

WHATCOM COUNTY COUNCIL AGENDA BILL

NO. 1999 - 461

CLEARANCES		Date	Date Received in Council Office	Agenda Date	Assigned To
Orig. Dept.: County Council		11/22/1999	RECEIVED NOV 22 1999 WHATCOM COUNTY COUNCIL	11/23/1999	Introduction
Division Head:					
Dept. Head:					
Prosecutor:					
Budget:					
Executive:					

SUBJECT:

Comp. Plan amendments to correct scrivners errors made in final draft

ATTACHMENTS

SUMMARY STATEMENT:

Related County Contract #:	Should the Clerk schedule a hearing? (Y/N N Requested Date:
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Amending the Whatcom County Comprehensive Plan to correct scrivners errors made in the May 20, 1997 final draft

RECOMMENDED MOTION (for final action):

COUNCIL ACTION TAKEN:

1999 - 461 11/23/99: Introduced
 12/7/99: Amended and adopted 7-0, Ord. #99-092

Related File Numbers:

Ordinance or Resolution Number (this item only):

ORD. # 99-092

SPONSORED BY: Consent
PROPOSED BY: Kathy Sutter
INTRODUCTION DATE: 11/23/99

ORDINANCE NO. 99-092

**AMENDING THE WHATCOM COUNTY COMPREHENSIVE PLAN TO CORRECT
SCRIVENERS ERRORS MADE IN THE MAY 20, 1997 FINAL DRAFT**

WHEREAS, the 1990 Growth Management Act required the County to adopt a Comprehensive Plan; and

WHEREAS, the County drafted a Comprehensive Plan in accordance with the Growth Management Act and Planning Enabling Act, including an extensive public involvement and visioning process; and

WHEREAS, the Deputy SEPA Official for Whatcom County issued a determination of significance (DS) for the proposal on May 24, 1993, and revised DSs were issued on March 14, 1994 and July 12, 1994; and

WHEREAS, draft and final Environmental Impact Statement and Supplemental Environmental Impact Statements were completed pursuant to RCW 36.70.390 in September, 1994, February, 1995, September 1996 and March 1997; and

WHEREAS, pursuant to RCW 36.70.390, legal notice of joint County Council and Planning Commission hearings for the plan was published in the Bellingham Herald on February 4, 1995; and

WHEREAS, the County Council and Planning Commission held joint public hearings on the plan on February 15, February 22, March 1 and March 8, 1995 and considered all testimony;

WHEREAS, the Planning Commission held a series of 43 work sessions from March 1995 through June 1996 to review and edit the plan; and

WHEREAS, on June 26, 1996, the Planning Commission recommended an amended plan to be adopted as the Official Comprehensive Plan for Whatcom County; and

WHEREAS, the County Council and Planning and Development Committee held 12 additional public hearings and 27 additional work sessions during 1996 and 1997 to further consider this matter with the final work sessions occurring the afternoon of May 20, 1997; and

WHEREAS, on May 20, 1997 the County Council adopted the Whatcom County Comprehensive Plan, as amended; and

WHEREAS, the final printed draft of the Comprehensive Plan does not accurately reflect all of the amendments approved during the final work sessions on the plan; and

WHEREAS, the County Council has reviewed the minutes of the May 20, 1997 County Council meeting and work session and finds that the amendments attached as Exhibit 1 are consistent with the Growth Management Act and are necessary to accurately reflect the intent of the County Council in adopting the Comprehensive Plan on May 20, 1997.

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

Section 1. The text of the Whatcom County Comprehensive Plan is hereby amended as shown on Exhibit 1.

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

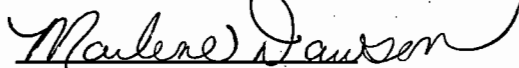
ADOPTED this 7 day of December 1999.

ATTEST:



Dana Brown-Davis, Council Clerk

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON



Marlene Dawson, Chairperson

APPROVED as to form:

Approved Denied



Karen H. Fulk
Civil Deputy Prosecutor



Pete Kremen, Executive

Date: 12-20-99

Exhibit 1

1. Page 2-30, #12: Additional lands which do not meet the above criteria Number 11, but which contain quality mineral resources, may be identified as an Ag/MRL Study Area, for no more than five years from the date of adoption of this plan. Within the five years, during the data collections and review period, the County shall budget, initiate, and complete a comprehensive construction aggregate study documenting the short and long range availability of commercially significant construction quality aggregate resources in Whatcom County. The CCAS study shall be publicly reviewed and approved by the County Council. The County shall draft, adopt, and implement all legislation necessary to allow or disallow mineral resource extraction in all or some prime farm lands under parameters listed below.
2. Page 8-35, #12: Support and encourage legislation streamlining regulatory processes and other actions to encourage appropriate utilization of gravel from the Nooksack drainage as a resource where appropriate and a method to stabilize and/or reduce flooding events and/or reduce the loss of agricultural land to erosion.
3. Page A-4, definition of a parcel: With regard to the agricultural protection zone, a parcel is defined as contiguous land held in the same ownership but without regard for segregation made for tax purposes. To be contiguous the land must share a common boundary on at least one side. Land is not a contiguous parcel if bisected by a public right-of-way, a Category 1 stream or a Category 1 or 2 wetland, or divided as part of a subdivision or exempt land division approved pursuant to Chapter 58.17 RCW or Title 21 Whatcom County Code or created after 1959 or created as a legal lot of record.

Also, put that definition in the proposed 20.38.050.
4. Page 2-23, Policy 2S-7: Move to Page 2-75, Policy 2PP-6.