

Attachment B:

Ecology Required Changes

The following changes to the City of Chelan’s SMP are required to comply with the SMA (RCW 90.58) and the SMP Guidelines (WAC 173-26, Part III):

ITEM	SMP Submittal PROVISION (Cite)	TOPIC	BILL FORMAT CHANGES (underline = additions; strikethrough = deletions)	RATIONALE
1	1.2.1	Public Access Policies	F. Implementation. The City should implement its shoreline public access plan contained in Appendix D <u>C</u> to meet the needs of growing resident and tourist populations. Implementation strategies should address public access and recreation standards and a capital improvement program. The City should periodically review the shoreline public access plan, at a minimum every eight years.	Change required to correct reference.
2	2.6	Relationship to Other Codes, Ordinances and Plans	C. Consistent with RCW 36.70A.480, the goals and policies of this SMP approved under Chapter 90.58 RCW shall be considered an element of City’s comprehensive plans. All regulatory elements of this SMP, including, but not limited to definitions and use regulations, shall be considered a part of the City’s development regulations. The County shall apply City regulations in unincorporated urban growth areas.	The county and the city have agreed the county will be administering the county’s SMA in unincorporated urban growth areas until those areas are incorporated by the city.
3	4.3.2	Public Access - Regulations	G. Alternatives Analysis. When an exception from public access requirements is sought, an applicant shall demonstrate that all feasible alternatives have been exhausted, including, but not limited to: <ol style="list-style-type: none"> 1. where physical access is not feasible, providing for visual access instead; 2. regulating access by such means as limiting hours of use to daylight hours; 3. designing separation of uses and activities, i.e., fences, terracing, hedges, landscaping, signage, etc; or 	Change required to correct reference.

			4. provision of an off-site public access or a fee-in-lieu pursuant to Subsection G-I that allows public access at a site physically separated from, but capable of serving the proposal.	
4	5.5.2	General Regulations - mitigation	b. Planting of native vegetation along the shoreline immediately landward of the ordinary high water line consisting of trees and/or shrubs native to Chelan County and typically found in undisturbed areas adjacent to Lake Chelan. When shoreline plantings are the only mitigation option for a given proposal, the additional effective overwater cover or substrate coverage shall be compensated for at a 1:1 planting area ratio (unless modified as described in Subsections 4.2.2.C, 4.2.2.F, 5. 25 .2.F.3) with required trees planted on 15-foot centers and/or shrubs planted on 6-foot centers. Native groundcover can be supplemental to the planted shoreline area, but does not count toward the total square footage requirement. Alterations to the land shall be mitigated as necessary consistent with Section 4.4.2 of this SMP. Applicants may prepare the vegetation mitigation plan using guidance provided in Appendix E, Guidance for Development of Vegetation Mitigation Plans.	Change required to correct reference.
5	Table 5.5-1	Community Docks and Marinas - Width	<ul style="list-style-type: none"> No part shall be wider than 8 feet. The Shoreline Administrator may approve components up to 10 feet wide if justified in documentation submitted consistent with Subsection FE, Submittal Requirements. 	Change required to correct reference.
6	7.3	Statutory Noticing Requirements	<p>D. Limited utility extension or single-family bulkhead. An application for a Substantial Development Permit for a limited utility extension or for the construction of a bulkhead or other measures to protect a single-family residence and its appurtenant structures from shoreline erosion shall be subject to all of the requirements of this chapter except that the following time periods and procedures shall be used:</p> <ol style="list-style-type: none"> The public comment period shall be twenty days. The notice provided shall state the manner in which the public may obtain a copy of the City's decision on the application no later than two days following its issuance; The City shall issue its decision to grant or deny the permit within twenty-one days of the last day of the comment period specified in subsection (2)(a)B of this section; and If there is an appeal of the decision to grant or deny the permit to the City Council, the appeal shall be finally determined by the City Council within thirty days. 	Change required to correct reference.

7	7.16.2	Amendments to Shoreline Master Programs	F. County and City Coordination. The County applies the cities' shoreline master programs in the UGAs. Where a City makes an amendment to its SMP, it shall provide the Ecology approved amendment to the County in accordance with terms of any interlocal agreements or the County's Comprehensive Plan Amendment procedures to ensure the County makes the revisions consistent with the individual city's SMP.	The county and the city have agreed the county will be administering the county's SMA in unincorporated urban growth areas until incorporated by the city.
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