

**BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, WASHINGTON**

Ordinance-TLS 14-05-08

Adoption of amendments to Appendix)
H 3.060 of the Douglas County)
Regional Shoreline Master Program) **LAND SERVICES**

WHEREAS, Douglas County has adopted a Regional Shoreline Master Program as required under the Washington State Shoreline Management Act of 1971, Chapter 90.58 RCW; and

WHEREAS, on February 12, 2014 the Planning Commissions of Douglas County, City of East Wenatchee and City of Bridgeport held a joint public hearing to address six proposed limited amendments to the Regional Shoreline Master Program; and

WHEREAS, the DC Planning Commission transmitted a recommendation of denial to this Board regarding the adoption of the amendment to Appendix H 3.060; and

WHEREAS, on March 18, 2014 this Board held a public meeting to consider the Planning Commission recommendation for denial of the amendment; and

WHEREAS, the Board rejected the Planning Commission recommendation for denial and scheduled a public hearing to allow for further analysis and public participation; and

WHEREAS, notice of all public hearings and public meetings on this matter have been published according to law; and

NOW, THEREFORE, the Board of County Commissioners hereby adopts the Findings of Fact and Conclusions as set forth in Exhibit A and incorporate them into this ordinance by this reference as though fully set forth herein.

BE IT FURTHER, hereby resolved and ordained that the Board of Commissioners adopt the amendments to Appendix H 3.060 of the Douglas County Regional Shoreline Master Program, attached as Exhibit B, effective concurrent with the adoption of the amendments by the Washington State Department of Ecology.

Dated this 22nd day of April 2014 in Waterville, Washington.

BOARD OF COUNTY COMMISSIONERS
DOUGLAS COUNTY, WASHINGTON

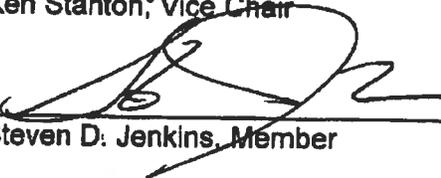




Dale Snyder, Chair



Ken Stanton, Vice Chair



Steven D. Jenkins, Member

ATTEST:



Dayna Frewitt, Clerk of the Board

EXHIBIT A

Findings of Fact:

1. The Washington State Legislature passed the Washington State Shoreline Management Act (RCW 90.58 [SMA]) in June 1971 and it was passed by public initiative in 1972. Under the SMA, each county and city is required to adopt and administer a local shoreline master program to carry out the provisions of the Act.
2. The Shoreline Master Program Guidelines (WAC 173-26) are the standards and guidance that have been adopted by the Department of Ecology which local governments must follow in drafting their local shoreline management programs.
3. Douglas County and the cities of Bridgeport, East Wenatchee, and Rock Island initiated a joint 60-day review on September 26, 2013 as required by WAC 173-26-100 and RCW 36.70A.106.
4. The comment period concluded on November 26, 2012.
5. On September 26, 2013, Douglas County submitted environmental documentation to the Washington State Department of Ecology SEPA Register and issued threshold determinations.
6. Douglas County issued a Determination of Non-significance for the proposed amendments on September 26, 2012, pursuant to WAC 197-11.
7. Workshops were held on November 13, 2013 with the Douglas County Planning Commission, on January 7, 2014 with the City of East Wenatchee Planning Commission, on January 9, 2014 with the City of Rock Island City Council, and on January 15, 2014 with the City of Bridgeport City Council and Planning Commission.
8. The Notice of Public hearing was published on January 30, 2014 in the Wenatchee World and Empire Press.
9. The Planning Commissions of Douglas County and the Cities of Bridgeport and East Wenatchee conducted a joint public hearing on February 12, 2014. The Planning Commissions entered into the record the files on this amendment, accepted public testimony, and deliberated the merits of the proposal.
10. The participating jurisdictions of the Douglas County Regional Shoreline Master Program are not currently conducting a comprehensive update to the Regional Shoreline Master Program.
11. The proposed amendment will not foster uncoordinated and piecemeal development of the state's shorelines.
12. The amendment is consistent with all applicable policies and standards of the Shoreline Management Act.
13. Subsection 3.060(E)(1)(d) refers to a code component removed during the adoption of the Regional SMP in 2009.
14. The amendment to Subsection 3.060(E)(1)(d) is consistent with WAC 173-26-201(1)(c)(E) in order to correct an error in the processing procedures of the SMP.

Conclusions:

1. The procedural and substantive requirements of the State Environmental Policy Act have been complied with.
2. The procedural requirements of RCW 36.70A have been complied with.
3. The procedural requirements of WAC 173-26-100 have been complied with.
4. The proposed amendment is consistent with the Douglas County Regional Policy Plan, the Shoreline Master Program, and the Douglas County Countywide Comprehensive Plan, the City of Bridgeport Comprehensive Plan, and the Greater East Wenatchee Area Comprehensive Plan.
5. The proposed amendment is consistent with the requirements of Revised Code of Washington and the Washington Administrative Code.

EXHIBIT B

3.060 Specific Standards

E. View Corridors.

The development or maintenance of view corridors can provide the general public and property owners of single family residences, opportunities for visual access to water bodies associated with shoreline lots. One view corridor may be permitted per lot, when consistent with the provisions of this Chapter. A mitigation and management plan consistent with Section 3.037 of Appendix H must be submitted for review and approval; either with a complete building permit application for a new single family residence or associated with an existing single family residence.

1. In addition to the submittal of a complete mitigation and management plan, an applicant must submit the following materials:
 - a. A signed Douglas County Master Application form by the property owner of the shoreline proposed for vegetation alterations.
 - b. A scaled graphic which demonstrates a side, top and bottom parameter for the view corridor with existing vegetation and proposed alterations. The view corridor shall be limited to 25% of the width of the lot, or 25 feet, whichever distance is less.
 - c. A graphic and/or site photos for the entire shoreline frontage which demonstrates that the home site and proposed or existing home does or will not when constructed have a view corridor of the water body, taking into account site topography and the location of shoreline vegetation on the parcel.
 - d. ~~Demonstration that the applicant does not have an existing or proposed shoreline access corridor or dock access corridor.~~