

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

MICHAEL DURLAND, et al., )  
) ) No. 00-2-0062c  
) )  
Petitioner, )  
) )  
v. ) ) ORDER FINDING  
) ) COMPLIANCE  
) ) AND RESCINDING  
SAN JUAN COUNTY, ) ) INVALIDITY  
) ) (BELL AND  
Respondent, ) ) WOOD)  
) )  
and ) )  
) )  
OPAL COMMUNITY LAND TRUST, et al., ) )  
) )  
Intervenors ) )  
\_\_\_\_\_ ) )

TOWN OF FRIDAY HARBOR, FRED R. KLEIN, JOHN M. )  
CAMPBELL, LYNN BAHRYCH, et al., ) ) No. 99-2-0010c  
) )  
Petitioners, ) ) ORDER FINDING  
) ) COMPLIANCE  
v. ) ) AND RESCINDING  
) ) INVALIDITY  
SAN JUAN COUNTY, ) ) (BELL AND  
) ) WOOD)  
) )  
Respondent, ) )  
) )  
and ) )  
) )  
JOE SYMONS, FRIENDS OF THE SAN JUANS, and ) )  
KAREN J. KEY SPECK, et al., ) )  
) )  
Intervenors ) )  
\_\_\_\_\_ ) )

In our order on compliance and invalidity regarding resource lands redesignation entered on March 28, 2002, we found that San Juan County had not complied with the Growth Management Act (GMA, Act) in its actions to de-designate the Bell and Wood forest resource land properties. Furthermore, we found that the County had not met its burden of removing substantial interference with the goals of the Act as a result of the de-designations. Consequently, we declined to rescind or modify our previous determinations of invalidity as to the Bell and Wood properties.

On May 16, 2002, we received a motion from San Juan County to rescind the finding of invalidity for the Bell and Wood properties and to find that the County is in compliance with the GMA with regards to the Bell and Wood properties as both properties have been re-designated as forest resource lands. The motion was made pursuant to RCW 36.70A.302(6).

A compliance hearing was held telephonically on June 12, 2002. Randall K. Gaylord, Prosecuting Attorney, was present for San Juan County. Les Eldridge and Nan A. Henriksen were present for the Board. No other parties opted to participate.

Based on our independent review of the record, we find that the County's action in re-designating the Bell and Wood properties as forest resource lands is in compliance with the GMA. By this action, the County has removed substantial interference with the fulfillment of the goals of the Act. Our previous finding of invalidity regarding these properties is rescinded.

This is a Final Order under RCW 36.70A.300(5) for purposes of appeal.

Pursuant to WAC 242-02-832(1), a motion for reconsideration may be filed within ten days of issuance of this final decision.

So ORDERED this 13<sup>th</sup> day of June 2002.

WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

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Les Eldridge  
Board Member

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Nan A. Henriksen  
Board Member