

ORDINANCE NO. 818

AN ORDINANCE ADOPTING A SHORELINES MASTER PROGRAM, REPEALING ANY PROVISION IN CONFLICT THEREWITH, PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE & TRANSITION.

R E C I T A L S:

1. The City of McCleary has land and water within the City subject to the jurisdiction of the Shorelines Management Act.
2. The Shorelines Management Act requires that local governments prepare a Master Program to guide and manage the development of the areas within the Act's jurisdiction.
3. McCleary's Shoreline Consultant has prepared a Shorelines Master Program for the City after consultation with citizens, property owners, and governmental agencies.
4. The Consultant and the Council have conducted all necessary public hearings on the proposed program and recommends approval.
5. All necessary hearings have been held; all necessary notices given; and all necessary environmental reviews conducted.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF MCCLEARY:

SECTION I: That certain document entitled "City of McCleary Shoreline Master Program" consisting of eight chapters, one appendix, and a map as on file in the Office of the Clerk-Treasurer and signed by the Mayor is hereby adopted by reference as the Shoreline Master Program for the City.

SECTION II: The Clerk-Treasurer is directed to forward a copy of this Ordinance and the adopted program to the Department of Ecology for approval and adoption into the State Shoreline Management Master Program.

SECTION III:

A. Chapters 1 through 8 and the Appendix, as well as the map of the adopted program, shall be codified in Title XVIII of the City Code.

B. In recognition of the intention that the provisions of the plan adopted pursuant to Section I is to supersede any existing provisions, whether adopted by resolution or ordinance, which are in conflict with the provisions, such conflicting provisions shall be deemed repealed as of the effective date of this ordinance: PROVIDED THAT, any completed application subject to review under the provisions of those sections shall continue to be reviewed and acted upon pursuant to those provisions.

SECTION IV: To the extent allowed by law this Ordinance shall take effect five days after publication of a Synopsis of

the Ordinance to the extent such may be allowed by law: PROVIDED that in any event, it shall go into effect no later than the date upon which the City receives confirmation that the Washington State Department of Ecology has approved this plan for inclusion into the State Master Program.

SECTION V: If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases had been declared invalid or unconstitutional, and if for any reason this Ordinance should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.

SECTION VI: Corrections by the Clerk-treasurer or Code Reviser. Upon approval of the Mayor and City Attorney, the Clerk-treasurer and the Code Reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors, references to other local, state, or federal laws, codes, rules, or regulations, or ordinance number and section/subsection numbering.

PASSED THIS 13<sup>th</sup> DAY OF July, 2016, by the City Council of the City of McCleary, and signed in



**SYNOPSIS OF ORDINANCES 818 & 819.**

On July 13, 2016, the City Council of the City of McCleary adopted Ordinance Numbers 818 & 819. The intent and purpose of the Ordinances were as follows:

**#818: AN ORDINANCE ADOPTING A SHORELINES MASTER PROGRAM, REPEALING ANY PROVISION IN CONFLICT THEREWITH, PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE & TRANSITION.**

To define areas within the City identified as shorelines under federal and state law and update the plans and regulations governing activities within those area.

**#819: AN ORDINANCE RELATING TO PARKING; ADDING A NEW SECTION TO CHAPTER 10.20 OF THE MUNICIPAL CODE; ESTABLISHING PENALTIES; REPEALING ANY ORDINANCE, INCLUDING SECTION 10.20.010 MMC, INCONSISTENT WITH ITS TERMS; AND PROVIDING AN EFFECTIVE DATE:**

**To update provisions regulating parking and utilization of public rights of way within the City.**

A complete copy of each of these Ordinances is available during regular business hours at the Office of the Clerk-Treasurer, City Hall, McCleary, Washington. The Ordinance will be made available for review without cost; a copy will be provided upon request without cost if such request is timely made. This Synopsis is published pursuant to the laws of the State of Washington.

DATED this 15<sup>th</sup> day of July, 2016.

  
WENDY COLLINS, Clerk-Treasurer