

SEP 19 2002

BEFORE THE COLUMBIA RIVER GORGE COMMISSION

FRIENDS OF THE COLUMBIA)
 GORGE,)
)
 Petitioner,)
)
 vs.)
)
 MULTNOMAH COUNTY,)
)
 Respondent,)
)
 and)
)
 TIM AND CASEY HEUKER,)
)
 Respondent-Intervenors.)
 _____)

CRGC No. COA-M-02-01

**ORDER DENYING
RESPONDENT'S MOTION
FOR RECONSIDERATION**

On July 22, 2002, Multnomah County filed a timely motion for reconsideration. Friends of the Columbia Gorge filed a timely response. Tim and Casey Heuker did not file any response.

In accordance with Commission Rule 350-60-230(1)(a)(b)(ii), the Gorge Commission notified the parties that it would consider the motion at its August 13, 2002 regular meeting. Subsequently, the Gorge Commission became aware that one or more of the members of the Commission who participated in the original decision could not be present at the meeting. The Commission informed

the parties of this and asked if the parties would prefer to have the Gorge Commission consider the motion at its September 10, 2002 meeting. The parties agreed to have the matter considered on September 10, 2002. Accordingly, the Gorge Commission considered the motion on September 10, 2002.

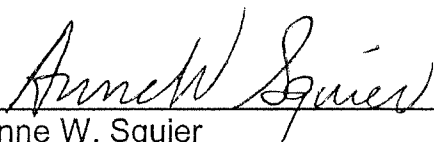
Commission Rule 350-60-230(1)(c) requires that the following factors must be present for reconsideration: "(A) An error has been made in the decision; and, (B) New information is now available concerning the error which through due diligence could not been acquired earlier."

The Commission voted to deny the motion because the decision was a valid interpretation of the standards at issue, and because there is no new information. Specifically, the Commission rejects Multnomah County's argument that the Commission's final order constituted the requisite "new information."

The Motion for Reconsideration is DENIED.

IT IS SO ORDERED.

DATED this 17th day of September 2002.



Anne W. Squier
Chair

NOTICE: Commission Rule 350-60-230(1)(e) provides that an order denying reconsideration is not subject to judicial review.