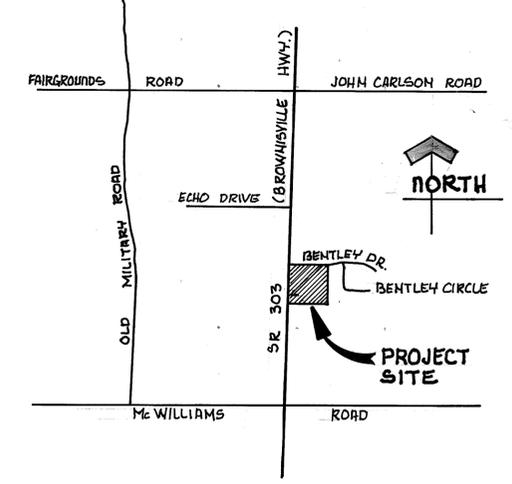
DRAINAGE: STORM SEWER SYSTEM - KITSAP COUNTY
 WATER: NORTH PERRY WATER DISTRICT
 FIRE: KITSAP COUNTY FIRE DISTRICT NO. 15
 SEWAGE: KITSAP COUNTY SEWER DISTRICT
 POWER: PUGET SOUND POWER & LIGHT
 TELEPHONE: PACIFIC NORTHWEST BELL/AT&T

PARKING STALLS:
 REQUIRED 195 SPACES (1/300) SQUARE FEET
 PROVIDED 195 SPACES (INCLUDES COMPACT STALLS)

ROADS: PRIVATE

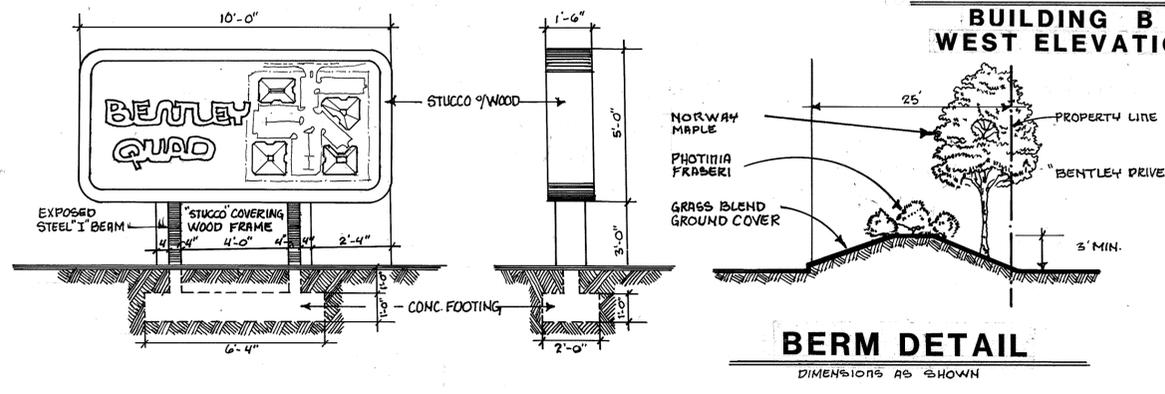
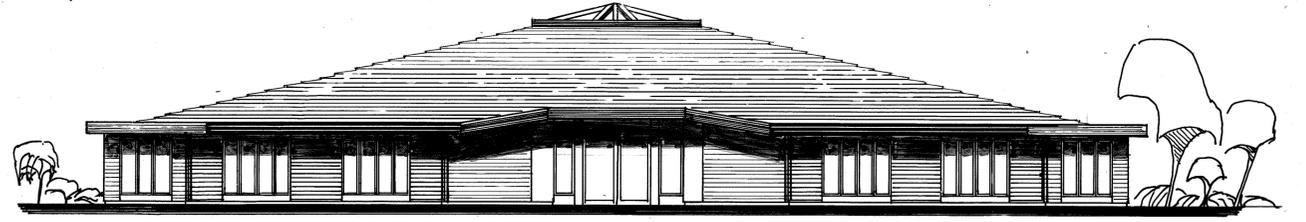
SPECIAL CONDITIONS

- ALL BUILDINGS ARE TO BE SINGLE STORY WITH SLOPED & HIP ROOFS. ROOF PITCH TO BE 3" IN 12" MIN. (EXCEPT FOR SKYLIGHTS). ROOF SURFACES TO BE OF TILES, SHAKES OR SHINGLES. ROOF PEAK ELEVATIONS MAY NOT EXCEED AN ELEVATION OF 237' FOR ANY BUILDINGS LOCATED IN THE SOUTH 180 FEET OF THE PROPERTY. BUILDINGS LOCATED IN THE NORTH 255.37 FEET OF THE PROPERTY MAY NOT HAVE ROOF PEAKS HIGHER THAN THE 230 FOOT ELEVATION, (INCLUDING SKYLIGHTS).
- NO MECHANICAL EQUIPMENT I.E., HEAT PUMPS, AIR CONDITIONING UNITS, ETC., OTHER THAN NORMAL ROOF AND PLUMBING VENTILATION APPARATUS MAY BE LOCATED ON ROOFS.
- ALL EXTERIOR LIGHTING IS TO BE DIRECTED DOWNWARD AND TOWARD THE BUILDINGS. BEYOND THE PERIMETER OF THE PROPERTY ILLUMINATION MAY NOT EXCEED 1 FOOT CANDLE.
- USES OF THE BUILDINGS IS TO BE LIMITED TO PROFESSIONAL AND BUSINESS OFFICES AND NORMAL BUSINESS HOURS SHALL BE FROM 7 A.M. TO 6 P.M.



LEGAL DESCRIPTION

THE WEST 530 FEET OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER, EXCEPT THE NORTH 226 FEET, AND EXCEPT THE WEST 30 FEET FOR 25H 21-B, AND EXCEPT THAT PORTION CONVEYED TO THE STATE OF WASHINGTON FOR SR303 BY AUDITOR'S FILE NO. 8010030015, SECTION 25, TOWNSHIP 25 NORTH, RANGE 01 EAST, W.M. KITSAP COUNTY, WASHINGTON.



SIGN DETAIL
DIMENSIONS AS SHOWN

NOTE:
EXISTING TOPO SHOWN WAS OBTAINED FROM THE PLD FOR CHARLES FOGLE PREPARED BY N.L. OLSON & ASSOCIATES, INC. DATED 5/22/85 (DWG NO. 4231).

(4-7) REVISIONS - ENTRANCE PARKING & LANDSCAPING

BENTLEY QUAD PRELIMINARY P.U.D.

BY CHARLES FOGLE
 131 ROCKWELL
 PORT ORCHARD, WA. 98366

PAZOOKI MAP LTD. McMENAMIN

P.O. BOX 728 • 10034 SILVERDALE WAY N.W.
 SILVERDALE, WASHINGTON 98383
 SILVERDALE 692-5525 • SEATTLE 682-5574

ENGINEERING • SURVEYING • PLANNING

CALCULATED	DESIGN	DRAWN	CHECKED	DATE	SCALE	JOB NO.	SHT.
	Wm P	Wm P	AT	3-24-86	AS SHOWN	3026	1 OF 1

Subject: **RE: Parcel 252501-3-049-2004; three adjacent parcels; and Res 185-1986** Public Comment - Exhibit 19
Date: 10/30/2018 10:14:45 AM Pacific Standard Time
From: SDiener@co.kitsap.wa.us
To: chocice@aol.com
Cc: SAlire@co.kitsap.wa.us

David:

I have reviewed our legal opinion, and the determination is that the original approval of 1986 prevails. The lots are tagged in our permit system software so that any proposed development must be consistent with BCC Res 185-1986, and that conditions of the resolution will need to be validated at the time of any proposed development which includes limitations on business hours, limitations to single-story structures, roof styles, and overall height limits.

DCD believes it has adequate provisions in place to ensure consistency with the 1986 approval. I hope this satisfies the concerns you may have about future development.

Regards,

Scott Diener

Manager, Development Services and Engineering
SEPA Responsible Official

Dept of Community Development

Kitsap County

614 Division St, MS-36

Port Orchard, WA 98366

sdiener@co.kitsap.wa.us

t: 360-337-5777

kitsapgov.com/DCD

Please note: All incoming and outgoing email messages are public records subject to disclosure pursuant to the Public Records Act, Chapter 42.56 RCW.

Comments on Proposed Ordinance to Regulate High-Risk Secured Facilities

Comments

1. RCW 71.09 defines a Less Restrictive Alternative (LRA) and a Secure Facility (SF), as follows:

a. RCW [71.09.020](#) (6) "Less restrictive alternative" means court-ordered treatment in a setting less restrictive than total confinement which satisfies the conditions set forth in RCW [71.09.092](#). A less restrictive alternative may not include placement in the community protection program as pursuant to RCW [71A.12.230](#).

b. RCW 71.09.020 (16) "Secure facility" means a residential facility for persons civilly confined under the provisions of this chapter that includes security measures sufficient to protect the community. Such facilities include total confinement facilities, secure community transition facilities, and any residence used as a court-ordered placement under RCW [71.09.096](#).

In the Staff Report and Recommendation para 1, it states, "For the purpose of this amendment a High-Risk Secured Facility (HRSF) is considered a community-based LRA." ***Based on the above definitions, is that accurate? The County adds "High-Risk" to the title, but the description appears to meet the Secure Facility definition in RCW 71.09.020(16). If not, does the proposed ordinance add or subtract facility features and by defining it as a community-based LRA does that remove community protections?***

2. Proposed ordinance 17.110.335 - The HRSF definition indicates such facilities "accommodate two or more persons" – ***what is the maximum number of people per HRSF?***

3. Proposed ordinance 17.110.335 - Indicates RCW 71.05.020 provides definition of serious harm to others. The Staff Report and Recommendation references this same chapter in the Description paragraph. ***It would be helpful if you referenced the specific paragraphs, i.e., RCW 71.05.020(35) (a) and (b) as the actual phrase defined is "Likelihood of serious harm."***

4. RCW 71.09.265 (2) – States, in part: "placement...will be equitably distributed among the counties and within jurisdictions in the county." There are 39 counties in Washington State and approximately 214 SVPs currently in McNeil Island Special Commitment Center. Of those, based on 2017 data, approximately 7 per year are released from the SCC based on a court-ordered conditional release to SCTF or less restrictive alternative. King County has a SCTF in the So Do district (6 beds) and Pierce County has an SCTF on McNeill Island (24 beds).

a. Even if the State planned to release all approximately 214 SVPs currently confined to McNeil Island, realistically, how many of those individuals should be expected to reside in Kitsap County? Equitable distribution requirements would suggest six. Or should the maximum number be less? There were three living in the Poulsbo facility. Has

Comments on Proposed Ordinance to Regulate High-Risk Secured Facilities

Kitsap County obtained data from other counties in the State? What is the likelihood that there would be a need for more than one facility in the entire Kitsap County?

b. Equitable distribution is also to be within jurisdictions in the county. Without overlapping the cities' [who have them] SVP zoning over the County's, it is difficult to determine if there is equitable distribution among the cities within the County. I do not see any zoning locations identified on the County proposed zoning map in the north end of the county except for a location in/around Kingston, so it would not appear equitable among the jurisdictions in the county as required. Does this proposed ordinance meet the equitable distribution intent of the RCW? Although, if it is reasonable to expect only up to six individuals would reside throughout the entire county, it would not be economically feasible to have multiple locations for that number. Perhaps this is a moot point?

5. RCW 71.09.285 (4) - The policy guidelines shall specify how distance from the location is measured and any variations in the measurement based on the size of the property within which a proposed facility is to be located. ***Proposed ordinance Section 8, paragraph 9d.i is not clear on how the distance would be measured and the paragraph numbering is confusing (there is no "d.ii").***

6. KCC, Section 9, 21.04.130 Neighborhood meetings. Paragraph D states, "Notification. If an applicant conducts a neighborhood meeting, the applicant shall send notice of the meeting to those on the notice of application mailing list, unless additional requirements are contained in Section 17.410.050(B)(9) **(which does not seem to exist – see para 6b below)** or 17.505.030(A)(4). The notification shall include a brief description of the proposal and the date, time and location of the meeting. The county will provide mailing addresses to the applicant, and may assist, at minimal cost to the applicant, with automated postcard notices."

a. What is the "notice of application" mailing list? How would residents know to sign up for this list?

b. I could not find Section 17.410.050(B) (9) (There is only a paragraph A to this section), but 17.410.060 paragraph 9(b) requires: "b. The County shall mail community notification to the school district and all landowners within a half mile radius of a proposed high-risk secured facility at least two weeks prior to the required neighborhood meeting. The project applicant shall cover all community notification costs." Typo in the proposed ordinance?

c. KCC 17.505.030(A)(4), states, "Prior to decision on the ACUP, a neighborhood meeting, as described in Section [21.04.130](#), shall be held by the department to assess any additional concerns of the community. Feedback from this meeting will be considered by the director in establishing conditions or other mitigation measures." Not sure how this reference helps clarify anything. If the intent is to include the last sentence, why not include the last sentence and eliminate the reference?

Comments on Proposed Ordinance to Regulate High-Risk Secured Facilities

d. KCC 21.04.130 states, “D. Notification. If an applicant conducts a neighborhood meeting, the applicant shall send notice of the meeting to those on the notice of application mailing list. The notification shall include a brief description of the proposal and the date, time and location of the meeting. The county will provide mailing addresses to the applicant, and may assist, at minimal cost to the applicant, with automated postcard notices.” ***This is pretty much the same as the Proposed Ordinance notification paragraph, so an unnecessary loop. Why not clearly state the notification requirements in the proposed ordinance? Clearly, residents should not be required to be on a mailing list to be notified of a meeting on this topic. As required by the applicable RCW, the County should notify all residents within a half-mile radius of the proposed facility location, and should advertise the public meeting in the required/appropriate publications, print and online.***

7. RCW 71.09.285(5) “The policy guidelines shall establish a method to analyze and compare the criteria for each site in terms of public safety and security, site characteristics, and program components. In making a decision regarding a site following the analysis and comparison, the secretary shall give priority to public safety and security considerations. The analysis and comparison of the criteria are to be documented and made available at the public hearings prescribed in RCW 71.09.315. ***I was unable to locate this required established method in the proposed ordinance? Is it documented somewhere and available to the public?***

8. RCW 71.09.285(3) “The policy guidelines shall require that great weight be given to sites that are the farthest removed from any risk potential activity.” ***I did not see this specific language in the proposed ordinance, but wondered if it would be worth including for clarity?***

Administrative

1. Staff response, para. 6, Community Notification when a facility is proposed, states, in part: “...requires Kitsap County to mail notification to landowners within a half mile when....” Staff Report and Recommendation Update to Kitsap County Code to Amend Regulations for High-Risk Secured Facilities, para. 2A, Housing and Human Services Goal 4, paragraph 2, first bullet, states, in part: “...to all landowners within one half mile to allow....” and para. 4A, third paragraph states, in part: “...and all landowners within one half mile of a” **The word “radius” should follow “mile” in all locations in both documents as that is a critical measure as to which residents in the neighborhood will receive notification. As these are supporting documents to the proposed ordinance, it is important to correct them for the record.**

2. ***The proposed ordinance paragraphing is difficult to follow and there are several mistakes. Strongly suggest you review this and fix. It seems indenting paragraphs has gone by the wayside...?***

Liz Williams, Planner

Department of Community Development

For the Board of County Commissioners

From: Dora "Cris" Shardelman

Topic: Civilly SVP persons in neighborhoods

Dear County Commissioners;

Thank you for giving us this moratorium for considering the impact upon neighborhoods housing known Sexual Violent Predators. I ask that you do continue making the language permanent to remove them from the neighborhoods, and placing them outside the neighborhood, and into industrial areas. I ask also that this Viking Way, Poulsbo group residence not be allowed to be grandfathered in by its very existence.

Recent findings that the leg bracelets were allowed to be off SVPs both at the facility, and out in public brings concerns that an escape can easily occur into the neighborhood, and public places. When I asked Detective Adams how we would of an escape, he said, "I don't know, but probably when you see people with dogs in the neighborhood." This is not acceptable security. It shows a failure on the unelected Department of Health and Human Services and Department of Corrections for you to be able to fulfill your oaths to the safety of the Communities. You are the ones we depend to keep peace and safety.

These SVPs are not novices. They began violating others in their teens, or twenties, and have had numerous opportunities for repenting and counseling. They have grown wiser in deception over time. It is not the neighbors who have identified the fact that they are more likely than not to reoffend, if not restrained, but DSHS and Corrections. This should never have been allowed without prior meetings.

Thank you for consideration of my comments, and for your careful attention to this issue.

Dora "Cris" Shardelman

17198 Viking Way NW

Poulsbo, Washington (8370

360-779-9126

June 24, 2019

To: The Kitsap County Board of Commissioners

From: Leif Wagner, resident at 1004 High Avenue, Bremerton and family business partner at 4942 State Highway 303 NE, Bremerton. Email: lawaoi6@hotmail.com

Addressing concerns regarding the Update to the Kitsap Code to Amend Regulations for High-Risk Secured Facilities in the unincorporated area along the State Highway 303 Corridor to include housing for high-risk violent sex offenders (Level 4) and the impact on businesses and the neighborhoods in the designated area.

Position

I believe that adding housing for Level 4 sexually violent predators will put a halt to the recent growth and recovery and the current burst of business potential being experienced along the unincorporated section of the State Highway 303 Corridor. Adding another frightening and dangerous factor to an already violent circumstance will only make matters worse and add even more obstacles for the businesses already struggling to make a difference along that section of 303.

My family have a multi-generational investment in Kitsap County. Since purchasing property and opening a family business in March of last year, we have experienced a steady background of violence, crime and drug use on the property and in the immediate neighborhood of the business. I am the past Housing and Community Support Services Coordinator for Kitsap Community Resources and have applied all of my knowledge and experience to try to alleviate the situation for a positive outcome nonetheless, and despite my efforts, my staff, customers and property are not safe:

- There exists a violent and dangerous homeless population continuing to trespass on my property and the immediate neighborhood.
- Our disturbances include physical assault and harassment, fires, drug deals and needles littered on the property, broken equipment, a stolen truck and cars broken into, as well as garbage and human waste spread around the buildings.
- Although repeated calls and appeals for help have been made to the Kitsap County Sheriff's Office, no significant long-standing changes have been met.
- A methadone clinic will be opening in August in the near vicinity of our businesses and while we applaud the idea of assistance to those that suffer from substance abuse, we question the choice of the location and the long-term effects it may have in our neighborhood.

Seemingly, and with the addition of sites for high-level sexually violent offenders, the unincorporated area of 303 just north of the Bremerton boundary is being handed much more than a fair share of obstructions related to anyone's idea of safe, secure and growing neighborhoods and businesses. This is partially if not completely caused by decisions continually being made without our welfare and interests being taken into consideration.

Given the violent nature of the homeless population now surrounding my property and that of my neighbors and the lack of address or relief shown by the Kitsap County Sheriff's Department and the Kitsap County Prosecutor's Office, we need your assistance to secure safety and viability for our businesses and the surrounding residential neighborhood.

There are many community-based businesses along this stretch of the Highway, all trying to make their way forward toward a more prosperous and safe time for all of our residents and businesses. Please do not dismiss the safety and viability of our community or destroy the small bit of progress that we have achieved.

Department of Community Development:
619 Division Street,
MS-36, Port Orchard, WA 98336
June 25, 2019

Board of County Commissioners
Edward E. Wolfe, Chair, District 3
Charlotte Garrido, District 2
Robert Gelder, District 1

Re: Proposed amendment replacing Interim Zoning Ordinance NO. 566-2019

Dear Board of Commissioners:

Thank you for the opportunity to be present at the hearing yesterday evening. As stated at the hearing, this is a very difficult process. I do not envy the time you will spend reviewing statements and deliberating. I would like to take this opportunity to briefly introduce myself and express the concerns and opinions of Peace Lutheran Church and School.

I am Kerrick Sawyer. I am the new principal at Peace Lutheran School. I serve alongside Rev. Dale Brynstad, who spoke at the hearing. I am speaking on behalf of the school's interest and by proxy the church's too. We are in support of this Interim Ordinance, it's a good first step. As many individuals have stated online and in public discourse, we do not believe it is restrictive enough. To quote Ryan Edgemon, "Many of these zone types can still be very near to schools and family housing areas." This is absolutely true.

Figure 1

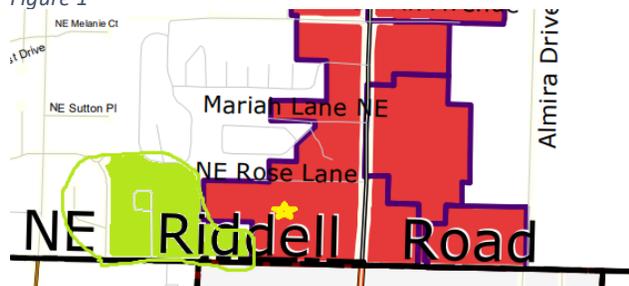


Figure 1 is the *Map of Zones that Allow High-Risk Secured Facilities* with our campus labeled in green. That commercial zoning could potentially see a facility placed in very close proximity to our church and school. My first priority is the safety and well-being of my students and families. Presently we have around 200 students attending our elementary school, middle school, and child

care. We're adding another class of our young children who are the most vulnerable. A facility that houses SVPs anywhere near our school jeopardizes our children.

Our community is already dealing with the decision to build an opioid clinic at 1550 Riddell Road in Redwood Plaza (Yellow star in figure 1). It is unrelated to this topic, but we see higher traffic of individuals who may be a risk to themselves and our students. Already on several occasions, we have found disenfranchised individuals taking up residence on our playground which has traumatized both our staff and children. This zoning would see individuals who "have been found to suffer from a mental abnormality or personality disorder which makes the individual likely to reoffend" close to an opioid clinic and our ministry.

I understand that this amendment is putting policy in place which allows the community to be heard and to be a part of the process (applying for a CUP). I fear there won't be the needed transparency and information released for the public.

I would like to reference the facility on Viking Way. In staff responses, it is stated that "the department of community development sent a notice of violation to the landowner and property manager... that determined the existing facility was in violation of Title 17, Kitsap County Zoning Code." What policies and procedures are in place to make sure this does not happen in our community"?

We appreciate your time and energy as you work on this difficult ordinance. We support the hard work that you do for us. If you have any questions, feel free to contact me at (360) 373-2116.

Sincerely,
Kerrick Sawyer
Peace Lutheran School Principal

Dan June 24th Notes

Dan Defenbaugh, member of the Washington State for Public Safety Research Team speaking in support of the interim ordinance.

The Sexually Violent Predators (SVPs) housed on Viking Way are monitored 24 hours a day and do not have access to cell phones, internet, or computers; their TV is limited to local stations and is password protected. During my March 25th testimony on this interim ordinance I expressed concern that DSHS, DOC, and the Superior Court do not trust these individuals to behave appropriately without direct supervision and therefore I am concerned about community safety when these SVPs are on community outings with chaperones who do not have physical restraint training.

From the Westsound Support Services (WSS) monthly report on the 4 SVPs dated 4-1-19, concerning Kim Daly there was an issue with a bathroom window being left open. "While the window isn't large enough for Kim to get through nor is it low enough, the idea of it open caused him to have thoughts of exposing himself. The staff are just ensuring it stays closed now and a visual screen will be put up on the outside of the window so to prevent this consideration." (Pg 5)

Even though Daly is monitored 24 hours a day he can not be trusted so WSS is now putting up screening to reduce Daly's likelihood to act out while housed in a residential community.

Also from the same monthly report, concerning Elmer "Todd" Gillis, after a detailed list of negative interactions with staff we find, "Program Coordinator, Dawn Worthing instructed the staff to call the CCO to report Todd's lack of respect for the staff's authority."

Additionally the report notes: "It was learned that Todd found the code to the TV downstairs and watched YouTube videos of primarily food trucks. He did manage to access some music videos as well as a Rhianna Victoria Secret special." (Pg 10) The report later points out these shows were accessed via the internet which we know is a clear violation of court imposed rules for his LRA placement.

Not only can Gillis not be trusted while under constant supervision my understanding is that these violations caused Gillis to be sent back to the Special Commitment Center on McNeil Island for a period of time.

I feel it is important to note that these are only the violations we have learned about - there may be others.

In conclusion I would like to quote from my previous testimony:

"SVPs should be housed in a secure state-run facility not located in residential neighborhoods. This interim ordinance is a good first step but there is more that needs to be done to ensure our community's safety."

My name is Tricia Benson and I work with a grassroots organization, Washington State for Public Safety (WSPS), that was formed in response to the facility of conditionally released sexually violent predators (SVPs) operating in a residential area just outside of Poulsbo.

As we have learned, Washington State laws do not allow counties or cities to regulate the placement of SVPs, the only authority allowed is to restrict the placement of businesses operating Secure, High Risk Facilities for SVPs. The task of finding the best solution, for the safety of our communities, has been difficult and extremely time consuming. Thank you, Commissioners, for your work on this ordinance. Grays Harbor, King, Pierce, Snohomish, and Spokane Counties are also dealing with the problem of unregulated facilities housing conditionally released SVPs. Thank you, Kitsap County, for leading by example.

The prospect of conditionally released SVPs in any area of our county is scary, and should not be taken lightly. A crucial aspect of the interim zoning ordinance that is often overlooked, or unknown, is the requirement for a conditional use permit (CUP). The DCD staff report explains this well, "if it is determined during the permit review process that a proposed facility will have a detrimental impact on the surrounding area and the impacts cannot be mitigated through reasonable conditions, a permit application may be denied. The CUP process "helps to ensure neighborhood compatibility and safety requirements are fully considered when siting a High-Risk Secured Facility." The siting investigation by the Department of Corrections (DOC) for the facility outside of Poulsbo was negligent. Had the CUP process been in place, Kitsap County would have denied the siting location due to proximity of a bus stop across the street.

Ultimately, Washington State laws must be changed to properly regulate the placement of conditionally released SVPs. SVPs belong in state-run, secure facilities. Washington State has this option available, a secure community transition facility (SCTF). SCTFs, by law, have strict security and monitoring requirements in place. I implore each of you here tonight to contact your state lawmakers and tell them, we must fund and build more SCTFs. And we must require conditionally released SVPs to be located in SCTFs for the safety of all of our communities.

To the Department of Community Development,

June 27, 2019

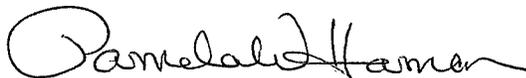
RE: LRA's in family neighborhoods

Thank you for the opportunity to express my views on LRA's in family neighborhoods. My husband and I live across the street from the LRA on Viking Way in Poulsbo. To me, it's common sense that repeat violent sexual predators should not be living in areas where children and families live. It's very disturbing that these offenders are able to regularly break the rules and leave the house unattended. Our community has been reassured several times that security is tight but countless times this has not been the case. We have recently learned that the GPS ankle XT device has been removed by one of the men on several occasions allowing him to leave the house. Another offender somehow got the staff's access code to the television and broke the rules by watching TV without permission. He became so belligerent that he had to be taken temporarily out of the house. As we understand it he will be returning to the house in a short period of time.

How can families in our community feel safe under these conditions? These men have been offending all their lives and McNeil Island psychologists have said that they are most likely to reoffend if given the opportunity. Who would be held responsible should a child's life be ruined because an offender was able to get free? "I'm so sorry. This shouldn't have happened?" Responsible governments should first and foremost protect their citizens.

This is not a NIMBY situation. These men are different from other LRA individuals with disabilities. These men threaten our safety. They should be cared for in a more appropriate setting. I hope that you, as county commissioners, will reach out to other county commissioners and together lobby the legislature to change the laws dealing with how these violent sexual offenders should be handled after their prison sentences are completed.

I appreciate the support the county has given WSPS in being concerned for the safety and welfare of Kitsap's constituents and very much support the proposed ordinance.



Pam Hamon
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