

State of Washington

GROWTH MANAGEMENT HEARINGS BOARD

FOR EASTERN WASHINGTON

CASCADE COLUMBIA ALLIANCE,

Petitioner

Case No. 98-1-0007

vs.

**ORDER OF COMPLIANCE**

KITTITAS COUNTY,

Respondent

On May 21, 1999, the Board issued a Final Decision and Order remanding the amendment to the utilities ordinance contained in Ordinance No. 98-21 to Kittitas County finding Kittitas County out of compliance with RCW 43.21C for failure to complete the environmental checklist before it issued its Determination of Nonsignificance for Ordinance No. 98-21 with direction to undertake appropriate SEPA review by August 30, 1999.

On August 3, 1999, Kittitas County adopted Ordinance 99-14 repealing the amendment to the Kittitas County Utilities Ordinance rendered in Ordinance 98-21. Specifically, Kittitas County Code 17.61.010(B)(5) "Crude or refined liquid petroleum pipelines, including pumping stations" is repealed and Kittitas County Code Chapter 17.61 reverts to the language in the preexisting utilities Ordinance 98-17.

Notice has been received from Petitioners and Intervenor they do not intend to brief for a compliance hearing.

Based upon the information before us, the action taken by Kittitas County is presumed valid and in compliance with the Growth Management Act and the Board's Order.

**ORDER**

Kittitas County is found in compliance with the Board's Final Decision and Order of May 21, 1999.

**This is a final order for purposes of appeal.**

**Pursuant to WAC 242-02-832, a motion for reconsideration may be filed within ten days of service of this order.**

**SO ORDERED** this 10<sup>th</sup> day of September, 1999.

EASTERN WASHINGTON

GROWTH MANAGEMENT HEARINGS BOARD

D. E. "Skip" Chilberg, Presiding Officer

Judy Wall, Board Member

Dennis A. Dellwo, Board Member