

WHATCOM COUNTY COUNCIL AGENDA BILL

NO. 97- 227A

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Sylvia Goodwin	SG	11/13/97	RECEIVED NOV 19 1997 WHATCOM COUNTY COUNCIL	11/25/97	Introduction
Division Head: Sylvia Goodwin	SG	11/13/97		12/9/97	Public Hearing
Dept. Head: Michael Knapp	MK	11/13/97			
Prosecutor:	KNF	11/14/97			
Purchasing/Budget:					
Executive:	PN	11-18-97			

SUBJECT: File Reference: 08-97:ZT An Ordinance to extend the Interim zoning for the fee lands within the Mt. Baker National Forest and Lummi Reservation for a period of one year.

ATTACHMENTS: Proposed Ordinance
Work Program

SUMMARY STATEMENT: Please complete sections of box as appropriate & explain the item below.

Related County contract #: n/a	Should Clerk schedule a hearing? NO / <input type="checkbox"/> / YES / <input checked="" type="checkbox"/> / Requested date: 12/9/97 or within 60 days
Amount budgeted for this item/project: \$ n/a	Is it (or will it be) within budget? YES / <input checked="" type="checkbox"/> / NO / <input type="checkbox"/> / (Please explain below) n/a
Budget line item number(s): n/a	

The request is to extend the Interim Zoning for the fee lands within the Mt. Baker National Forest and Lummi Reservation for a period of one year and adopt a work program for the adoption of permanent zoning for these two areas. The Interim zoning for the Mt. Baker and Lummi Reservation fee lands was first adopted on July 6, 1972 and has been extended annually for 25 years. The Planning Commission and Planning staff are determined to complete land use plans for these two areas and recommend permanent zoning for the fee lands by November, 1998. The Planning Commission has met once with the Lummi Nation Planning Commission to begin discussion of joint planning for the Lummi Nation fee lands. Additional joint meetings will be scheduled this winter, with public hearings in the Spring. Permanent zoning for the Mt. Baker fee lands must be based on adopted Comprehensive Plan designations. Land Use designations for the Mt. Baker fee lands in the Mt. Baker forest will be proposed in the 1998 Comprehensive Plan amendment, scheduled for County Council adoption in November 1998.

ORIGINATOR'S RECOMMENDED ACTION: The Director of Planning and Development Services recommends Council adopt the attached Ordinance and work program .

COMMITTEE ACTION TAKEN:

COUNCIL ACTION TAKEN:

1997 - 227 A 11/25/97: Introduced
12/9/97: Amended & adopted 7 - 0. Ord. #97-068

Ordinance or Resolution Number (this item only):

Ord. #97-068

ORDINANCE NO. 97-068

AN ORDINANCE EXTENDING THE INTERIM ZONING ORDINANCE, CHAPTER 2.24A, ON A ONE YEAR INTERIM BASIS FOR THOSE FEE LANDS WITHIN THE LUMMI RESERVATION AND WITHIN THE MT. BAKER SNOQUALMIE NATIONAL FOREST

WHEREAS, pursuant to RCW 36.70.790, Whatcom County adopted an Interim Zoning Ordinance on July 6, 1972; and

WHEREAS, the Interim Zoning Ordinance, Chapter 2.24A of the Whatcom County Code, has been repeatedly extended for 25 years and is scheduled to expire on January 15, 1998; and

WHEREAS, areas applicable under Chapter 2.24A include fee lands within the Lummi Reservation and private property exclaves within the Mt. Baker National Forest; and

WHEREAS, the County has established permanent Title 20 zoning in eleven geographic subareas and is ready to proceed with exclaves in the National Forest.

WHEREAS, Whatcom County desires to cooperate with the Lummi Nation in achieving compatible zoning on a permanent basis within the boundaries of the Reservation, and

WHEREAS, the County is not prepared to adopt permanent amendments to the County's zoning regulations at this time, and will require up to one year to develop permanent zoning for exclaves within the National Forest and to make significant progress with the Lummi Nation on cooperative planning efforts; and

WHEREAS, RCW 36.70.795 provides for the adoption of interim official controls for effective periods of up to one year if a work plan is developed for related plans or studies, and allows the adoption of interim official controls prior to a public hearing if such hearing is held within 60 days of its adoption; and

WHEREAS, a Determination of Non-Significance was issued by the Deputy SEPA; and

WHEREAS, based on the above findings, the Whatcom County Council declares that an interim ordinance is necessary for preservation of the public peace, health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that:

Section 1. The Interim Zoning Ordinance, Chapter 2.24A of the Whatcom County Code, is hereby extended to December 9, 1998.

Section 2. The Whatcom County Council shall hold a public hearing concerning such interim development regulations within sixty (60) days from adoption of this Ordinance.

**WORK PROGRAM FOR THE ADOPTION OF PERMANENT ZONING
FOR THE MT. BAKER FOREST AND LUMMI RESERVATION FEE LANDS
November 13, 1997**

LUMMI NATION WORK PROGRAM	J	F	M	A	M	J	J	A	S	O	N	D
Meetings with Lummi Planning Commission.												
Develop draft Comprehensive Plan designations, Zoning, and Comprehensive Plan text revisions.												
SEPA review of proposed zoning/plan revisions.												
Planning Commission hearings on all proposed Comp Plan revisions and associated rezones.												
Prepare final maps, text, ordinance, findings.												
Council consideration and adoption of Comp Plan designations and associated rezones.												

MT. BAKER FOREST WORK PROGRAM	J	F	M	A	M	J	J	A	S	O	N	D
Update draft Subarea Plan and develop format to incorporate or reference in Comp Plan maps/text.												
SEPA review of proposed zoning/plan revisions.												
Planning Commission hearings on all proposed Comp Plan revisions and associated rezones.												
Prepare final maps, text, ordinance, findings.												
Council consideration and adoption of Comp Plan designations and associated rezones.												