

BEFORE THE SKAGIT COUNTY HEARING EXAMINER

In the Matter of the Application of)
)
WIRELESS FACILITIES, INC.) **PL05-0173**
(FOR NEW CINGULAR WIRELESS))
) **ORDER GRANTING REQUEST**
To Erect a 60-foot Wireless) **FOR RECONSIDERATION**
Communication Facility and Install)
Associated Ground Equipment Near)
6901 Mountain View Road)
_____)

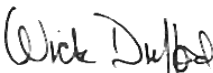
Jerry Vander Veen filed a timely Request for Reconsideration of the Examiner's decision in the subject matter. The Examiner has reviewed the request and concludes that the matters raised therein should be considered further. Therefore, pursuant to SCC 14.06.180, he hereby calls for additional argument by the parties.

Following the procedure for closed record appeals, no new evidence may be entered. Because of this, the Examiner determines that the additional argument can be in writing and that a further oral hearing is unnecessary.

The principal factual issue raised is the safety of the site for the replacement pole in light of the conditions of approval. As to legal issues, the Examiner is most interested in the question of whether the proposed installation is or is not a form of co-location as defined by Skagit County. If the proposal is not for co-location, does that change the siting analysis in a manner that would change the outcome of the decision?

The argument of Mr. Vander Veen has been set forth adequately in the Request for Reconsideration. The other parties – the Applicant and the County – are requested to respond to the points that Mr. Vander Veen has set forth. The further submissions in this matter shall be due on or before May 10, 2006.

SO ORDERED, this 17th day of April, 2006.



Wick Dufford, Hearing Examiner

cc: Request for Reconsideration