

**ETHICS COMPLAINT
CITY OF BAINBRIDGE ISLAND**

TO: City Clerk

SUBMITTED BY: Name: Bonnie McBryan
Address: 291 Madison Avenue South
Telephone #: 206 949-2661

Ethics Complaints concern the actions of individuals in relation to the City of Bainbridge Island Ethics Code.

1. Does the situation for which you are making a complaint involve:

a. An Elected Official

2. Please describe the facts that constitute the violation(s) of the Code of Ethics.

At the January 8th City Council meeting Councilmember Rasham Nassar read aloud her request for an Advisory Opinion from the Ethics Board. Ms. Nassar asked whether ownership of land classified as a critical area would demand that she announce a Conflict of Interest or recuse herself from voting on land use issues.

I ask the Ethics Board to broaden and reframe the issue. It would be meaningful if the Board would examine whether a Councilmember who is in violation of city land use ordinances is in a conflict of interest.

I request *an advisory opinion* on whether a Councilmember, formally notified of a specific land use violation, should recuse herself from voting on any issue substantively related to the land use and its regulation. In this case, should a councilmember engage in City Council discussion and vote on the designation of Critical Areas, the regulation of Critical Areas, the costs of permitting in Critical Areas, and the penalties for non-compliance with our city's laws — during the period of time when the violation exists. Is there any concern about a councilmember adjudicating their own cause or special interest?

3. Section(s) and subsection(s) of the Code of Ethics that are alleged to have been or would be violated [optional]: _____

4. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct:

Date: **January 10, 2019**

Place: **Bainbridge Island, Washington**

