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Skagit County Auditor

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AFTER RECORDING RETURN TO:
SKAGIT COUNTY HEARING EXAMINER
302 SOUTH FIRST STREET
MOUNT VERNON, WA 98273

DOCUMENT TITLE: ORDER ON REQUEST FOR RECONSIDERATION SU 04 0176

HEARING OFFICER: SKAGIT COUNTY HEARING EXAMINER

APPLICANT: CIMARRON TRANSFER and RECYCLING COMPANY
(Norm Weitting)

ASSESSOR PARCEL NO: P118865

LEGAL DESCRIPTION: The proposed project is located along the east side of Farm to Market Road, approximately 1,200 feet north of the Ovenell Road intersection, within Phase 2 of Division 7 (proposed Lot #38) of the Port of Skagit County Binding Site Plan, Burlington; a portion of Section 4, Township 34 North, Range 3 East W.M.; Skagit County, Washington.

BEFORE THE SKAGIT COUNTY HEARING EXAMINER

In the Matter of the Application of)

) PL04-0176, 04-787

**CIMARRON TRANSFER AND
RECYCLING COMPANY**)

(Norm Wietting))

**ORDER DENYING
REQUESTS FOR
RECONSIDERATION**

For a Special Use Permit to Develop)
A Private Facility for Sorting, Processing)
And Storing Recyclable Materials on)
Port of Skagit County Property Along the)
East Side of Farm to Market Road.)

On February 3, 2005, the Hearing Examiner entered Findings, Conclusions and Decision on the Special Use Permit application of Norm Wietting for Cimarron Transfer and Recycling Company. The Special Use Permit pre-decision hearing was combined with a hearing on an appeal for the SEPA Mitigated Determination of Non-Significance for proposal. The permit was approved, with conditions. The appeal was denied.

A Request for Reconsideration was filed by Roger E. Pederson, a party of record, on Monday, February 14, 2005, supplemented by a further communication filed on February 16, 2005. A second Request for Reconsideration was filed on February 14, 2005, by Rosemary Mann. Ms. Mann is also a party of record.

Both of these requests were timely. The 10 days for filing specified by SCC 14.06.180 terminated on a Sunday, so that requests received on the following Monday were acceptable.

After due considering of the filings made, the Examiner has concluded that the Requests for Reconsideration of Roger E. Pederson and Rosemary Mann should be denied and that the previous action should become final. Therefore both Requests are hereby **DENIED**.

SO ORDERED this 24th day of February, 2005.



Wick Dufford, Hearing Examiner

Cc: Roger E. Pederson, Rosemary Mann, Don Anderson, Brandon Black, Norm Wietting, Scott Thomas, Patrick Hayden



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