

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

CAMWEST DEVELOPMENT INC,	)	<b>CPSGMHB Case No. 06-3-0018</b>
	)	
Petitioner,	)	<i>(Camwest IV)</i>
	)	
v.	)	
	)	
SNOHOMISH COUNTY,	)	<b>ORDER OF DISMISSAL</b>
	)	
Respondent,	)	
	)	

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**I. BACKGROUND**

On March 20, 2006, the Board received a PFR from Camwest Development Inc. (**Petitioner** or **Camwest IV**). The matter was assigned CPSGMHB Case No. 06-3-0015, and was captioned *Camwest IV v. Snohomish County*. Board member Edward G. McGuire is the PO for this matter. Camwest challenges the County’s adoption of Ordinance Nos. 05-069, 05-090 and 05-141 each amending and updating the County’s Comprehensive Plan and/or development regulations. The basis for the challenge is noncompliance with various provisions of the GMA.

On March 23, 2006, the Board issued an Order consolidating the *Camwest IV* matter with two other PFRs challenging the same Snohomish County Ordinances. The Board noted that if settlement extensions were requested by any party, the Board would likely segregate the consolidated cases.<sup>1</sup>

On April 4, 2006, the Board received Camwest’s “Amended Petition for Review.” This amended PFR deleted reference to Ordinance No. 05-141, adopting a Transfer of Development Rights Program, and corrected typographical errors. Also filed was a “Stipulation and Proposed Order Segregating Cases and Extending Time,” signed by attorneys for Camwest and Snohomish County. This stipulation asked the Board to segregate the *Camwest IV* matter from the consolidated case and grant a ninety-day settlement extension in order for these parties to pursue settlement discussions.

On April 5, 2006, the Board received “Strahm’s Response to Proposed Stipulation Segregating Camwest Case and Extending Time,” opposing segregation and a settlement extension.

On April 6, 2006, prior to the prehearing conference (**PHC**), the Board received “Camwest’s Answers to Board Questions (April 4, 2006).” Camwest clarified the scope of its PFR and provided citations to alleged internal and external inconsistencies and

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<sup>1</sup> March 23, 2006 Third Notice of Hearing and Second Order of Consolidation, at 3.

identified alleged inconsistencies between the Plan Update and the implementing development regulations.

At the PHC the Board heard argument from Camwest, Strahm and the County regarding the requested segregation and settlement extension. The Board took the issue under advisement, indicating that after Board deliberation the question would be answered by Board Order.

On April 10, 2006, the Board issued an “Order Segregating Camwest Development LLC Petition for Review [CPSGMHB Case No. 06-3-0015] from the Consolidated Case, Granting a 90-Day Settlement Extension and Prehearing Order. This Order assigned an new case number to the Camwest PFR – CPSGMHB Case No. 06-3-0018.

On July 21, 2006, the Board received a letter from Petitioner Camwest’s attorney, Tom Ehrlichman, indicating that Petitioner and Snohomish County had reached agreement on their dispute. (**7/21/06 Voluntary Dismissal Without Prejudice**). Petitioner states, “Camwest hereby voluntarily dismisses and withdraws its appeal without prejudice, pursuant to Paragraph D(2) of that agreement. We request an order from the Board dismissing the case without prejudice, as authorized by WAC 242-02-720(2).” 7/12/06 Voluntary Dismissal Without Prejudice, at 1.

## **II. ORDER**

Having considered the request of the Petitioners as contained in the 7/21/06 Voluntary Dismissal Without Prejudice letter, the Board ORDERS

- Petitioner Camwest Development and Snohomish County have resolved their dispute through settlement negotiations and have reached agreement. The terms of the agreement have been met to the satisfaction of the Petitioner.
- Petitioner has **withdrawn** its Petition for Review
- The matter of *Camwest Development Inc. v. Snohomish County*, CPSGMHB Case No. 06-3-0018, is **dismissed without prejudice** and the case is **closed**.

So ORDERED this 25<sup>th</sup> day of July, 2006.

CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD

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Edward G. McGuire, AICP  
Presiding Officer

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Bruce C. Laing, FAICP, Board  
Member

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Margaret A. Pageler, Board Member