

**STATE OF WASHINGTON
GROWTH MANAGEMENT HEARINGS BOARD
FOR EASTERN WASHINGTON**

SADDLE MOUNTAIN MINERALS,
LLC, a Washington corporation, and
GARY MAUGHAN,

Petitioners,

v.

CITY OF RICHLAND, a municipal
corporation,

Respondent

Case No.: 99-1-0005

ORDER AMENDING
ORDER ON COMPLIANCE

On June 21, 2000 the Board entered an Order on Compliance in the above matter concluding:

- (1) The City of Richland is not in compliance with the Final Decision and Order dated October 1, 1999 due to their failure to utilize best available science as required by RCW 36.70A.172 in enacting development regulations to protect the functions and values of critical areas.
- (2) The City of Richland is not in compliance with the Board's order regarding internal consistency of the comprehensive plan and the development regulations for their failure to allow public participation in the review process..
- (3) The City of Richland continues to be in non-compliance with the Board's Order regarding RCW 36.70A.140, public participation requirements. They are directed to develop and broadly disseminate a plan for seeking public input in the GMA process.

On June 30, 2000, Respondent City of Richland filed a Motion for Reconsideration and Extension of Time.

On July 11, 2000, the Board received a Stipulated Agreement from the parties agreeing as follows:

“Petitioner and Respondent concur with the efficacy of the Board providing the City with its approval that the City is following the Board's directions and based upon the “Summary of Steps Needed to Comply with the Hearings Board Order” and the “180 Day Schedule” as presented with the City's Motion for Reconsideration. The parties believe the Board's Order for Compliance will be enhanced by the addition of the two items to the Board's Order.”

After reviewing the Board's Order, Respondent's Summary of Steps, and the Stipulated Agreement, the Board amends the Order on Compliance by adding the following:

ORDER

- 4) The Board acknowledges the direction taken by the City, reflected in the attached Motion for Reconsideration, is in accord with the Board's order.
- 5) the City will comply with the Board's Order within 180 days June 21, 2000.

SO ORDERED this 19th day of July, 2000.

**EASTERN WASHINGTON
GROWTH MANAGEMENT HEARINGS BOARD**

D.E. "Skip" Chilberg, Presiding Officer

Judy Wall, Board Member

Dennis A. Dellwo, Board Member