

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

PEOPLE FOR A LIVEABLE COMMUNITY, JIM
LINDSAY, et al.,

Petitioners,

JEFFERSON COUNTY,

Respondent.

No. 03-2-0009

**ORDER GRANTING
COUNTY'S MOTION FOR
RECONSIDERATION**

The Final Decision and Order (FDO) in this case was entered on August 22, 2003. On September 2, 2003, a Motion for Reconsideration of Final Decision and Order was filed by Petitioner, People for a Liveable Community (PLC). This Motion for Reconsideration was subsequently withdrawn on September 5, 2003. The County filed a Motion for Reconsideration on September 3, 2003. The Petitioners have not filed a response to the County's motion.

In its motion, the County asks us to modify the language on p. 48, which states: "revise that language of pages 1-19 and 3-10 and LNP 5.8 of its CP (Exhibit 17-2 at 3-72) to reflect that final LAMIRD boundaries have been permanently designated."

In support of its motion, the County points out that the 2002 amendments did not involve an amendment to LNP 5.8. Thus, this appeal did not allow the Petitioners or the Board to require amendments of that provision of the CP. Further, the County believes it should be allowed to treat all of its communities in a similar fair fashion. While some LAMIRD boundaries have been revisited since the 1998 Comprehensive Plan (CP), others have not, and those communities should not be prejudiced by the FDO in this case. Since the County set "tight-lined" LAMIRD boundaries for many of its communities in its 1998 CP, and specifically committed in the CP, to reevaluate those boundaries after further analysis, the County should be allowed to evaluate in the future additional communities' LAMIRD boundaries on a one-time only basis.

As stated above, Petitioners have not filed an objection to the County's motion.

After independent review of the County's claims, we modify the language on p. 48 of the FDO to remove reference to LNP 5.8. The challenged sentence will read as follows:

“In order to comply with the Act, the County must revise the language of pages 2-19 and 3-10 to reflect that if additional communities' LAMIRD boundaries are to be reevaluated in the future, that evaluation must be done on a one-time basis only to acknowledge historical reality under RCW 36.70A.020(5) and not to provide a safety valve for needed or desired additional commercial/industrial development.

So ORDERED this 19th day of September 2003.

WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

Nan Henriksen, Board Member

Margery Hite, Board Member