

RIM – LII COMPARISON

THE FOLLOWING IS FOR REFERENCE ONLY. THE NEW PROPOSED RURAL INDUSTRIAL-MANUFACTURING ZONING DISTRICT WAS DERIVED PARTIALLY FROM THE EXISTING LIGHT IMPACT INDUSTRIAL ZONING DISTRICT, AND BELOW THE TWO ARE COMPARED IN ORDER TO GIVE CONTEXT TO THE RIM SECTION IN THE PROPOSED TITLE 20 AMENDMENT PACKET.

20.69 Rural Industrial - Manufacturing (RIM) District

20.69.010 Purpose.

The purpose of the Rural Industrial - Manufacturing District is to provide for light impact industrial and manufacturing uses that are commonly accepted in the rural area, with preference to those uses which facilitate the production of agricultural, forest, and aquatic products; and to provide employment opportunities for residents of the rural area. This zoning designation allows related processing facilities, limited direct resource sales and limited support services that are not detrimental to the natural resource base in the long term. The district shall comply with the rural land use policies and criteria set forth in the Comprehensive Plan. The appropriate location of the Rural Industrial and Manufacturing District is addressed in the policies of the Comprehensive Plan.

20.69.050 Permitted uses.

The following permitted uses shall be allowed subject to an evaluation by the zoning administrator pursuant to the provisions of this chapter and Chapter 20.80 WCC.

.051. Uses related to agriculture including, but not limited to:

(1) Commercial operations, except for mushroom composting operations, that directly provide agricultural goods or services to farmers. Examples of agricultural commercial operations include, but are not limited to: agricultural parts and implement sales, farm management services, livestock auction facilities, hay sales and storage, sawdust sales and storage, and farm chemical applicator establishments. These operations must abide by the limitations of 20.69.108, and otherwise as outlined in this chapter.

(2) The processing of agricultural products that originate from the permitted uses in WCC 20.40.050, provided that the facility is not mushroom substrate production facility and the facility processes at least 50 percent agricultural goods produced in Whatcom County.

(3) Animal hospital and accessory kennels and stables.

(4) Commercial composting and mulching facilities other than commercial mushroom substrate production facilities as provided for in WCC 20.15.

(5) Fabrication, maintenance, repair, storage, service and accessory sales of agricultural implements and farm equipment.

Deleted: Chapter 20.66 LIGHT IMPACT INDUSTRIAL (LII) DISTRICT¶

Deleted: 66

Deleted: The purpose of this district is to implement the Comprehensive Plan by providing for the planned development of large land areas, in appropriate locations, primarily for industrial and subordinate uses which provide support services to the district. Light industrial uses are primarily related to services, and distribution, manufacture and assembly of finished products that have a relatively light impact on adjacent uses and districts. Furthermore, it is the purpose of this district to encourage the master planning of the entire industrial site in ensuring compatibility between industrial operations, as well as the existing and future character of adjacent areas. It is also a purpose of the district to accommodate limited commercial uses that are incompatible with other commercial uses.

Deleted: 66

Deleted: Unless otherwise provided herein,

Deleted: and accessory

Deleted: administered

Deleted: applicable

Deleted: (Supplementary Requirements), Chapter 20.84 WCC (Variances, Conditional Uses and Appeals), the Whatcom County SEPA Ordinance, the Whatcom County Subdivision Ordinance and the Whatcom County Shoreline Management Program

Deleted: The manufacturing and processing of food of a nature that meets the purpose and performance standards of this district excluding primary processing of meat and fish products.

Deleted: .052 Fabrication of office, computing and accounting machine. ¶

Deleted: .053

(6) Metal agricultural implement and farm equipment recovery and recycling.

(7) Confined feeding operations less than 40 acres.

(8) Storage and distribution of animal feeds, fertilizers, pesticides and seed.

(9) Plant nurseries and greenhouses for storage, propagation and culture of plants, including sales as an accessory use.

.052 Uses related to forestry including, but not limited to:

(1) Fabrication, maintenance, repair, service and accessory sales of forestry related items, within the limitations of 20.69.108 and elsewhere as outlined in this chapter.

(2) Forest industry storage and maintenance facility.

(3) Forestry management services and forest industry support services.

(4) Log scaling station.

(5) Manufacturing wood products and containers.

(6) Operation of sawmills, chippers, shake and shingle mills, scaling stations, log dumps, sorting and storage areas; forest industry equipment maintenance, building material and storage yards, and forest industry residue dumps and other uses involved in the harvesting and primary processing of timber; provided:

(a) The intent of processing is initial reduction in bulk and/or to facilitate transport to secondary processing centers; and

(b) All uses within 1,000 feet of a park, recreation area or zone district other than Rural, Agriculture or Industrial shall be temporary and of less than 12 months' duration.

(7) Prefabricated wood building and components.

(8) Wood waste recycling.

.053 Uses related to aquatic resources including, but not limited to, the following:

(1) Fabrication, maintenance, service, storage, repair and accessory sales of equipment, vessels, and structures associated with aquatic natural resource industries, within the limitations of 20.69.108 and elsewhere as outlined in this chapter.

(2) Aquaculture, including but not limited to management and propagation of fish and wildlife, upland fish farming, seafood and shellfish processing and accessory on-site sales.

.054 One one-story detached accessory storage building per lot; provided, that the floor area shall not exceed the exempt criteria stated in the adopted edition of the International Building Code, and shall only be used for personal storage and not for habitation or business; and provided further, that the storage building shall contain no indoor plumbing but may be served with electrical power for lighting.

.055 Manufacture of miscellaneous textile goods and fabrication of apparel including clothing, hats, caps, millinery fur products; and miscellaneous fabricated textile products.

- | ~~.056~~ Fabrication of furniture and fixtures including household, office and public building furniture; and partitions, shelving and lockers.
- | ~~.057~~ Fabrication of paper products including paperboard containers, boxes, carton boxes and paper containers.
- | ~~.058~~ Printing and publishing newspapers, periodicals and books; commercial printing; book binding; and manufacture of manifold business forms and greeting cards.
- | ~~.059~~ Fabrication of leather products including belting; packing; cut stock and findings for shoes and boots; shoes; footwear; gloves and mittens; luggage; personal leather goods and handbags.
- | ~~.060~~ Fabrication of glass products including glass products from prepared materials; stone cutting; and monuments.
- | ~~.061~~ Processing and packaging of drug, pharmaceuticals, perfumes, cosmetics, supplements and remedies, when associated with derivatives from local agriculture or other local resources.
- | ~~.062~~ Fabrication of electrical equipment including industrial apparatus and household appliances, radio and television sets; communications equipment; electrical components and accessories; and electric lighting equipment and lamps.
- | ~~.063~~ Fabrication of instruments, photographic goods, optical goods, watches and clocks, and including engineering, scientific, surgical, medical, dental and ophthalmic products.
- | ~~.064~~ Manufacture and fabrication of jewelry, silverware, plated ware, musical instruments and parts, toys, sporting and athletic goods; pens, pencils and other office and artistic supplies; novelties, buttons and notions; and miscellaneous manufacture.
- | ~~.065~~ Rail, truck and freight terminals; warehousing and storage; parcel delivery service; freight forwarding; inspection weighing services; and packaging and crating.
- | ~~.066~~ Communications including telephone exchanges, and radio and television stations. Broadcast towers require a conditional use permit pursuant to WCC 20.82.030(4).
- | ~~.067~~ Construction contractors' business offices and storage and equipment yards.
- | ~~.067~~ Eating establishments, convenience grocery stores, cafes and gas stations operating primarily for the convenience of employees, clients and customers of the district; providing the following criteria are met:
 - (1) Maximum floor area of building is 2,500 square feet;
 - (2) No more than two pump islands for each gas station;
 - (3) Centrally located within the district to primarily serve the industrial uses of this district and not to primarily serve adjacent nonindustrial uses.
- | ~~.068~~ Manufacture, processing, treatment or fabrication of metal products and machinery; provided, that smelters and remelting mills, and the manufacturing of

- Deleted: .054
- Deleted: 055
- Deleted: .056
- Deleted: 057
- Deleted: 058
- Deleted: .059
- Deleted: and
- Deleted: 060
- Deleted: .061
- Deleted: .062
- Deleted: .063
- Deleted: .064 Boat building and repair.¶
- Deleted: .065
- Deleted: ¶
- Deleted: .066 Business firm headquarters and professional offices.¶
- Deleted: 068 Wholesale trade or storage of durable and nondurable goods including automobile parts and supplies; tires and tubes; furniture and home furnishings; lumber and other construction materials; sporting goods, toys and hobby goods; metal service centers and offices; electrical goods; hardware, plumbing and heating equipment; machinery equipment and supplies; jewelry, watches and precious stones; other durable goods; paper and paper products; drugs, proprietaries and sundries; apparel, piece goods and notions; groceries and related products; beer, wine and distilled beverages; waste bottles; waste boxes; rags; waste paper; wiping rags and miscellaneous nondurable goods; provided, however, that trade, storage or processing of sulphur shall be prohibited.¶
- Deleted: .069 Building material yards, if screened by a fence and/or vegetation as specified in WCC 20.80.355; provided, that screening shall not be required between two contiguous yards. [1]
- Deleted: .070
- Deleted: 3,000
- Deleted: per use
- Deleted: .071

turbines, oil machinery, mining machinery, industrial process ovens, paper, and textile or rolling mill machinery shall be prohibited.

~~.069~~ Fabrication of rubber products from finished rubber only and manufacture of miscellaneous plastic products from purchased resins only.

~~.070~~ Manufacture of glass, glass products, pottery and related products, and cutting and shaping of stone products.

~~.071~~ One one-story detached accessory storage building per lot; provided, that the floor area shall not exceed the exempt criteria stated in the adopted edition of the International Building Code, and shall only be used for personal storage and not for habitation or business; and provided further, that the storage building shall contain no indoor plumbing but may be served with electrical power for lighting.

~~.072~~ Secure community transition facilities for sex offenders, when located outside of the Cherry Point Major Port Industrial Urban Growth Area.

(1) A secure community transition facility shall not be located adjacent to, immediately across the street or parking lot from, or within the line of sight of existing risk potential facilities, which are:

- (a) Public schools;
- (b) Private schools;
- (c) School bus stops;
- (d) Licensed day care;
- (e) Licensed preschool facilities;
- (f) Public parks;
- (g) Publicly dedicated trails;
- (h) Sports fields;
- (i) Playgrounds;
- (j) Recreational and community centers;
- (k) Churches, synagogues, temples or mosques;
- (l) Public libraries;
- (m) Public and private youth camps; and
- (n) Other uses identified by the State Department of Social and Health Services pursuant to RCW 71.09.020(11).

“Within the line of sight” shall mean that it is possible to reasonably visually distinguish and recognize individuals. An unobstructed visual distance of 600 feet shall be considered to be within the line of sight. Line of sight may be considered to be less than 600 feet if the applicant can demonstrate that visual barriers exist or would be created that would visually screen the risk potential facility from the secure community transition facility.

(2) No more than one secure community transition facility, with a maximum of three people (other than staff), shall be located within Whatcom County.

Deleted: .072 Manufacture, processing, treatment and fabrication of lumber, millwork, mobile homes, travel trailers, campers, miscellaneous wood products and other buildings, roofing and construction materials; provided, that all odor and noise producing processes shall be conducted within an enclosed structure equipped with such scrubbing, filtering equipment or noise reduction equipment as is necessary to mitigate the odor and/or noise produced. ¶

Deleted: .073

Deleted: .074

Deleted:

Deleted: .075 Bottling plants. ¶

Deleted: .076 Churches. ¶

Deleted: .077 Public uses and community facilities including police and fire stations, libraries, activity centers, community centers, park and recreation facilities identified in an adopted city or county Comprehensive Plan or Park Plan, and other similar noncommercial uses, excluding state education facilities. ¶

Deleted: .078 Other uses similar in nature to the uses listed above which are consistent with the purpose and intent of the district, have similar effects on surrounding land uses, and can meet the performance standards for this district. ¶
.079

Deleted: 200 square feet

Deleted: .080 Trails, trailheads, restroom facilities and associated parking areas for no more than 30 vehicles. ¶

Deleted: .081 Freight railroad switching yards and terminals. ¶

Deleted: .085 Type I solid waste handling facilities, when located within of the Cherry Point Major Port Industrial Urban Growth Area. ¶

Deleted: .086 Type II solid waste handling facilities, when located within of the Cherry Point Major Port Industrial Urban Growth Area. ¶
.094

.073 Historic sites open to the public, including natural systems education and/or interpretive areas, and trails, trailheads, restroom facilities and associated parking areas for no more than 30 vehicles.

.074 Public community facilities.

20.69.100 Accessory Uses.

.101 Employee recreation facilities and play areas.

.102 Explosives storage operated in compliance with RCW Chapter 70.74.

.103 Temporary buildings for construction purposes for a period not to exceed the duration of such construction.

.104 Metalworking shop for the maintenance and repair of equipment used by the primary permitted use.

.105 On-site treatment and storage facilities for hazardous wastes associated with outright permitted uses or approved conditional uses subject to the most current siting criteria under WAC Chapter 173-303.

.106 Testing and experimentation in connection with a principally permitted use.

.107 Other accessory uses and buildings, including offices, security and a caretaker residence, customarily appurtenant to a principally permitted use.

.108 Retail and wholesale trade of merchandise manufactured, assembled or stored on site within the definition of accessory uses as defined in Chapter 20.97; provided retail facilities do not exceed fifteen percent of the total floor area of all buildings located on site.

.109 Childcare facilities operated by, maintained by or funded by business in the district for the purpose serving the childcare needs of employees whose place of employment lies within this zone district; provided, that childcare facilities in a family dwelling shall conform to the definition of home occupation, WCC 20.97.180.

20.69.130 Administrative approval uses. The following uses are permitted with administrative approval pursuant to WCC 20.84.235:

.131 Public community facilities and expansion of existing public community facilities up to a total building size of 10,000 square feet.

.132 Agricultural slaughtering facilities, if done in compliance with Title 16 WAC (Department of Agriculture) and Title 16 RCW (Animals and Livestock).

.133 Temporary storage of moved buildings including manufactured homes, provided storage is:

- (1) only for periods less than 12 months duration; and
- (2) limited with no work or maintenance done to the structure while in storage; and
- (3) limited further with no structure used for any other use than to be temporarily stored on site.

.134 Outdoor storage of processed and unprocessed natural materials in quantities greater than 500 cubic yards that do not have a potential health hazard.

- Deleted: 66
- Deleted: uses.
- Deleted: 101
- Deleted: .102
- Deleted: .103 Testing and experimentation in connection with a principally permitted use.¶
- Deleted: .104 Other accessory uses and buildings, including security and caretaker residences, customarily appurtenant to a principally permitted use.¶
- Deleted: .105 Retail sales of merchandise manufactured, assembled or stored on the site and consistent with the definition of accessory uses as defined in Chapter 20.97 WCC (Definitions). ¶
- Deleted: .106
- Deleted: WAC
- Deleted: .107 Mini-day care centers and day care centers
- Deleted: of
- Deleted:
- Deleted: .
- Deleted: 66
- Deleted: ¶
- Deleted: 20.84.235
- Deleted: .131 An adult business enclosed within a building, when located in a city's urban growth area; provided, that:¶
(1) The building that contains the adult business and signs relating to the business are not within 1,000 feet of any of the following:¶
(a) The outside boundary of any parcel that already contains a public school, private school, or day care; ¶
(b) The outside boundary of any parcel that already contains a church or other house of worship; ¶
(c) An existing public park;¶
(d) The outside boundary of any parcel that already contains a public library;¶
(e) A residential or rural zoning district (including Urban Residential, Urban Residential Medium Density, Urban Residential-Mixed, Resident[... [2]
- Deleted: 20.66

~~.134 Outdoor storage of processed and unprocessed natural materials in quantities greater than 500 cubic yards that do not have a potential health hazard.~~

~~.135 Storage or salvage of unlicensed/inoperable vehicles if done in compliance with RCW Chapter 46.80.~~

20.69.150 Conditional uses.

~~Unless otherwise provided herein, conditional uses shall be administered pursuant to the applicable provisions of Chapter 20.84 WCC (Variances, Conditional Uses and Appeals).~~

~~.151 Public community facilities and expansions of existing public community facilities, 10,000 square feet and greater.~~

~~.152 Manufacture, batching and recycling of hydraulic cement, concrete gypsum and plaster products, abrasive asbestos, sand, and miscellaneous nonmetallic mineral products.~~

~~.153 Petroleum products and gas storage—bulk.~~

~~.154 Confined feeding operations greater than 40 acres.~~

~~.155 Repair, service and accessory sales for motor vehicles, provided, the use or uses are not expected to generate significantly more traffic than that which would ordinarily be expected by an industrial use of comparable intensity.~~

~~.156 Public and private parks facilities not included in an adopted city or county Comprehensive Plan or Park Plan.~~

~~.157 Trailheads with parking areas for more than 30 vehicles.~~

~~.158 Athletic fields.~~

~~.159 Passenger intermodal terminals.~~

~~.160 State education facilities.~~

~~.161 Type I solid waste handling facilities.~~

~~.162 Type II solid waste handling facilities.~~

~~.163 Type III solid waste handling facilities; provided, that:~~

(1) The facility or site will not be located within the 100-year floodplain or the Lake Whatcom watershed. The facility or site will not be located within any area identified in an adopted critical areas ordinance unless outside of the floodplain and at least three feet in elevation higher than the floodway elevation;

(2) Solid waste handling facilities shall be located at least 1,500 feet from the following:

(a) All zoning district boundaries, except Commercial Forestry and Industrial Zones;

(b) Public parks, public recreation areas, or publicly-owned wildlife areas;

(c) Archaeological and historical sites that are registered with the State Office of Archaeology and Historic Preservation;

- Deleted: .151
- Deleted: ;
- Deleted: ; and
- Deleted: .152 Manufacture of sands. ¶
- Deleted: 153
- Deleted: ; boats and farm implements
- Deleted: :¶
(1) The
- Deleted: ; and
- Deleted: (2) It can be established that sufficient undeveloped, usable property zoned LII is available for the outright permitted uses within the planning subarea for the projected life of the plan as determined by the planning department. Applicant will be responsible for furnishing necessary information.¶
- Deleted: .156 Golf courses and commercial recreation facilities related to golf courses. ¶
- Deleted: Public and private parks facilities not included in an adopted city or county Comprehensive Plan or Park Plan.¶
- Deleted: .159
- Deleted: .180 Major passenger
- Deleted: 183
- Deleted: when located outside of the Cherry Point Major Port Industrial Urban Growth Area
- Deleted: 184 State and local correction facilities when located outside of the Cherry Point Major Port Industrial Urban Growth Area. ¶
- Deleted: .185
- Deleted: , when located outside of the Cherry Point Major Port Industrial Urban Growth Area.
- Deleted: 186
- Deleted: , when located outside of the Cherry Point Major Port Industrial Urban Growth Area.
- Deleted: .187

- (d) Shorelines that are within the jurisdiction of the Shoreline Management Program;
 - (e) Rivers, streams or creeks that contain documented threatened or endangered fish species;
 - (f) This 1,500-foot buffer does not apply to:
 - (i) Structures used for offices, storage areas for equipment, and weigh scales. These facilities shall be set back from the property line 100 feet or the standard zoning district setback, whichever is greater;
 - (ii) Inert landfills;
- (3) Inert landfills shall be located at least 500 feet from the following:
- (a) All zoning district boundaries, except Commercial Forestry and Industrial Zones;
 - (b) Public parks, public recreation areas, or publicly-owned wildlife areas;
 - (c) Archaeological and historical sites that are registered with the State Office of Archaeology and Historic Preservation;
 - (d) Shorelines that are within the jurisdiction of the Shoreline Management Program;
 - (e) Rivers, streams or creeks that contain documented threatened or endangered fish species;
 - (f) This 500-foot buffer does not apply to:
 - (i) Structures used for offices, storage areas for equipment, and weigh scales. These facilities shall be set back from the property line 100 feet or the standard zoning district setback, whichever is greater;
- (4) The facility or site will not result in filling or excavation, location of structures or buildings, driveways or machinery use except for vegetation maintenance within 100 feet of any property line and except for driveways within 150 feet of any county or state road right-of-way;
- (5) The facility or site will have vehicular approaches designed to minimize conflict between automobile and truck traffic, will maintain the carrying capacity of county roads, and will be located on a road classified as all weather, except where use is shown to be intermittent and easily delayed until emergency conditions have passed;
- (6) The facility or site has complied with the provisions of WCC 20.84.200 and all other ordinances and laws regulating solid waste facilities and sites, such as but not limited to WCC Title 24, the Whatcom County SEPA Ordinance, as well as state and federal regulations concerning solid waste facilities and sites; and
- (7) All landfills have a final closure plan meeting the requirements of WCC Title 24 and of Chapter 173-350 WAC, and the closure plan includes:
- (a) Reclamation in two- to 10-acre increments, as appropriately responsive to the size and intensity of the particular activity, with seeding to be accomplished annually but no later than September 30th; and

(b) Permanent vegetative cover that will maintain in healthy growing condition with the level of maintenance that is covered through the financial assurance for post-closure activities;

(8) The buffer areas and visual screening shall include a minimum of 50 feet wide of landscaping meeting the requirements of WCC 20.80.300 (Landscaping);

(9) Solid waste facilities or sites shall be located outside the 10-year time of travel boundary of a public water system’s delineated wellhead protection area;

(10) Solid waste facilities or sites that handle putrescible waste will be located at least 10,000 feet from airports serving turbine-powered aircraft and at least 5,000 feet from airports serving piston-powered aircraft. These buffers shall be measured from the boundary of the Airport Operations Zone or, if the airport is not within an Airport Operations Zone, from the boundary of the airport property;

(11) In addition, the Whatcom County hearing examiner may impose conditions of approval which may be necessary to protect the value and enjoyment of existing adjacent uses.

~~164~~ Mitigation banks as a form of compensatory mitigation for wetland and habitat conservation area impacts when permitted in accordance with the provisions of Chapter 16.16 WCC; provided, applications for mitigation banks shall be processed as a major development project pursuant to Chapter 20.88 WCC.

20.69.200 Prohibited uses.

.201 All other uses.

.202 Adult businesses.

20.69.250 Minimum lot size.

The minimum lot size shall be consistent with the area required to meet the building setback, lot coverage, buffer and development standards of the district.

20.69.255 Minimum lot frontage.

For the purpose of dividing property, minimum lot frontage shall be sufficient to provide adequate access and utility development, and meet applicable building setback, buffer, and development standards of the district. In no case shall the frontage be less than 30 feet.

20.69.300 Maximum building size.

~~.301 Except as otherwise specifically allowed within this chapter, maximum allowable building floor area shall not exceed 12,000 square feet.~~

20.69.350 Building setbacks.

Building setbacks shall be administered pursuant to WCC ~~20.69.550~~ and WCC 20.80.200.

20.69.400 Height limitations.

Deleted:

Deleted: 192 Mental health facilities that provide crisis care.¶

Deleted: .193 Substance abuse facilities that provide crisis care.¶

Deleted: .194 Outpatient mental health facilities.¶

Deleted: .195 Outpatient substance abuse treatment facilities, including opiate substitution treatment clinics.¶

Deleted: .196

Deleted: 66

Deleted: except those allowed as an administrative approval use under WCC 20.66.131.

Deleted: .203 In the Urban Fringe Subarea the following uses are prohibited: petroleum refinery and the primary manufacturing of products thereof, primary manufacturing and processing of rubber, plastics, chemicals, paper, asbestos and products derived thereof, and primary metal industries. ¶

Deleted: 66

Deleted: 66.251 Large commercial retail.¶
Retail establishments with a floor area less than 35,000 square feet are allowed in the Light Impact Industrial (LII) Zone. Retail establishments within the Light Impact Industrial Zone of a short-term planning area of an urban growth area are allowed up to 65,000 square feet; provided, that:¶
(1) The floor area of adjacent stores shall be aggregated in cases where the stores (a) are engaged in selling of similar or related merchandise and operate under common ownership or management; (b) share check stands, a warehouse, or a distribution facility; or (c) otherwise operate as an associated, integrated or cooperative business enter[... [3]

Deleted: 20.66

Deleted:

Deleted: 66

Deleted: , 20.80.254 and 20.66.550. ¶

Deleted: 20.66

No maximum structure height is established; however, when building height exceeds 35 feet, the setback requirements of WCC 20.80.200 shall be increased by one foot for each foot of building height in excess of 35 feet, as applicable to all setbacks. Height of structures shall also conform, where applicable, to the general requirements of WCC 20.80.675. Piles of materials, including those stored and/or processed on site, shall not exceed 35 feet.

Deleted: to

20.69.450 Lot coverage.

Deleted: 66

The maximum building coverage shall not exceed 35 percent of the lot size.

Deleted: 60

20.69.500 Open space.

Deleted: 66

At least 15 percent of the site shall be kept free of buildings, structures, stored materials, hard surfacing, parking areas and other impervious surfaces.

Deleted: Repealed by Ord. 97-057. ¶

20.69.550 Buffer area.

Deleted: 66

.551 When a parcel situated within this district adjoins a Rural, Residential Rural, or Agriculture District, or county or state roads designated as or proposed for improvements to principal arterial status, setbacks of adjoining area shall be increased to 50 feet. A minimum of 25 feet shall be landscaped consistent with the requirements of WCC 20.80.345, except when adjoining an Agriculture District.

Deleted: an Urban Residential, Urban Residential Medium Density, Urban Residential-Mixed,

Deleted: or

.552 If any part of said buffer area is separated from, or sold to any contiguous or adjacent owner, lessee or user, the parcel so separated or sold shall be used only as a buffer area in accordance with the above requirements.

Deleted:

20.69.600 Sign regulations.

Deleted: .553 Required buffers may be provided off-site by written agreement in the form of a deed restriction on the off-site parcel that runs with the land and shall be filed with the county auditor. The off-site buffer agreement shall be written so that it may be revised or rescinded in the event that land use or zoning designations are changed in such a way that the buffer becomes no longer necessary. ¶

Sign regulations shall be administered pursuant to WCC 20.80.400.

20.69.650 Development criteria.

20.69.651 Facility design.

Rural Industrial and Manufacturing developments within this Zone District should be designed to accommodate additional industrial, manufacture, or commercial development on adjacent RIM or other commercially-zoned property in an integrated manner. Consistent architectural treatment is encouraged. Each development shall screen roof-mounted mechanical equipment so as not to be visible by surrounding uses or roads.

Deleted: 66

Deleted: 66

Deleted: 66

Design of a proposed use in the Rural Industrial and Manufacturing Zone District shall be consistent with the scale and intensity of the existing uses in the area and consistent with the Comprehensive Plan rural land use chapter.

20.69.652 Landscaping.

Refer to WCC 20.80.300 for landscaping requirements.

Deleted:

20.69.653 Off-street parking and loading.

Deleted: 20.66.652

Off-street parking and loading provisions shall be administered pursuant to WCC 20.80.500. In addition, loading areas must be located in such a manner that no loading, unloading and/or maneuvering of trucks associated therewith takes place on public rights-of-way.

20.69.655 Drainage.

Deleted: 66.653

All development activity within Whatcom County shall be subject to the stormwater management provisions of the Whatcom County Development Standards unless specifically exempted.

No project permit shall be issued prior to meeting submittal requirements relating to stormwater management in the appropriate chapters of the Whatcom County Development Standards.

Deleted:

Deleted: 66.654

20.69.656 Driveways.

Pursuant to WCC 20.80.640, driveway plans shall be reviewed by the county engineer or State Department of Highways, as applicable.

Deleted: Consistent with

Deleted: .

Deleted: 66.655

20.69.657 Access.

Access shall conform to the provisions of WCC 20.80.565 and 20.80.660.

Deleted: 66.656

20.69.658 Maintenance.

The owner, lessee or user shall be responsible for maintaining an orderly appearance of all properties, and shall be responsible for assuring the care and maintenance of any natural growth where appropriate. All required yards, parking areas, storage areas, operation yards and other open uses on the site which are adjacent to a public right-of-way shall be maintained in a neat and orderly manner appropriate for the district at all times.

Deleted: 66.657

20.69.659 Enclosure.

All manufacturing or fabrication processes which produce physical off-site impacts of a detrimental nature shall be sufficiently enclosed to mitigate the impact.

Deleted:

Deleted: 66

20.69.700 Performance standards.

Deleted: 66

20.69.701 Pollution control and nuisance abatement.

Each industrial and manufacturing activity is required to continuously employ the best pollution control and nuisance abatement technology when reasonable and practicably available; provided, that where federal, state, or regional laws or regulations provide for the level of technology to be employed, the appropriate standards shall apply.

Deleted: industry

Deleted: for each particular industry

20.69.702 Heat, light and glare.

Deleted: 66

All operations and facilities producing heat, light or glare, including exterior lighting, shall be so constructed, screened or used as to not unreasonably infringe upon the use and enjoyment of property beyond the boundaries of the district.

20.69.703 Ground vibrations.

No ground vibration other than that caused by highway vehicles, trains or construction activity shall be permitted which is discernible, without instruments, at or beyond the property line for the use concerned.

Deleted: 66

20.69.704 Odor, dust, dirt, and smoke.

No odor, dust, dirt, or smoke shall be emitted that is detectable at or beyond the property line, for the use concerned, in such a concentration or of such duration as to cause a public nuisance, or threaten health or safety, or to unreasonably infringe upon the use and enjoyment of property beyond the boundaries of the district.

Deleted: 66

Deleted: s

Deleted: ,

20.69.705 Noise.

No use in this district shall exceed the maximum environmental noise level established by Chapter 173-60 WAC.

Deleted: 66

20.69.706 Toxic gases and fumes.

There shall be no emission of toxic gases or fumes.

Deleted: 66

Deleted:

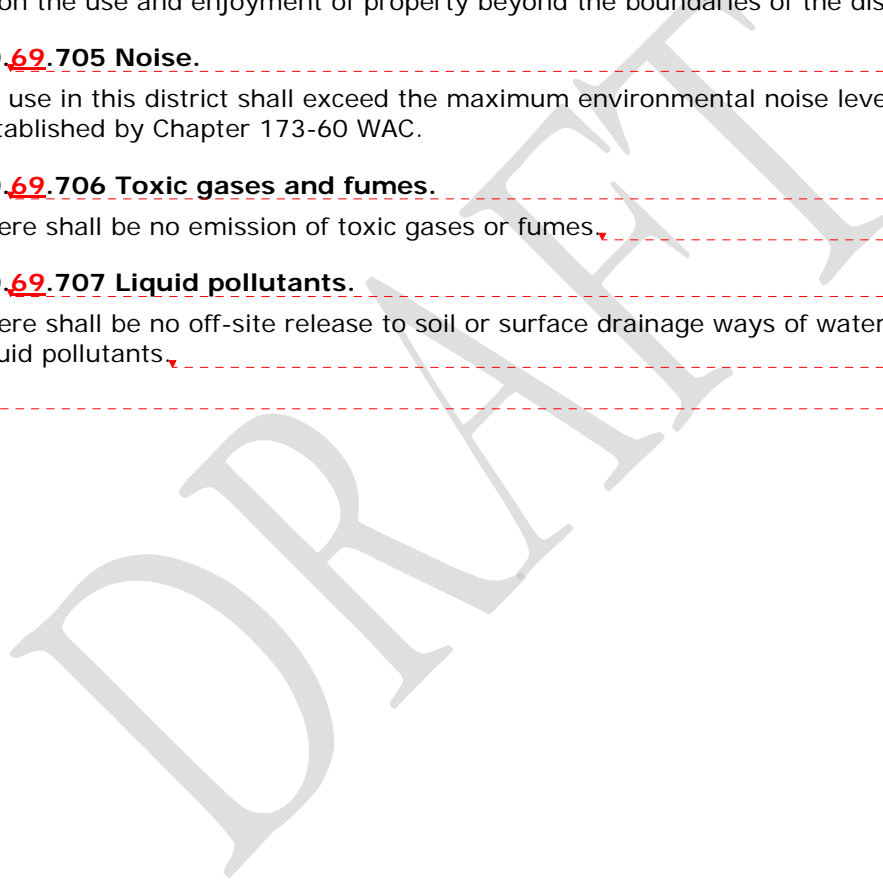
20.69.707 Liquid pollutants.

There shall be no off-site release to soil or surface drainage ways of water borne or liquid pollutants.

Deleted: 66

Deleted:

Deleted: 20.66.708
Appearance.¶
New facilities developed in the Bellingham Urban Fringe Subarea shall be designed, constructed, operated, and maintained so as to be harmonious and appropriate in appearance with the existing or intended character of the general vicinity, and such uses shall not change the essential character of the same area. ¶



.069 Building material yards, if screened by a fence and/or vegetation as specified in WCC 20.80.355; provided, that screening shall not be required between two contiguous yards where the operator of each yard agrees that such screening is unnecessary.

.131 An adult business enclosed within a building, when located in a city's urban growth area; provided, that:

- (1) The building that contains the adult business and signs relating to the business are not within 1,000 feet of any of the following:
 - (a) The outside boundary of any parcel that already contains a public school, private school, or day care;
 - (b) The outside boundary of any parcel that already contains a church or other house of worship;
 - (c) An existing public park;
 - (d) The outside boundary of any parcel that already contains a public library;
 - (e) A residential or rural zoning district (including Urban Residential, Urban Residential Medium Density, Urban Residential-Mixed, Residential Rural, Rural one dwelling/two acres, Rural one dwelling/five acres, and Rural one dwelling/10 acres and residential zones within the city limits);
 - (f) Interstate 5 or a state highway; or
 - (g) The outside boundary of any parcel that already contains another adult business.
- (2) Directional signs permitted under WCC 20.80.470 are not subject to the 1,000-foot buffer of subsection (1) of this section.
- (3) Adult businesses are prohibited within the Light Impact Industrial zone located southeast of the Bellingham International Airport shown on Map 4 of the Urban Fringe Subarea Plan.
- (4) An adult business shall not sell, provide or allow performances, films, publications, or other activities that are prohibited by state law or county ordinance.
- (5) Planning and development services shall send a notice of the proposal to all owners of property within 1,000 feet of the external boundaries of the subject property at least 15 calendar days prior to the decision date. Public notice shall be published in the newspaper of record at least five calendar days prior to the decision date. This is in addition to the requirement of WCC 20.84.235(2).

66.251 Large commercial retail.

Retail establishments with a floor area less than 35,000 square feet are allowed in the Light Impact Industrial (LII) Zone. Retail establishments within the Light Impact Industrial Zone of a short-term planning area of an urban growth area are allowed up to 65,000 square feet; provided, that:

(1) The floor area of adjacent stores shall be aggregated in cases where the stores (a) are engaged in selling of similar or related merchandise and operate under common ownership or management; (b) share check stands, a warehouse, or a distribution facility; or (c) otherwise operate as an associated, integrated or cooperative business enterprise.

(2) Two thousand square feet of interior loft floor area for purposes of storage or mechanical equipment is exempt from the 65,000 square feet maximum floor area.

(3) Retail establishments with a floor area exceeding 35,000 square feet require connection to public sanitary sewer and water services at urban levels of service.