

1 BEFORE THE WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

2
3 ACHEN, et al.,

4 Petitioners,

Case No. 95-2-0067c

5
6 v.

7 CLARK COUNTY, et al.,

**ORDER FINDING
COMPLIANCE AND CLOSING
CASE**

8
9 Respondents,

10 and

11
12 CLARK COUNTY SCHOOL DISTRICTS, et al.,

13
14 Intervenors.

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16 THIS Matter comes before the Board upon its order to show cause why compliance should
17 not be found on the remaining issues in this case. The Board issued an Order to Show
18 Cause Re: Compliance, on May 8, 2006, providing that the parties must respond no later
19 than May 22, 2006 or the case would be dismissed. No response was received from any
20 party.
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23 Although compliance was shown on some issues, compliance for several remaining issues
24 in this case has never been found in a Board order. This case has been open for a number
25 of years without action by any party. However, on September 7, 2004, Clark County
26 adopted a revised comprehensive plan. Several aspects of this revised comprehensive
27 plan were challenged in a Petition for Review and eventually found compliant. See *Building*
28 *Association of Clark County, et al., v. Clark County*, WWGMHB Case No. 04-2-0038c
29 (Amended Final Decision and Order, November 23, 2005). The unchallenged portions of
30 the revised comprehensive plan are presumed valid and deemed compliant. RCW
31 36.70A.320(1). Therefore, with the adoption of a revised comprehensive plan and the
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1 issuance of the November 23, 2005, Amended Decision and Order in *Building Association*
2 *of Clark County, et al., v. Clark County*, WWGMHB Case No. 04-2-0038c, the Board
3 determines that any compliance issues remaining in this case have most likely been
4 resolved.

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7 For that reason, the Board issued its show cause order of May 8, 2006. With the absence
8 of any response by any party, the Board concludes that compliance should be found and
9 this case closed.

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11 **ORDER**

12 Based on the foregoing, COMPLIANCE on the remaining issues in this case is found and
13 the case is CLOSED.

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16 SO ORDERED this 9th day of June, 2006.

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19 _____
20 Holly Gadbow, Board Member

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24 Margery Hite, Board Member

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28 Gayle Rothrock, Board Member

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ORDER DISMISSING CASE
Case No. 95-2-0067c
June 6, 2006
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