

**BEFORE THE SKAGIT COUNTY HEARING EXAMINER**

In the Matter of the Applications of )  
)  
**CLEAR VALLEY ENVIRONMENTAL** )  
**FARM, LLC,** )  
)  
For a Shoreline Substantial Development/ )  
Conditional Use Permit and a Grading )  
Permit for Proposed Wetland Restoration )  
Activities on Approximately 396 Acres )  
Of Land )  
\_\_\_\_\_ )

**Nos: PL06-0607**  
**BP06-0669**

**ORDER DENYING MOTION**  
**FOR RECONSIDERATION**

Friends of Skagit County (FOSC) timely filed a Motion for Reconsideration in relation to the Hearing Examiner's Supplementary Findings and Conclusions on Remand.

The Examiner allowed the Applicant (Clear Valley) and the County to respond. Responses were received.

The Motion included considerable argument beyond the scope of the Remand Resolution which limited the remand proceedings to further fact finding and deliberation on issues of flooding, drainage and sediment conveyance relevant to the project's consistency with the County's Shoreline Master Program.

Having considered the Motion and the Responses, the Examiner determines that no material legal error has occurred and no that material factual issue been overlooked that would change the previous decision.

Therefore, the Motion for Reconsideration is denied.

**SO ORDERED,** this 2nd day of December, 2009.

  
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Wick Dufford, Hearing Examiner