

**CITY OF WEST RICHLAND
RESOLUTION NO. 14-15**

**A RESOLUTION OF THE CITY OF WEST RICHLAND, IN THE MATTER OF
THE WEST RICHLAND SHORELINE MASTER PROGRAM UPDATE (SMP)
IN ACCORDANCE WITH WASHINGTON STATE SHORELINE
MANAGEMENT ACT (SMA) RCW 90.58, PUSUANT TO SMP GRANT
AGREEMENT NO. G1200048**

WHEREAS, the people of the State of Washington enacted the Shoreline Management Act (RCW 90.58) by a vote of the people in 1971; and

WHEREAS, the Growth Management Act (RCW 36.70A.480) adds the goals and policies of the Shoreline Management Act as set forth in RCW 90.58.020 as one of the goals of the Growth Management Act without creating an order of priority; and

WHEREAS, the City approved a Shoreline Master Program in 1974; and

WHEREAS, the Shoreline Management Act (RCW 90.58.080) provided a timetable that required the City to amend its master program; and

WHEREAS, the City received a grant (G1200048) from the Washington State Department of Ecology to defray the costs of the update process; and

WHEREAS, the City developed a public participation plan that provided widespread public notice, a project website, public meetings with a Shoreline Advisory Committee, public meetings and hearing before the Planning Commission and City Council between September 13, 2012 and September 11, 2014; and

WHEREAS, the City developed a draft Shoreline Inventory Map Folio and a Draft Shoreline Analysis Report and distributed them for agency and public review on April 23, 2013 and complied and responded to comments and issued the final documents on October 11, 2013; and

WHEREAS, the City developed draft Shoreline Master Program goals, policies, regulations and environment designations in conjunction with Shoreline Advisory Committee meetings between February 14, 2013 and June 13, 2013 and issued a Draft Shoreline Master Program for review by the State of Washington Department of Ecology in June 23, 2013; and

WHEREAS, the City coordinated with the State of Washington Department of Ecology in preparing interim products and solicited comments consistent with the Grant Agreement; and

WHEREAS, the City issued a Draft and Final Cumulative Impacts Analysis in February 19, 2014 and no government agency nor public comments were received; and

WHEREAS, the City issued a Draft Restoration Plan on April 22, 2014 and considered and responded to government agency and public comments and issued a Final Restoration Plan on August 5, 2014; and

WHEREAS, the City issued a Draft and Final No Net Loss Report on April 30, 2014 and no government agency nor public comments were received, and

WHEREAS, an Environmental Threshold Determination of Non-Significance was issued by the City of West Richland on July 28, 2014; and

WHEREAS, the 60 day Notice of Proposed Amendment was submitted to Washington State Department of Commerce on July 28, 2014; and

WHEREAS, the legal notice for the Planning Commission Open Record Hearing was published in the Tri-Cities Herald on July 31, 2014 and August 14, 2014; and

WHEREAS, the legal notice for the Planning Commission Open Record Hearing was posted at City Hall, the Public Services Building and Benton County Fire District No. 4 fire station on July 28, 2014; and

WHEREAS, those listed on the Public Participation Plan mailing lists were given notice of the Planning Commission Open Record Hearing by mail; and

WHEREAS, the Planning Commission Open record hearing was held on September 11, 2014 within the City Council Chambers at 3803 W. Van Giesen St., West Richland, WA 99353; and

WHEREAS, at the open record hearing on September 11, 2014 the Planning Commission received information and considered all evidence and testimony and, after closing the public testimony portion of the open record hearing, the Planning Commission recommended approval of the Shoreline Master Program; and

WHEREAS, the City Council conducted a Closed Record Hearing on April 7, 2015 at 7:00 p.m. in the City Council Chambers located at 3803 W. Van Giesen St., West Richland, WA 99353; and

WHEREAS, the City Council reviewed all testimony and public hearing exhibits that were entered into evidence; and

WHEREAS, once the City approves the Shoreline Master Program, it will be sent to the State of Washington Department of Ecology for review and approval, a process which may entail further changes and amendments to the documents of the Shoreline Master Program; and

WHEREAS, upon Washington Department of Ecology approval, the City will adopt the Shoreline Master Program by ordinance; and

WHEREAS, the City Council did review the Planning Commission and staff recommendations and testimony; and adopts by reference the Planning Commission's Recommendation, Findings of Fact and Conclusions of Law dated September 11, 2014 as their own; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WEST RICHLAND that:

1. The City Council adopted the findings and conclusions recommended by the Planning Commission and dated September 11, 2014.
2. The City Council approves the Shoreline Master Program, subject to Department of Ecology approval. The Shoreline Master Program is comprised of the documents attached as Exhibits A - L.
3. The City Council directs the West Richland Community Development Department to forward the following documents to the State Department of Ecology for review and approval:

Exhibit A – Signed Resolution No. 14-15 approving the SMP

Exhibit B – Final Shoreline Master Program and Map Folio

Exhibit C – Final SEPA Environmental Checklist

Exhibit D – Final SEPA Determination of Non-Significance

Exhibit E – Public Notice and Consultation Requirements of WAC 173-26-100

Exhibit F – Copies of all public, agency, and tribal comments received, including a record of names and addresses of interested parties involved in the local government review process or, where no comments have been received, a comment to that effect.

Exhibit G – Master Program Submittal Checklist

Exhibit H – Shoreline Inventory and Characterization

Exhibit I – Restoration Plan

Exhibit J – No Net Loss Report

Exhibit K – Cumulative Impact Analysis

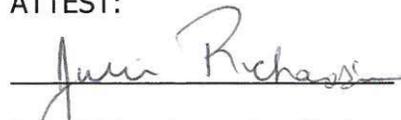
Exhibit L – CD with Digital Files of All Materials

PASSED BY THE CITY COUNCIL OF THE CITY OF WEST RICHLAND,
WASHINGTON, this 7th day of April 2015, at 7:00 p.m.



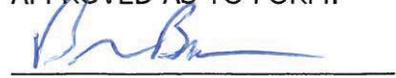
Brent Gerry, Mayor

ATTEST:



Julie Richardson, City Clerk

APPROVED AS TO FORM:



Bronson Brown, City Attorney