

April 15, 2021

**OFFICE OF THE HEARING EXAMINER
KING COUNTY, WASHINGTON**

King County Courthouse
516 Third Avenue Room 1200
Seattle, Washington 98104
Telephone (206) 477-0860
hearingexaminer@kingcounty.gov
www.kingcounty.gov/independent/hearing-examiner

ORDER OF DISMISSAL

SUBJECT: Department of Local Services file no. **ENFR180296**

CATHRYN STOKEY
Code Enforcement Appeal

Location: [REDACTED] Auburn

Appellant: **Cathryn Stokey**
[REDACTED]
Auburn, WA 98092
Telephone: [REDACTED]
Email: [REDACTED]

King County: Department of Local Services
represented by **David Bond**
Department of Local Services
35030 SE Douglas Street Suite 210
Snoqualmie, WA 98065
Telephone: (206) 477-3654
Email: david.bond@kingcounty.gov

Today, we received notice from Local Services that code compliance has been achieved, thus mooted Ms. Stokey's appeal.

However, at one of our conferences Ms. Stokey explained that, although she rebuilt the house in its pre-fire location, because she needed to expand the landing to meet newer ADA requirements, she may now be slightly into the building setback. We explained that, as part of a code enforcement case, we occasionally order some modification to otherwise-applicable permit

conditions, and thus we noted that a slight setback incursion should not be a stumbling block on bringing her proverbial ship to shore.

Thus, although we DISMISS the appeal today, we RETAIN JURISDICTION, should an insolvable dispute about the building setback arise. In all other respects, today's dismissal is final.

If for some reason we have misunderstood the situation, by **May 10, 2021**, either party is free to file, with the examiner, a motion for reconsideration explaining why the examiner should not be dismissing this appeal. Filing a timely motion for reconsideration postpones the deadline (described below the signature line) for lodging an appeal.

DATED April 15, 2021.



David Spohr
Hearing Examiner

NOTICE OF RIGHT TO APPEAL

King County Code 20.22.040 directs the Examiner to make the County's final decision for this type of case. This decision shall be final and conclusive (as to all issues except a potential future dispute involving the building setback) unless proceedings for review of the decision are timely and properly commenced in superior court. Appeals are governed by the Land Use Petition Act, Chapter 36.70C RCW.

DS/lo

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CERTIFICATE OF SERVICE

SUBJECT: Department of Local Services file no. **ENFR180296**

CATHRYN STOKEY
Code Enforcement Appeal

I, Lauren Olson, certify under penalty of perjury under the laws of the State of Washington that I transmitted the **ORDER OF DISMISSAL** to those listed on the attached page as follows:

EMAILED to all County staff listed as parties/interested persons and parties with e-mail addresses on record.

placed with the United States Postal Service, with sufficient postage, as FIRST CLASS MAIL in an envelope addressed to the non-County employee parties/interested persons to addresses on record.

DATED April 15, 2021.



Lauren Olson
Legislative Secretary

Bond, David

Department of Local Services

Breazeal, Jeri

Department of Local Services

Lux, Sheryl

Department of Local Services

Stokey, Cathryn

Hardcopy