

WHATCOM COUNTY COUNCIL AGENDA BILL

NO. 2006 - 435 A

CLEARANCES	Initial	Date	Date Received in Council Office	Agenda Date	Assigned to:
Originator:		12/5/2006		12/5/2006	Introduction
Division Head:				1/16/2007	Public Hearing
Dept. Head:					
Prosecutor:					
Purchasing/Budget:					
Executive:					

TITLE OF DOCUMENT:

Resolution Adopting a Recommendation for Open Space/Timber, Nielson Bros.

ATTACHMENTS:

SEPA review required?	() Yes	() NO	Should Clerk schedule a hearing?	(X) Yes	() NO
SEPA review completed?	() Yes	() NO	Requested Date:	1/16/2007	

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE: (If this item is an ordinance or requires a public hearing, you must provide the language for use in the required public notice. Be specific and cite RCW or WCC as appropriate. Be clear in explaining the intent of the action.)

A Resolution Adopting a Recommendation for Open Space/Timber, Nielson Bros.

COMMITTEE ACTION:

COUNCIL ACTION:

12/5/2006: Introduced
 1/16/2007: Council Approved 7-0
 Res. 2007-002

Related County Contract #:

Related File Numbers:

Ordinance or Resolution Number: Res. 2007-002

Please Note: Once adopted and signed, ordinances and resolutions are available for viewing and printing on the County's website at: www.co.whatcom.wa.us/council.

INTRODUCED BY:
PROPOSED BY: Planning / Dev. Services
DATE: 12/5/2006

RESOLUTION NO. 2007-002

A RESOLUTION ADOPTING A RECOMMENDATION FOR OPEN SPACE/TIMBER

WHEREAS, The Planning Commission received one (1) application for OS/Timber with a Management Plan for review and recommendation pursuant to RCW 84.34; and

WHEREAS, pursuant to WAC Section 197-11-800(6)(c), matters relating to Open Space taxation are determined not to be major actions and are exempt from threshold determination and environmental impact statement requirements of the State Environmental Policy Act; and

WHEREAS, pursuant to RCW 36.70.390, legal notice was published in the Bellingham Herald on Saturday, July 1, 2006, and a copy of said notice was sent in a timely manner to the applicant; and

WHEREAS, on Thursday, July 13, 2006, the Planning Commission opened the public hearing on the application and received testimony from the Planning Division staff regarding the proposed Open Space Timber application; and

WHEREAS, Open Space Timber is evaluated upon conformance with RCW 84.34.041; and

WHEREAS, the Planning Commission recommended denial of the Open Space/Timber application for a transfer from Designated Forestry to Open Space Timber for:

Nielsen Bros.; and

WHEREAS, the Planning Commission forwarded its recommendation to the Whatcom County Council; and

WHEREAS, County Council held a public meeting on January 16, 2007, to consider the Planning Commission's recommendations; and

WHEREAS, County Council recommended approval to the OST application from Nielsen Bros.

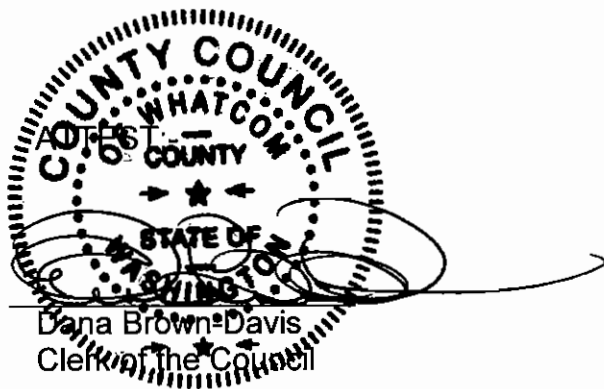
NOW, THEREFORE, BE IT RESOLVED BY THE WHATCOM COUNTY COUNCIL:

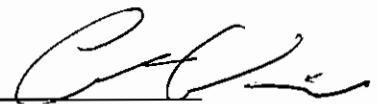
1. The Whatcom County Council recommends approval of the Open Space Timber application.

- 2. The Whatcom County Council directs the Assessor to place the parcel in the appropriate Open Space status category.
- 3. Adjudication of invalidity of any of the sections, clauses or provisions of this Resolution shall not affect or impair the validity of the Resolution as a whole or any part thereof other than the part so declared to be invalid.

PASSED this 16 day of January, 2007.

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON



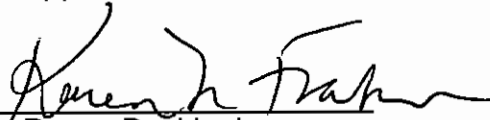

 Carl Weimer, Council Chair

APPROVED VETOED


 Pete Kremen, County Executive

Date: 1-17-07

Approved as to form:


 Royce Buckingham
 Civil Deputy Prosecutor