

State of Washington
GROWTH PLANNING HEARINGS BOARD
FOR EASTERN WASHINGTON

MERRILL H. ENGLISH AND PROJECT)	
FOR INFORMED CITIZENS,)	Case No. 93-1-0002
)	
Petitioners)	
)	FINDING OF COMPLIANCE
1000 FRIENDS OF WASHINGTON,)	COLUMBIA COUNTY
)	
Intervenor)	
v.)	
)	
BOARD OF COUNTY COMMISSIONERS OF)	
COLUMBIA COUNTY,)	
)	
Respondents)	
_____)	

On November 12, 1994 the Eastern Washington Growth Planning Hearings Board (the Board) entered its Final Decision and Order in the above referenced case. The Board remanded the Columbia County Ordinance Number 93-07 back to Columbia County (the County). Pursuant to RCW 36.70A.300(1)(b), the County was given until January 15, 1994 to comply with the Board's Final Decision and Order. Subsequently, the Board's decision was not appealed.

The County adopted amendments to Ordinance Number 93-07 on January 18, 1994. Because WAC 242-02-060 moves a deadline to the next working day when it falls on a Saturday, a Sunday or a legal holiday, the County acted in a timely manner.

On January 18, 1994, the Board received "Documentation of Compliance" from the County.

On January 20, 1994, the Board on its own motion, scheduled a compliance hearing pursuant to WAC 242-02-890(2) by issuing a "Notice of Compliance Hearing Order". On January 24, 1994, the Board received written information from Petitioners Merrill H. English and Faith Thorn of Project for Informed Citizens which included a letter from 1000 Friends of Washington, Intervenor. On February 4, 1994 the Board received written information from the County.

A compliance hearing was held on February 1, 1994 at 1:30 p.m. at the Board's offices at 6 South Second Street, Suite 818 Larson Building, Yakima, Washington. The purpose of the hearing was to determine whether the County had complied with the Board's directives in the Final Decision and Order.

Participating by phone were Columbia County Commissioners George Touchette and Jon McFarland; Prosecuting Attorney, Terry Nealey; County Planner, Kim Lyonnaise; and Sandy Mackie, Attorney for the County. Also participating by telephone was Eleanore Baxendale for 1000 Friends of Washington. Participating from the Board's office were the petitioners, Merrill H. English and Faith Thorn of Project for Informed Citizens and the Board's three members Judy Wall, presiding officer, Graham Tollefson, and Tom Williams. Additionally, present were Barbara Hill, the Board's Confidential Secretary, Dick Wedin of the Washington State Department of Natural Resources and Robert Budig, Chairman of the Project for Informed Citizens.

Having reviewed the case file, documents listed above, and having considered the statements of the parties, the Board finds as follows:

FINDINGS

- 1.) On January 18, 1994, the Columbia County Board of Commssioners adopted amendments to Ordinance No. 93-07, "AN ORDINANCE OF THE COUNTY OF COLUMBIA, WASHINGTON to designate resource lands and critical areas in the unincorporated areas of Columbia County and to adopt interim development regulations that provide for the conservation of Resource Lands and the protection of those critical areas."
- 2.) Under RCW 36.70A.330(2) the Board is required to issue a Finding of Compliance or Non-Compliance from its Final Decision and Order.
- 3.) After reviewing the amendments to the Ordinance and the record, the Eastern Washington Growth Planning Hearings Board FINDS Columbia County to be in compliance with the Growth Management Act as ordered in the Board's Final Decision and Order of November 12, 1993.

So **ORDERED** this 10th day of February, 1994.

EASTERN WASHINGTON
GROWTH PLANNING HEARINGS BOARD

Judy Wall, Presiding Officer

Graham Tollefson, Board Member

Tom Williams, Board Member