

**CITY OF NORMANDY PARK  
ORDINANCE NO. 940**

**AN ORDINANCE OF THE CITY OF NORMANDY PARK, WASHINGTON, ADOPTING THE 2016 NORMANDY PARK SHORELINE MASTER PROGRAM UPDATE, INCLUDING AMENDMENTS TO NPMC 16.04, 16.08, 16.12, 16.16, 16.20, AND 16.24; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the Shoreline Management Act (RCW 90.58) recognizes that shorelines are valuable and fragile resources of the state and requires that the City of Normandy Park and the State adopt shoreline master programs in order to regulate development along the City's shorelines; and

**WHEREAS**, the City of Normandy Park's current shoreline master program was adopted by Ordinance No. 539 in 1991; and

**WHEREAS**, RCW 90.58.080 requires that the City of Normandy Park update its shoreline master program; and

**WHEREAS**, the City began the process of updating its shoreline master program in June 2010 with the adoption of a public participation program; and

**WHEREAS**, the City of Normandy Park Shoreline Inventory and Characterization Report was completed in June 2011 in order to assist the City in making its shoreline designations and adopting policies and regulations; and

**WHEREAS**, a Cumulative Effects Analysis and No Net Loss Report was also prepared; and

**WHEREAS**, in the Fall of 2013, the City staff and the City's consultants at Hart Crowser completed a draft Shoreline Master Program Update for consideration by the public and by the Normandy Park Planning Commission and City Council; and

**WHEREAS**, the Normandy Park Planning Commission began a public hearing on the proposed Shoreline Master Program Update at its January 16, 2014 meeting and the Planning Commission thereafter continued the public hearing and heard public testimony on February 20, March 20, April 17, April 30, and May 15, 2014; and

**WHEREAS**, after closing the public hearing on May 15, 2014, the Normandy Park Planning Commission recommended approval of the Shoreline Master Program Update, including shoreline policies, shoreline regulations, shoreline designations and maps, and a restoration plan; and

**WHEREAS**, after considering the recommendation of the Normandy Park Planning Commission, the Normandy Park City Council adopted Resolution No. 877 on November 25, 2014, stating the Council's intent to adopt the proposed Shoreline Master Program Update and

authorizing the City Manager to forward the same to the Washington State Department of Ecology for review and approval; and

**WHEREAS**, the Normandy Park City Manager submitted the Shoreline Master Program to the Washington State Department of Ecology in early 2015 and the Department of Ecology responded with certain required and recommended changes; and

**WHEREAS**, the Normandy Park City Council has reviewed the revised Shoreline Master Program Update and has decided to adopt the same in the form attached to this ordinance.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORMANDY PARK, WASHINGTON, DO ORDAIN AS FOLLOWS:**

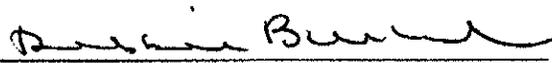
**Section 1. Adoption.** The 2016 Normandy Park Shoreline Master Program Update is hereby adopted in the form attached to this Ordinance as Exhibit A and incorporated herein by this reference as if set forth in full, including all appendices. Pursuant to RCW 36.70A.480(1), the shoreline goals, policies, and elements set forth in Chapter 16.16 of Exhibit A shall, in addition to replacing the current NPMC 16.16 and being codified in the Normandy Park Municipal Code, constitute a Shoreline Element in the City of Normandy Park Comprehensive Plan. Also pursuant to RCW 36.70A.480(1), all of the regulations contained in Chapters 16.04, 16.08, 16.12, 16.20, 16.24, and the Map of Shoreline Designations in Exhibit A, shall be part of the City's development regulations and shall replace the current NPMC 16.04, 16.08, 16.12, 16.20, 16.24 and the current Inventory of Natural and Manmade Conditions. The Community Development Director shall work with the codifier of the Normandy Park Municipal Code in order to ensure that the regulations in the Shoreline Master Program are appropriately codified and that the goals and policies are appropriately incorporated into the Comprehensive Plan.

**Section 2. Severability.** If any section, sentence, clause or phrase of this Ordinance should be held to be 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.

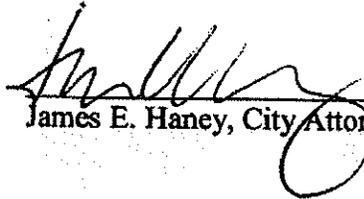
**Section 3. Effective Date.** This Ordinance shall become effective five days following its passage and publication.

**PASSED BY THE CITY COUNCIL OF THE CITY OF NORMANDY PARK THIS 11<sup>th</sup> DAY OF OCTOBER, 2016; AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 11<sup>th</sup> DAY OF OCTOBER, 2016.**

  
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Jonathan Chicquette, Mayor

Attest:   
\_\_\_\_\_  
Debbie Burke, City Clerk

APPROVED AS TO FORM:

  
James E. Haney, City Attorney

Vote	Bishoff	Chicquette	Waters	Sipes-Marvin	Munslow	Rankin	West
Ayes:	✓	✓		✓	✓		✓
Nays:							
Abstentions:							
Absent:			✓			✓	

PUBLISHED: October 21, 2016

EFFECTIVE: October 26, 2016