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**State of Washington
GROWTH MANAGEMENT HEARINGS BOARD
FOR EASTERN WASHINGTON**

ROBERT PLAYFAIR,

Petitioner,

v.

CITY OF CHEWELAH,

Respondent.

Case No. 03-1-0005

ORDER ON DISPOSITIVE MOTION

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I. BACKGROUND

On October 24, 2003, ROBERT PLAYFAIR, by and through his attorney, Steve Graham, filed a Petition for Review.

On December 2, 2003, the Board held a telephonic Prehearing conference. Present were, Dennis Dellwo, Presiding Officer, and Board Members Judy Wall and D.E. "Skip" Chilberg. Present for Petitioner was Steve Graham. Present for Respondent was Patrick Monasmith.

On December 5, 2003, the Board issued the Prehearing Order.

On December 23, 2003, Petitioner filed their Dispositive Motion seeking a finding that the Respondent is out of compliance having failed to adopt a Public Participation Program.

On January 20, 2004, the Board held a telephonic Motion hearing. Present were Dennis Dellwo, Presiding Officer, and Board Members Judy Wall and D.E. "Skip" Chilberg. Present for Petitioner was Steve Graham. Present for Respondent was Patrick Monasmith.

After hearing arguments from the parties, the Board finds the City of Chewelah is out of compliance for its failure to adopt a public participation policy under the guidelines of the Growth Management Act (GMA).

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II. ORDER

The Board directs the City of Chewelah to bring themselves into compliance with the GMA regarding adoption of a public participation policy **by April 19, 2004**. The City is to provide the Board a schedule outlining the process to be followed to bring themselves into compliance pursuant to this order. The Board will hold monthly telephonic status conferences. The dates for the conference calls will be **February 23, March 22, and April 12, 2004, at 10:00 a.m.** The parties will call **360-357-2903 followed by 9424 and the # sign**. Ports are reserved for Mr. Graham and Mr. Monasmith. The City of Chewelah is directed to provide the Board and Petitioners with written updates one week before the telephonic status conferences.

SO ORDERED this 21st day of January 2004.

EASTERN WASHINGTON GROWTH MANAGEMENT
HEARINGS BOARD

Dennis Dellwo, Board Member

Judy Wall, Board Member

D.E. "Skip" Chilberg, Board Member