

FILED

JAN 10 2013

JOYCE L. JULSRUD, CLERK  
KITITITAS COUNTY, WASHINGTON

SUPERIOR COURT FOR THE STATE OF WASHINGTON  
IN AND FOR KITITITAS COUNTY

RITCHIE J. and MELISSA BROWNLEE, )  
WELL and WINNIE BARTSMA; DEWAINE )  
MOORE, SHARON SIMMONS, CAROL )  
OHLDE, and KIRK and LISA GROENIG, )

Petitioners,

v.

KITITITAS COUNTY WASHINGTON, a )  
Political Subdivision Of the State of )  
Washington, MATTHEW N. WEBB and )  
JESSI WEBB )

Respondents.

NO. 12-2-00370-2

STIPULATION AND  
ORDER FOR  
REMAND

COME NOW the parties hereto, by and through their respective attorneys of record, Neil A. Caulkins representing Kittitas County, James C. Carmody representing Appellants, and Jeffrey D. Slothower representing the Webbs, and stipulate to a remand of this matter. The parties hereby agree that this matter shall be remanded such that (1) the County shall conduct review under the State Environmental Policy Act, (2) the matter will be reviewed under Ch. 17.60A KCC before the Kittitas County Hearings Examiner after appropriate notice and hearing, and (3) the matter shall be considered under the version of the Kittitas County code in force as of the day of this stipulation. The parties additionally stipulate that this remand terminates the appeal and that the parties are responsible for their own costs and fees.

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STIPULATION AND ORDER FOR REMAND

GREGORY L. ZEMPEL  
KITITITAS COUNTY PROSECUTOR  
Kittitas County Courthouse - Room 213  
Ellensburg, WA 98926  
(509) 962-7520


1 Based on the above stipulation of the parties, the Court orders that (1) the matter is  
2 hereby remanded such that Kittitas County may conduct review under the State Environmental  
3 Policy Act, (2) the matter be reviewed under Ch. 17.60A KCC before the Kittitas County  
4 Hearings Examiner after appropriate notice and hearing, and (3) the matter shall be considered  
5 under the version of the Kittitas County code in force as of the day of this stipulation. The Court  
6 further orders that review of this appeal is hereby terminated and that the parties are responsible  
7 for their own costs and fees.

8 DATED this 10<sup>th</sup> day of January, 2013.

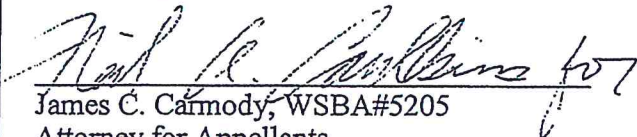
9 **FRANCES P. CHMELEWSKI**

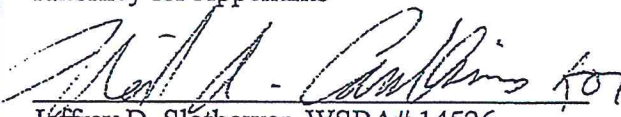
10 Superior Court Judge

11 Presented By:

12   
13 Neil A. Caulkins, WSBA# 31759  
14 Attorney for Kittitas County

15 Approved as to form  
16 Notice of presentation waived

17   
18 James C. Carmody, WSBA#5205  
19 Attorney for Appellants

20   
21 Jeffrey D. Slothower, WSBA# 14526  
22 Attorney for Respondents Webb  
23  
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