AN ORDINANCE AMENDING THE CITY OF PROSSER, WASHINGTON COMPREHENSIVE PLAN ADOPTED BY ORDINANCES NUMBER 07-2592, 09-2675 AND 11-2718 TO IMPLEMENT AMENDMENTS TO THE COMPREHENSIVE PLAN INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING PORTIONS OF THE PLAN: REPLACING THE SECTION ON SHORELINE MANAGEMENT AND UPDATING AND AMENDING THE LAND USE MAP. THE ORDINANCE AMENDS THE ORDINANCES THAT ADOPTED THE PREVIOUS VERSIONS OF THE COMPREHENSIVE PLAN AND ADOPTS A SHORELINE RESTORATION PLAN. THE ORDINANCEadopts findings to support the adoption of the amended comprehensive plan. THE ORDINANCE provides that its provisions are severable from one another, provides for publication by summary, and sets forth the ordinance’s effective date.

THE CITY COUNCIL OF THE CITY OF PROSSER, WASHINGTON, DO HEREBY ORDAIN AS FOLLOWS:

Section 1. The City Council hereby adopts the findings made by the Planning Commission on May 15, 2014, as the findings of the City Council in support of this ordinance. In addition, the City Council finds that it agrees with the recommendations from the Planning Commission and finds that there is a factual and legal basis to revise the Comprehensive Plan and the Land Use Map contained in the Comprehensive Plan as recommended by the Planning Commission.

Section 2. The amended Comprehensive Plan filed with the City Clerk on May 16, 2014, by the planning department, is hereby incorporated herein by this reference, as if set forth in full, is hereby adopted and approved as the Comprehensive Plan for the City of Prosser, Washington.

Section 3. The current Comprehensive Plan of the City of Prosser, Washington, adopted by Ordinances number 07-2592, 09-2675 and 11-2718 is hereby amended to incorporate the amendments approved by section 2 above.

Section 4. This ordinance has been determined to be a minor action and to have a non-significant, adverse effect on the environment. An Environmental Impact Statement is not required under RCW 43.21C.030. The City issued its determination of non-significance on May 15, 2014. The City Council retains the DNS issued by the Planning Department.

The City Council finds that this ordinance is not an action requiring an environmental statement under WAC 197-11.

This decision is made upon a determination into the guidelines of WAC 197-11 and City Ordinances.

Section 5. Pursuant to RCW 36.70A.106, the Ordinance shall be transmitted to the Washington State Department of Commerce and to the Washington State Department of Ecology for
final review, as required by law.

Section 6. City Staff are hereby directed to complete preparation of the final Comprehensive Plan document, including correction of any typographical errors, and inclusion of appropriate graphics, pictures and illustrations.

Section 7. The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this ordinance shall not as a result of said section, subsection, sentence, clause, or phrase be held unconstitutional or invalid.

Section 8. The City Council adopts the City of Prosser Shoreline Master Program Update, Restoration Plan (Restoration Plan) as set forth in Exhibit A, attached hereto and incorporated by reference. The Restoration Plan shall be considered a part of the City’s Shoreline Master Program Policies, adopted pursuant to Section 2 of this Ordinance.

Section 9. This ordinance shall be in full force and effect five days after publication of an approved summary of this ordinance consisting of its title or after the date the City’s Shoreline Management Program is approved by the Washington State Department of Ecology pursuant to RCW 36.70.480(2) and RCW 90.58.090(1), whichever is later.

PASSED by the City Council and APPROVED by the Mayor, this 24th day of June, 2014.

PAUL WARDEN, MAYOR

ATTEST:

RACHEL SHAW, CITY CLERK

APPROVED AS TO FORM:

HOWARD SAXTON, CITY ATTORNEY

Date of Publication: 7/2/2014
SUMMARY OF ORDINANCE NO. 14-2898

of the City of Prosser, Washington

On the 24th day of June, 2014, the City of Prosser, Washington, passed Ordinance No. 14-2898. A summary of the content of said ordinance, consisting of the title, provides as follows:


The full text of this Ordinance will be mailed upon request.

DATED this 24th day of June, 2014

CITY CLERK, RACHEL SHAW