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KITTITAS COUNTY
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KITTITAS COUNTY BOARD OF COMMISSIONERS

IN RE SEGREGATION APPEALS:)	
ANSELMO LAND)	NO. SG-12-00002
ORPHAN GIRL)	SG-12-00003
NEVERSWEAT LAND.)	SG-12-00004
)	
)	FINAL ORDER
)	
)	

I. INTRODUCTION

Plum Creek Timber Company submitted an appeal of the administrative voiding of three of its administrative segregation applications. The administrative appeal was conducted according to the County's administrative appeal process as outlined in Ch. 15A.07 KCC. In that appeal, Plum Creek asserted four arguments for the reversal of voiding of its three administrative segregation applications. The Board of County Commissioners, after reviewing the administrative record and briefs deliberated and decided upon those four arguments as contained herein.

II. FINDINGS OF FACT AND CONCLUSIONS OF LAW

Plum Creek first argued that its applications were subject to vested rights and so not subject to the County's newer regulation. The Board of County Commissioners finds that, because the required document submittals and review processes are so different between an administrative segregation and the "divisions of land" described in RCW 58.17.020, that an administrative segregation is not a "division of land, as defined in RCW 58.17.020" and so is not subject to



1 Administrative Decision and instruct County Staff to complete processing of the applications.”
2 The Board of County Commissioners finds (1) no explanation why the applications’ processing
3 was ceased and a decision not rendered within the statutory timeframe, and (2) that the
4 appropriate remedy is as argued by Plum Creek-that the administrative decision voiding the
5 applications be reversed and that the County staff be directed to continue processing the
6 applications.

7 Plum Creek finally argued that the County’s regulation was vague and not applicable to its
8 applications. Because of the resolution of the third argument, the Board of County
9 Commissioners did not reach this issue and made no decision thereon.

10 **III. ORDER**

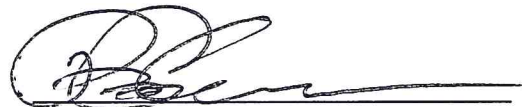
11 The Board of County Commissioners hereby reverses the administrative decision voiding the
12 applications that are the subject of this appeal and hereby directs staff to both consider them
13 “deemed complete” and to continue processing them subject to the County’s current regulation.

14 DATED this 1 day of October, 2013 at Ellensburg, Washington.

15 BOARD OF COUNTY COMMISSIONERS
16 KITTITAS COUNTY, WASHINGTON

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18 Obie O’Brien, Chairman

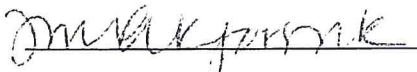
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20 Paul Jewell, Vice- Chairman

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22 Gary Berndt, Commissioner



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25 Julie A. Kjorsvik