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| 8<br>9   | POLLUTION CONTROL HEARINGS BOARD<br>FOR THE STATE OF WASHINGTON                                      |   |
| 10       | AIRPORT COMMUNITIES COALITION,   |   |
| 11       | Appellant,   | PCHB No. 01-160                                     |
| 12       | CITIZENS AGAINST SEA-TAC   | ORDER DISPOSING OF PORT OF                          |
| 13       | EXPANSION,<br>Intervenor/Appellant,  | SEATTLE'S PETITION FOR<br>RECONSIDERATION REGARDING |
| 14       | V.   | <b>CONDITION 8 OF FINAL ORDER</b>                   |
| 15       |  |   |
| 16       | STATE OF WASHINGTON DEPARTMENT<br>OF ECOLOGY; and THE PORT OF  |   |
| 17       | SEATTLE,   |   |
| 18       | Respondents.   |   |
| 19<br>20 | On August 22, 2002, the Port of Seattle filed in the above matter a "Petition for                    |   |
| 20<br>21 | Reconsideration Regarding Condition 8." Airport Communities Coalition indicated by letter dated      |   |
| 22       |  |   |
| 22       | August 23, 2002 that it opposed the Port's Petition and requested establishment of a briefing        |   |
| 23       | schedule. By letter dated August 26, CASE also indicated it opposed the motion and requested         |   |
| 25       | briefing and oral argument. The Presiding Officer therefore scheduled a conference among the         |   |
| 26       | parties for September 3, 2002. Prior to the scheduled call, on September 3, 2002, the Port submitted |   |
| 27       | a letter to the Board stating it was withdrawing its Petition for Reconsideration and enclosing a    |   |
| 28       | ORDER DISPOSING OF PETITION FOR RECONSIDERATION<br>PAGE 1  |   |

5.**4**1

| 1        | proposed Order. Airport Communities Coalition objected to the form of the Order. Subsequently, or        |  |
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| 2        | September 3, 2002, Kaleen Cottingham, Presiding Officer, conducted a conference call with the            |  |
| 3        | parties concerning the Port's Petition and its subsequent letter seeking the Board's approval for        |  |
| 4        | disposition of the Petition through withdrawal. At the close of the conference call, the Presiding       |  |
| 5        | Officer directed that the parties attempt to reach agreement on the form of order for disposition of the |  |
| 6        | Port's Petition. The parties subsequently did so and submitted this proposed Order.                      |  |
| 7<br>8   | Therefore, pursuant to WAC 371-08-550 and RCW 34.05.470(4), the Board hereby enters this                 |  |
| 9        | dismissal order as its disposition of the Port's Petition for Reconsideration.                           |  |
| 10       |  |  |
| 11       | IT IS SO ORDERED.<br>Dated this day of September, 2002.  |  |
| 12       | Dated this $\underline{\bigcup}$ day of September, 2002.   |  |
| 13       | Value Call C   |  |
| 14       | Kaleen Cottingham/Presiding  |  |
| 15       |  |  |
| 16<br>17 | William H. Lynch, Board Member   |  |
| 17       | William H. Lynch, Board Member   |  |
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| 28       | ORDER DISPOSING OF PETITION FOR RECONSIDERATION<br>PAGE 2  |  |