

**BEFORE THE HEARING EXAMINER for the
CITY of SAMMAMISH**

STIPULATION AND ORDER OF DISMISSAL

FILE NUMBER: PDS2020-00526

APPELLANT: Daniel Bourgoïn & Gretchen O’Hara
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RESPONDENT: City of Sammamish
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TYPE OF CASE: Appeal from September 22, 2020, Pre-Development Services letter

STIPULATION

The parties through their attorneys of record hereby stipulate that the letter from the City, dated September 22, 2020, that is the subject of this appeal (the “Letter”) was preliminary in nature and was not issued in response to a formal application for legal lot status. As such, the Letter was not appealable to the Hearing Examiner as a Type 2 decision (or otherwise) and the Letter has no preclusive effect upon the Appellants’ rights to make formal application at a later date for the issues raised in the Letter. As such, the parties agree that the appeal may be dismissed.

Stipulated to, and presented by:

LAW OFFICE OF SAMUEL A. RODABOUGH PLLC KENYON DISEND, PLLC

s/ Samuel A. Rodabough
Samuel A. Rodabough, WSBA #35347
Attorney for Appellants Bourgoïn & O’Hara

s/ Lisa M. Marshall
Lisa M. Marshall, WSBA #24343
Attorneys for Respondent City of Sammamish

ORDER

Based upon the above stipulation, now, therefore, it is hereby

ORDERED that the above stipulation is hereby incorporated by reference and this appeal shall be dismissed without prejudice to the Appellants' rights to make formal application at a later date for the issues raised in the Letter. The prehearing conference currently scheduled for Nov 5, 2020, at 10:00 am is hereby stricken.

ORDER issued October 30, 2020.

\s/ *John E. Galt*

John E. Galt
Hearing Examiner

Distribution:
Principal Parties (by e-mail)