ORDINANCE #656

DEPT OF ECOLOGY

AN ORDINANCE ADOPTING THE CITY OF GOLD BAR SHORELINE MASTER PROGRAM

WHEREAS the Shoreline Management Act of 1971 (SMA) codified as Chapter 90.58 Revised Code of Washington (RCW) requires all cities and counties with shorelines of the state to prepare and adopt a Shoreline Master Program (SMP) that is based on state laws and rules but tailored to the specific jurisdiction; and

WHEREAS cities and counties are required to update their SMPs consistent with the state SMA, RCW 90.58, and 173-26 Washington Administrative Code (WAC); and

WHEREAS the City of Gold Bar (City) intends to fully comply with the state SMA, RCW 90.58, AND WAC 173-26; and

WHEREAS the City has incorporated public input into the update process by preparing a public participation plan, holding a public open house, holding public meetings, holding a stakeholders meeting, providing notice of meetings and updates, and maintaining a SMP mailing list; and

WHEREAS the updated SMP includes a scientific inventory and characterization report, updated goals and policies, new shoreline environmental designations and shoreline designations map, updated regulations and administrative procedures, a restoration plan, and a cumulative impacts analysis; and

WHEREAS the updated SMP provides for protection of sensitive shorelines and shorelands within the shoreline jurisdiction area while allowing appropriate uses and modifications to achieve no net loss of ecological functions; and

WHEREAS a Determination of Non-significance was issued pursuant to WAC 197-11-340(2) and no appeals were made; and

WHEREAS the Shoreline Master Program was submitted to the Department of Ecology for the required final review; and

WHEREAS the Department of Ecology provided notice of a public comment period on the City’s SMP; and

WHEREAS the Department of Ecology reviewed the City’s final draft SMP for compliance with the SMA, relevant RCWs, and relevant WACs, and issued a letter of conditional approval of the final draft dated January 10, 2014; and

WHEREAS the letter of conditional approval included suggested changes; and

WHEREAS the City concurred with the suggested amendments;
NOW, THEREFORE, THE COUNCIL OF THE CITY OF GOLD BAR, WASHINGTON, DO HEREBY ORDAIN AS FOLLOWS:

The City of Gold Bar does hereby adopt the Shoreline Master Program, as updated with final comments received from the Department of Ecology, and as attached in its entirety here.

Severability.

This ordinance is severable. If any section, sentence, clause, or phrase of this ordinance should be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

Effective Date.

This ordinance shall be in full force and effect five (5) days after publication, as required by law.

REGULARLY ADOPTED this 18th day of FEBRUARY, 2014.

Linda L. Loen, Mayor

Attest/Authenticated:

Lisa Stowe, Clerk

Approved as to form:

Ann Marie Soto, City Attorney

INTRODUCED: 1/21/14
FIRST READING: 1/21/14
SECOND READING: 2/4/14
PASSED: 2/18/14
APPROVED: 
VETOED: 
VETO OVERRIDEN: 
PUBLISHED: 