

| CLEARANCES | Initial | Date | Date Received in Council Office: | Agenda date | Assigned to: |
|--------------------------------|---------|---------|--|-------------|-----------------|
| Originator: Elizabeth K. Olsen | EKO | 3/9/98 | RECEIVED MAR 18 1998 WHATCOM COUNTY COUNCIL | 3/24/98 | Introduction |
| Division Head: Sylvia Goodwin | SG | 3/13/98 | | 4/7/98 | P & D / Council |
| Dept. Head: Michael Knapp | W | 3/13/98 | | | |
| Prosecutor: | KAF | 3/16/98 | | | |
| Purchasing/Budget: | | | | | |
| Executive: | DIR | 3-16-98 | | | |

SUBJECT: File Reference: 05-98 ZM: An Ordinance to amend the Official Whatcom County Zoning Map from Commercial Forestry to Rural Forestry for approximately 37.50 acres in the South Fork Valley Subarea and to bring the Official Whatcom County Zoning Map into compliance with the adopted Whatcom County Comprehensive Plan map designations.

ATTACHMENTS: Whatcom County Planning Department Agency Report
Proposed Ordinance with Attachment "1"

Excerpt from Draft Planning Commission minutes, March 12, 1998

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

| | |
|---|--|
| Related County contract #: n/a | Should Clerk schedule a hearing? NO /X/ YES / / Requested date: |
| Amount budgeted for this item/project: \$ n/a | Is it (or will it be) within budget? YES /X/ NO / / (Please explain below) n/a |
| Budget line item number(s): n/a | |

The request is to amend the Official Whatcom County Zoning Map from Commercial Forestry (CF) to Rural Forestry (RF) for approximately 37.50 acres in the South Fork Valley Subarea, as per the Whatcom County Comprehensive Plan map designation.

ORIGINATOR'S RECOMMENDED ACTION: The Director of Planning and Development Services recommends Council adopt the proposed ordinance.

COMMITTEE ACTION TAKEN:

COUNCIL ACTION TAKEN:

1998 - 135 3/24/98: Introduced
4/7/98: Adopted 6 - 1, Hoag opposed. Ord. #98-026

Ordinance or Resolution Number (this item only):

Ord. # 98-026

SPONSORED BY: Consent

PROPOSED BY: Consent

INTRODUCTION DATE: 3/24/98

ORDINANCE NO. 98-026

AN ORDINANCE AMENDING THE OFFICIAL WHATCOM COUNTY ZONING MAP FROM COMMERCIAL FORESTRY (CF) TO RURAL FORESTRY (RF) FOR APPROXIMATELY 37.50 ACRES IN THE SOUTH FORK VALLEY SUBAREA

WHEREAS, The Whatcom County Planning and Development Services Department has requested that the Official Whatcom County Zoning Map be amended from Commercial Forestry (CF) to Rural Forestry (RF) for approximately 37.50 acres in the South Fork Valley Subarea; and

WHEREAS, pursuant to RCW 36.70.590 legal notice was published in the Bellingham Herald on Thursday, February 26, 1998; and

WHEREAS, the Deputy SEPA Official determined in a memorandum dated March 3, 1998 that SEPA requirements have been met by the Draft and Final Environmental Impact Statements prepared in conjunction with the adoption of the Whatcom County Comprehensive Plan in 1997 and that no further SEPA review is required by Whatcom County; and

WHEREAS, the Planning Commission held a public hearing on the proposed amendment on March 12, 1998 and considered all testimony; and

WHEREAS, the Council held a public meeting on April 7, 1998 to consider this matter and approved the Planning Commission recommendation; and

WHEREAS, the Council found the amendments in the best interest of the public health, safety, and welfare; and

WHEREAS, the Council has adopted the following Findings and Conclusions:

FINDINGS

1. The subject 37.50 acre property is in the South Fork Valley Subarea, in a rural locale.

- 1 2. The Whatcom County Council requested that the Planning and Development Services
2 Department initiate rezones of parcels that were approved for comprehensive plan map
3 changes to make the zoning consistent with the Whatcom County Comprehensive Plan.
4
- 5 3. The subject property is presently undeveloped and forested.
6
- 7 4. Surrounding land uses are commercial forest to the northeast, east and south; and rural
8 residential to the north and west.
9
- 10 5. The existing zoning is Rural R10A to the north, Rural R5A to the west and
11 Commercial Forestry to northeast, east and south.
12
- 13 6. The property is assessed as "Classified Forest" land, and was placed by the owner's
14 knowledge and consent. This classification defines the land as being "devoted to the
15 legal growth and harvest of wood fibre for a commercial use". In September, 1996, a
16 Forest Practice Application #1922335 was taken out by Mr. Drabb to harvest the
17 subject parcel.
18
- 19 7. The subject property is in Fire District #16, the nearest fire hall located approximately
20 three quarters of a mile northwest, at Hwy.9 and Potter Road.
21

22 **CONCLUSIONS**
23

24 In view of the fact that the subject property is designated Rural Forestry as adopted by
25 Whatcom County, the proposed rezone appearsto be appropriate.
26
27

28 **NOW, THEREFORE, BE IT ORDAINED** by the Whatcom County Council that:
29

30 Section 1. The Official Whatcom County Zoning Map is hereby amended from Commercial
31 Forestry (CF) to Rural Forestry (RF) for approximately 37.50 acres in the South Fork Valley
32 Subarea as shown on Attachment 1 (Assessor's Parcel #380516-063332).
33

34 Section 2. Adjudication of invalidity of any of the sections, clauses, or provisions of this
35 Ordinance shall not affect or impair the validity of the Ordinance as a whole or any part
36 thereof other than the part so declared to be invalid.
37

38
39 ADOPTED this 7 day of April, 1998.
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42
43

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

ATTEST:



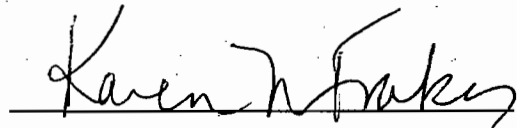
Dana Brown-Davis, Clerk of the Council



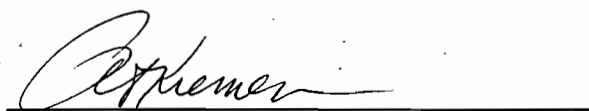
Robert Imhof, Council Chair

APPROVED as to form

Approved Denied



Karen Frakes, Civil Deputy Prosecutor



Pete Kremen, Executive

Date: 4-13-98

ATTACHMENT 1

