

**OTHER CASE TRANSMITTAL SHEET – ADJUDICATION, ARBITRATION, or
MEDIATION pursuant to I.C. § 67-5280(2)(b)**

State of Idaho - Office of Administrative Hearings

TO: **OFFICE OF ADMINISTRATIVE HEARINGS** (email: Bryan.Nickels@oah.idaho.gov)

DATE: July 24, 2025

FROM: Idaho Department of Lands (Referring Agency/Board)

AGENCY CASE/PROCEEDING NO.: PH-2025-NAV-22-003

***Please attach a copy of:**

- **Petition/order/notice giving rise to the proceeding**
- **Order assigning this matter to the OAH (if applicable)**

AGENCY REQUEST:

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Adjudication

If adjudication, order requested: ☒ Preliminary ☐ Recommended

☐

Arbitration

☐

Mediation

☐

Other (Please explain below)

PARTY/ATTORNEY:

Name: Applicant - Walter Nevin; Agent - Wendy Van Orman

Address: 4375 S Vanilla Ct, CDA ID 83815; 23306 E Sharp Ave, Liberty Lake, WA 99019

Email: vanormanby5@gmail.com

Phone Number: 509-220-1557

PARTY/ATTORNEY:

Name: Objector: Kidd Island Bay Home Owners Association

Firm: _____

Address: PO Box 263, CDA, ID 83816

Email: Board.kibha@gmail.com

Phone Number: N/A

SHORT STATEMENT OF THE NATURE OF THIS CASE (e.g., "Suspension of license based on following grounds: ..."):

Kidd Island Bay Homeowners Association is a community dock association with a single permit that covers most HOA members. However, some HOA members have their own individual permits. Applicant is an HOA member with their own permit for a Pre-LPA boat garage. Applicant has applied to rebuild the boat garage. The HOA has objected to this application.

ARE THERE SPECIFIC STATUTORY/REGULATORY RULES ON THE TIME FOR HEARING OR DECISION?

YES: ☒ NO: ☐

[OAH typically sets hearings based on parties' availability and agreement, with written decision no later than the end of the month following the month the hearing was held]

If yes:

Deadline for hearing: September 22, 2025

Deadline for decision: 30 Days after the hearing

Statute(s)/Rule(s) citation: I.C. 58-1306 & IDAPA 20.03.04.030

DO ANY HEARING PROCEDURAL RULES, OTHER THAN THE IDAHO RULES OF ADMINISTRATIVE PROCEDURE OF THE ATTORNEY GENERAL, APPLY TO THIS PROCEEDING?

YES: ☒ NO: ☐

If yes, statute(s)/rule(s) citation: I.C. 58-1306 & IDAPA 20.03.04.030

- OAH will confirm that the agency has a current MOU in place for the requested service(s); if not, OAH will contact the agency to set up the needed MOU.
- Unlike contested case proceedings arising from the appeal of an agency order, OAH's provision of mediation, arbitration, and adjudication services are subject to acceptance by OAH. If OAH is unable to accept a request for mediation, arbitration, or arbitration services in a matter, OAH will still endeavor to assist the agency in identifying an alternative service provider.