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POLLUTION CONTROL HEARINGS BOARD
STATE OF WASHINGTON

)	
AIRPORT COMMUNITIES COALITION,)	
)	
Appellant,)	PCHB 01-160
)	
v.)	ORDER ON MOTION TO SUPPLEMENT
)	THE RECORD
STATE OF WASHINGTON,)	
DEPARTMENT OF ECOLOGY and THE)	
PORT OF SEATTLE,)	
)	
Respondents.)	

On November 16, 2001, the Airport Communities Coalition (ACC) filed a motion to supplement the record on its motion for stay. On November 26th, the Port of Seattle (Port) filed its response indicating its opposition or alternatively to further supplement the record. On November 28th, ACC filed its reply.

The motion to stay the effectiveness of the re-issued § 401 Certification No. 1996-4-02325 (amended-1) issued by the Department of Ecology was heard by the Pollution Control Hearings Board on October 15, 2001. The record before the Board as of the hearing was as noted in attachment A appended to this order. The Board has reviewed the voluminous record. The Board's decision and order on the motion were nearly complete by the time the motion to supplement the record was received by the Board. The motion was fully briefed and argued to the Board. Reopening the record would not have provided the Board new information. To reopen the record this late in the process would only have eroded the orderly process set forth in the pre-hearing order. As such, the Board denies the motion to supplement the record.

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ORDER

Appellant ACC's motion to supplement the record on its motion for stay is denied.

SO ORDERED this 17th day of December, 2001.

POLLUTION CONTROL HEARING S BOARD



KALEEN COTTINGHAM, Presiding

ATTACHMENT A

1	
2	ACC's Notice of Appeal
3	ACC's Motion for Stay and attached declarations
4	Port's Memorandum Opposing ACC's Motion for Stay
5	Declaration of James C. Kelly, volume 1
6	Declaration of James C. Kelly, volume 2
7	Declaration of James C. Kelly, volume 3
8	Declaration of Paul Fendt, volume 1
9	Declaration of Paul Fendt, volume 2
10	Declaration of Paul Fendt, volume 3
11	Declaration of Donald E. Weitkamp, PhD
12	Declaration of Elizabeth Clark, John J. Strunk, C. Linn Gould, Joseph Brascher, and Linda R.J. Logan, PhD
13	Declaration of Paul Schell, James L. Morasch, Alan C. Ralston, Michael Feldman, Michael Cheyne, and Gina Marie Lindsey
14	Declaration of Steven G. Jones
15	Ecology's Response to ACC's motion for stay and attached declarations
16	ACC's reply brief and Declarations of Amanda Azous, Peter Eglick, Stephen Hockaday, and legislators (Vol. 1 of 2)
17	Declarations of Patrick Lucia, Tom Luster, Mayor Sally Nelson, Robert Olander, William Rozebaum, Robert Sheckler, Dyanne Sheldon, John Strand, Peter Willing, and Greg Wingard (Vol. 2 of 2)
18	Port's Sur-reply
19	ACC's sur-rebuttal
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