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POLLUTION CONTROL HEARINGS BOARD  
FOR THE STATE OF WASHINGTON

AIRPORT COMMUNITIES COALITION,

Appellant,

PCHB No. 01-160

CITIZENS AGAINST SEA-TAC  
EXPANSION,

Intervenor/Appellant,

**[PROPOSED] ORDER DISPOSING OF  
PORT OF SEATTLE'S PETITION FOR  
RECONSIDERATION REGARDING  
CONDITION 8 OF FINAL ORDER**

v.

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY; and THE  
PORT OF SEATTLE,

Respondents.

On August 22, 2002, the Port of Seattle filed in the above matter a "Petition for Reconsideration Regarding Condition 8." Airport Communities Coalition indicated by letter dated August 23, 2002 that it opposed the Port's Petition and requested establishment of a briefing schedule. By letter dated August 26, CASE also indicated it opposed the motion and requested briefing and oral argument. The Presiding Officer therefore scheduled a conference among the parties for September 3, 2002. Prior to the scheduled call, on September 3, 2002, the Port submitted a letter to the Board stating it was withdrawing its Petition for Reconsideration and enclosing a proposed Order. Airport Communities Coalition objected to the form of the Order. Subsequently, on

1 September 3, 2002, Kaleen Cottingham, Presiding Officer, conducted a conference call with the parties  
 2 concerning the Port's Petition and its subsequent letter seeking the Board's approval for disposition  
 3 of the Petition through withdrawal. At the close of the conference call, the Presiding Officer directed  
 4 that the parties attempt to reach agreement on the form of order for disposition of the Port's Petition.  
 5 The parties subsequently did so and submitted this proposed Order.

6  
 7 Therefore, pursuant to WAC 371-08-550 and RCW 34.05.470(4), the Board hereby enters  
 8 this dismissal order as its disposition of the Port's Petition for Reconsideration.

9 IT IS SO ORDERED.

10 Dated this \_\_\_\_\_ day of September, 2002.

11  
 12 Kaleen Cottingham, Presiding

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 14 Robert V. Jensen, Board Member

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 16 William H. Lynch, Board Member

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**Brown  
Reavis  
& Manning**  
ATTORNEYS AT LAW

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**September 5, 2002**

**To: Ms. Kaleen Cottingham**  
Pollution Control Hearings Board  
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**Mr. Peter J. Eglick**  
**Mr. Kevin Stock**  
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**From: Gillis E. Reavis**

**If you do not receive all 4 pages, please call (206) 292-6300 as soon as possible.**

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September 5, 2002

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Pollution Control Hearings Board  
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Lacey, WA 98504-0903

**Brown  
Reavis  
& Manning**  
ATTORNEYS AT LAW

RE: *Airport Communities Coalition, et al. v. Port of Seattle, et al.*

Dear Ms. Cottingham:

All parties have reached agreement on the form of order we discussed during Tuesday's conference call. A copy is attached to this letter, which we are transmitting by facsimile. We are also sending a copy of the proposed order by e-mail to facilitate any changes the Board wishes to make and to facilitate signature by the Board on a "clean" copy.

We would appreciate your notifying all parties by facsimile when the order is approved.

Thank you for your attention to this matter. Please let me know if we can be of assistance.

Sincerely,



Gillis E. Reavis  
Direct Line: (206) 292-2626  
Email: greavis@brmlaw.com  
Office: Seattle

GER:tc  
Enclosure

cc: All Counsel of Record

AR 000759

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