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

GREENFIELD ESTATES HOMEOWNERS
ASSOCIATION,

Petitioner,

v.

GRANT COUNTY,

Respondent,

CITY OF EPHRATA,

Intervenor.

Case No. 04-1-0005

ORDER ON COMPLIANCE

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I. PROCEDURAL HISTORY

On April 14, 2004, GREENFIELD ESTATES HOMEOWNERS ASSOCIATION, by and through its representative, Vicki Johnson, filed a Petition for Review.

On May 14, 2004, the Board held a Prehearing conference. Present for the Board was Judy Wall. Presiding Officer D.E. "Skip" Chilberg and Board Member Dennis Dellwo were not available for this hearing. Present for Petitioner was Vicki Johnson. Present for Respondent was Stephen Hallstrom.

On May 14, 2004, the Board issued the Prehearing Order.

On May 24, 2004, the Board received the Motion and Order Granting Intervenor Status to the City of Ephrata signed by the parties.

On May 26, 2004, the Board received Petitioner Greenfield Estate's Response to Index of Record requesting addition to the County's Index of Record.

On June 9, 2004, the Board received City of Ephrata's Response to Index of Record requesting additions to the County's Index of Record.

1 On June 29, 2004, the Board held a telephonic motion hearing. Present for the Board
2 was Presiding Officer D.E. "Skip" Chilberg, and Judy Wall. Board Member Dennis Dellwo was
3 not available for this hearing. Present for Petitioner was Vicki Johnson. Present for
4 Respondent was Stephen Hallstrom. Present for Interveners was James Whitaker,
5 substituting for Katherine Kennison.

6 On June 30, 2004, the Board issued its Order on Motions for intervention and
7 supplementation of the record.

8 On August 31, 2004, the Board held the Hearing on the Merits. Present were
9 Presiding Officer, D.E. "Skip" Chilberg, and Board Members Dennis Dellwo and Judy Wall.
10 Present for Petitioner was Vicki Johnson. Present for Respondent was Stephen Hallstrom.
11 Present for Interveners was Katherine Kennison.

12 On October 8, 2004, the Board issued its Final Decision and Order.

13 On March 1, 2005, the Board received Petitioner Greenfield Estate's Request for
14 Finding of Invalidity and/or Compliance Hearing.

15 On March 4, 2005, the Board held a teleconference in this matter to consider manner
16 of addressing Petitioners' request.

17 On March 15, 2005, a Compliance Hearing was held in Ephrata, Washington. Present
18 were Presiding Officer, Dennis Dellwo, and Board Members John Roskelley and Judy Wall.
19 Present for Petitioner was Vicki Johnson. Present for Respondent was Stephen Hallstrom
20 Present for Interveners was Katherine Kennison.

21 On March 23, 2005, the Board issued its Order Denying Motion Seeking a Finding of
22 Invalidation.

23 On April 4, 2005, the Board received Grant County's Compliance Schedule.

24 On April 13, 2005, the Board received from Grant County their Ordinance/Resolution
25 No. 05-216-CC removing the subject property from Ephrata's UGA.

26 On April 18, 2005, the Board asked that objections to a finding of compliance be filed
by April 29, 2005.

1 On April 28, 2005, the Board received objections from Petitioner's representative
2 Vicki Johnson, to a finding of compliance until the Boundary Review Board deals with the
3 City of Ephrata's application for annexation.

4 **II. DISCUSSION**

5 Having reviewed and considered the above-referenced documents, the Board finds
6 in part, the County has removed the subject property from the Ephrata UGA and can do no
7 more to bring themselves into compliance with this Board's Order. The objection made by
8 the Petitioners does not raise an issue properly before this Board. While the City of Ephrata
9 has voted to annex the subject property, the Boundary Review Board must determine
10 whether the property to be annexed is within the UGA. The actions of the Grant County
11 Boundary Review Board are not within the jurisdiction of the Eastern Washington Growth
12 Management Hearings Board.

13 **VI. ORDER**

14 The Board hereby finds Grant County in compliance.

15 **Pursuant to RCW 36.70A.300(5) and RCW 34.05.542(2), this is a Final**
16 **Order for purposes of appeal. Any appeal of this Order shall be served in person**
17 **on the Board by the 30th day. Pursuant to WAC 242-02-832, a motion for**
18 **reconsideration may be filed within ten days of service of this Order.**

19 **SO ORDERED** this 3rd day of May 2005.

20 EASTERN WASHINGTON GROWTH MANAGEMENT
21 HEARINGS BOARD

22 _____
23 Dennis Dellwo, Board Member

24 _____
25 Judy Wall, Board Member

26 _____
John Roskelley, Board Member