

1 BEFORE THE WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

2
3 CLARK COUNTY NATURAL RESOURCES
4 COUNCIL et al.,

5
6 Petitioners,

7 v.

8
9 CLARK COUNTY, et al.,

10
11 Respondents.
12

Case No. 96-2-0017

**ORDER FINDING COMPLIANCE
ON REMAINING ISSUE FOR
COMPLIANCE; AND CLOSING
CASE**

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14 THIS Matter comes before the Board upon Clark County's request for an order closing this
15 case.¹ With its request, the County provided the Board with a copy of Ordinance No. 2006-
16 07-09, amending the County's Habitat Conservation Ordinance.² The County asserts that
17 this ordinance enacts standards for on-going agricultural activities, the last remaining
18 compliance issue in this case.³
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20 In response to the County's request, the Board issued the Compliance Prehearing Order
21 and Agenda – 2007 on March 26, 2007, setting procedures and a schedule for addressing
22 the County's request. No party or participant objected to a finding of compliance. CCNRC,
23 through its attorney John Karpinski, sent the Board an e-mail dated April 12, 2007 stating
24 "CCNRC does not contest a finding of compliance in this case."
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27 This Board held a compliance hearing telephonically pursuant to the prehearing order on
28 April 18, 2007. Christopher Horne, Deputy Prosecuting Attorney, appeared for Clark County
29 but no other parties or participants appeared. All three board members attended.
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31 ¹ Letter from Richard S. Lowry, Chief Civil Deputy Prosecuting Attorney, to Board dated March 20, 2007.

32 ² *Ibid.*

³ *Ibid.*

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ORDER

Based upon the County's adoption of Ordinance No. 2006-07-09, and the lack of opposition to a finding of compliance, the Board finds that **the County has achieved compliance** with respect to the previous exemption for existing farming and agricultural practices found in CCC 13.51. That being the remaining issue for compliance in this case, the Board further orders this case **CLOSED**.

ENTERED this 19th day of April 2007.

Margery Hite, Board Member

Holly Gadbow, Board Member

James McNamara, Board Member