

**BEFORE THE WESTERN WASHINGTON GROWTH
MANAGEMENT HEARINGS BOARD**

FRIENDS OF SKAGIT COUNTY,)	
BARBARA RUDGE, and ANDREA XAVER,	)	No. 95-2-0065
)	
Petitioners,	)	ORDER
vs.	)	DENYING
	)	FRIENDS OF
SKAGIT COUNTY,	)	SKAGIT
	)	COUNTY'S
Respondent,	)	DISPOSITIVE
	)	MOTION
and	)	REGARDING
	)	IUGAs
CITY OF ANACORTES and CITY OF MOUNT)	
VERNON, municipal corporations,)	
)	
Intervenors.)	
_____)	

On April 27, 1995, the Board received a Dispositive Motion from Friends of Skagit County requesting determination that Skagit County failed to comply with the GMA regarding eight separate issues identified in the Prehearing Order issued by this Board on April 14, 1995. Petitioners' Dispositive Motion concerned the alleged absence of land capacity analysis, fiscal impact determination, and capital facilities plans adoption; the alleged allowance of urban residential, commercial, and industrial development outside municipal boundaries; the alleged failure to use OFM population projection as a basis for county-wide population forecasts; and others. A response from Skagit County was received May 8, 1995, and a Hearing on the Motion was held May 16, 1995, at the Port of Skagit County's Burlington office.

In response to Petitioners' motion, Skagit County argued that the motion should be dismissed or deferred until the Hearing on the Merits because of the numerous references in the record not brought to the Board's attention by Friends in their motion, references which must be considered by the Board before it can rule on the eight legal issues raised concerning the IUGAs. The Board

found that the questions raised were complex and required a substantial review of the record.
The motion is therefore denied.

DATED this 26th day of May, 1995.

Les Eldridge
Presiding Officer

Nan A. Henriksen
Board Member

William H. Nielsen
Board Member