

**CENTRAL PUGET SOUND
GROWTH MANAGEMENT HEARINGS BOARD
STATE OF WASHINGTON**

JERRY L. HARLESS,)	
)	Case No. 03-3-0014
Petitioner,)	<i>(Harless II)</i>
)	
v.)	
)	
KITSAP COUNTY,)	ORDER OF DISMISSAL
)	
Respondent.)	
)	

I. Background

On September 10, 2003, the Central Puget Sound Growth Management Hearings Board (the **Board**) issued a “Notice of Continued Prehearing Conference” in the above captioned matter.

Later on September 10, 2003, the Board received from Petitioner Jerry L. Harless (**Harless** or **Petitioner**) a “Motion to Dismiss” (the **Motion to Dismiss**).

On September 11, 2003, the Board received from Respondent Kitsap County (the **County**) a “Notice of Substitution of Counsel” and “Notice of Action Taken” (the **Notice of Action**).

II. FINDINGS OF FACT

1. Kitsap County Ordinance No. 301-2003 was the subject of the Petition for Review filed by Jerry L. Harless in CPSGMHB Case No. 03-3-0014. PFR, Attachment 1.
2. Kitsap County Ordinance No. 308-2003, adopted by the Kitsap County Board of Commissioners on September 8, 2003, repeals Ordinance No. 301-2003. Notice of Action, Attachment 1.

III. ORDER

Based upon review of the Petition for Review, the filings of the parties, and having deliberated on the matter, the Board **ORDERS**:

The Motion to Dismiss is **granted**. PFR No. 03-3-0014 is **dismissed with prejudice** and CPSGMHB Case No. 03-3-0014 **is closed**.

So ORDERED this 16th day of September 2003.

CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD

Edward G. McGuire, AICP
Board Member

Joseph W. Tovar, AICP
Board Member

Note: This order constitutes a final order as specified by RCW 36.70A.300 unless a party files a motion for reconsideration.