CITY OF FIFE, WASHINGTON

ORDINANCE NO. 1830

AN ORDINATION OF THE CITY COUNCIL OF THE CITY
OF FIFE, PIERCE COUNTY, WASHINGTON ADOPTING
A NEW SHORELINE MASTER PROGRAM AND
REPEALING ORDINANCE NOS. 329 AND 334

WHEREAS, the State of Washington (90.58 RCW) has mandated that the City of Fife update the Fife Shoreline Master Program ("SMP"); and

WHEREAS, City of Fife’s original SMP was adopted in 1974 by Ordinance Nos. 329 and 334 and required a comprehensive update; and

WHEREAS, in 2010, the City contracted with Grette Associates to develop the City’s SMP update with a grant from the State Department of Ecology ("DOE"); and

WHEREAS, the City held a public open house on the SMP at the Fife Community Center on January 10, 2010; and

WHEREAS, Grette Associates conducted a Cumulative Impact Analysis of the SMP update and concluded that it would have either no net loss or a net improvement of shoreline function within the City of Fife; and

WHEREAS, the City issued a Determination of Nonsignificance (DNS) on March 27, 2012 for the proposed SMP update; and

WHEREAS, the Planning Commission held a public meeting and made a recommendation to the City Council to approve the proposed SMP on May 7, 2012; and

WHEREAS, the Fife City Council reviewed the proposed SMP at a study session on June 5, 2012; and

WHEREAS, the Fife City Council held a Public Hearing on the proposed SMP on July 10, 2012; and

WHEREAS, on December 13, 2012, the Director of DOE approved the proposed SMP subject to certain changes that it recommended and concluded that with the incorporation of the proposed changes, the SMP will result in “no net loss of ecological functions necessary to sustain shoreline natural functions”; and

WHEREAS, the attached SMP includes all changes recommended by DOE; now, therefore,
THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON DO
ORDAIN AS FOLLOWS:

Section 1. Shoreline Master Program Adopted. The Shoreline Master Program with appendices, as set forth in Attachment A, is hereby adopted and shall be binding as of the effective date of this ordinance on all properties within the shoreline jurisdiction.

Section 2. Repealer. Ordinance No. 329 and Ordinance No. 334 are hereby repealed.

Section 3. Each and every provision of this Ordinance shall be deemed severable. In the event that any portion of this Ordinance is determined by final order of a court of competent jurisdiction to be void or unenforceable, such determination shall not affect the validity of the remaining provisions thereof provided the intent of this Ordinance can still be furthered without the invalid provision.

Section 4. This Ordinance shall be in full force and effect five (5) days after publication as required by law. A summary of this Ordinance may be published in lieu of the entire Ordinance, as authorized by State law.

Introduced the 12th day of February, 2013.

Passed by the City Council on the 26th day of February, 2013.

[Signature]
David R. Zabell, City Manager

ATTEST:

[Signature]
Carol Etgen, City Clerk

APPROVED AS TO FORM:

[Signature]
Loren D. Combs, City Attorney

Published: Feb. 28, 2013
Effective Date: March 5, 2013

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