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BEFORE THE WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

ACHEN, et al.,

Petitioners,

v.

CLARK COUNTY, et al.,

Respondents,

and

CLARK COUNTY SCHOOL DISTRICTS, et al.,

Intervenors.

Case No. 95-2-0067c

**ORDER FINDING
COMPLIANCE AND CLOSING
CASE**

THIS Matter comes before the Board upon its order to show cause why compliance should not be found on the remaining issues in this case. The Board issued an Order to Show Cause Re: Compliance, on May 8, 2006, providing that the parties must respond no later than May 22, 2006 or the case would be dismissed. No response was received from any party.

Although compliance was shown on some issues, compliance for several remaining issues in this case has never been found in a Board order. This case has been open for a number of years without action by any party. However, on September 7, 2004, Clark County adopted a revised comprehensive plan. Several aspects of this revised comprehensive plan were challenged in a Petition for Review and eventually found compliant. See *Building Association of Clark County, et al., v. Clark County*, WWGMHB Case No. 04-2-0038c (Amended Final Decision and Order, November 23, 2005). The unchallenged portions of the revised comprehensive plan are presumed valid and deemed compliant. RCW 36.70A.320(1). Therefore, with the adoption of a revised comprehensive plan and the

ORDER DISMISSING CASE
Case No. 95-2-0067c
June 6, 2006
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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.
5

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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.

10
11 **ORDER**

12 Based on the foregoing, COMPLIANCE on the remaining issues in this case is found and
13 the case is CLOSED.
14

15
16 SO ORDERED this 9th day of June, 2006.
17

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19 _____
20 Holly Gadbaw, Board Member

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22 _____
23 Margery Hite, Board Member

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25 _____
26 Gayle Rothrock, Board Member
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