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City of Olympia v. Western Washington Growth Management Hearings Board

Court of Appeals of Washington, Division 1 - June 26, 2023 - P.3d - 2023 WL 4171044

City petitioned for review of denial by Western Washington Growth Management Hearings Board (Board) of city's motion to dismiss advocacy group's administrative appeal of hearing examiner's decision dismissing group's administrative challenge, in which group alleged that city failed to properly consider environmental impacts, to city's revisions to housing-related provisions in municipal code.

The Superior Court ruled that Board erred and that city was entitled to dismissal of group's administrative appeal and of proceeding. Advocacy group appealed.

The Court of Appeals held that:

- Amendments to statute governing city planning that precluded administrative and judicial review of certain actions taken by a city to increase its residential building capacity applied to group's administrative challenge because amendments were made before a final decision on group's challenge, and
- Those amendments barred group's administrative challenge.