

**BOARD OF COUNTY COMMISSIONERS
COUNTY OF KITTITAS
STATE OF WASHINGTON**

ORDINANCE NO. 2016-_____

An Ordinance of Kittitas County, Washington relating to the Kittitas County Shoreline Master Program; amending the Kittitas County Comprehensive Plan provisions in Chapter 2.5.1, 2.5.2, 2.5.3; and Kittitas County Code Sections: 15A.01.040, 15A.03.020, 15A.03.080, 15A Table A, 17.19.080, 17.30A.080, 17.56.080, 17.57.070, 18.01.010, 18.02.030, 18.07.010, 18.07.020, 18.07.030, 18.07.040, 18.07.050 and a new Kittitas County Code Title 17B.

WHEREAS, the Washington State Shoreline Management Act (RCW 90.58) and its associated rules (WAC 173-26) require local governments to develop and administer shoreline master programs that include policies and regulations that govern designated shorelines within their respective jurisdictions; and

WHEREAS, Kittitas County is required under (RCW 90.58) to update its 1975 Shoreline Master Program no later than December 1, 2014; and

WHEREAS, Kittitas County obtained grant funds from Washington State administered through the Department of Ecology (Grant Agreement No. G1200054) and accepted such funds through Resolution No. 2011-114 to conduct such work; and

WHEREAS, Kittitas County and the City of Ellensburg, City of Cle Elum, Town of South Cle Elum (Cities/Town) entered into an Interlocal Agreement under the authority of the Interlocal Cooperation Act and agreed on a Public Participation Program to update the County Shoreline Master Program and develop jurisdiction-specific Shoreline Master Programs for the Cities/Town; and

WHEREAS, Kittitas County Board of County Commissioners passed Resolution No. 2014-162, stating the intent to adopt and update the Shoreline Master Program and authorizing submittal of this proposed program update to the Washington State Department of Ecology; and

WHEREAS, Kittitas County submitted the updated Shoreline Master Program to the Washington State Department of Ecology on January 2, 2015; and

WHEREAS, the Washington State Department of Ecology issued a conditional approval of Kittitas County's updated Shoreline Master Program on December 8, 2015, which provided recommended and required changes; and

WHEREAS, Kittitas County responded to the Washington State Department of Ecology's conditional approval letter in a February 2, 2016, letter accepting all of the required changes, 16 of the 21 recommended changes, and proposed alternative language for one recommended change; and

WHEREAS, the Washington State Department of Ecology issued final approval of Kittitas County's updated Shoreline Master Program in a February 22, 2016, letter making the updated Shoreline Master Program effective on March 7, 2016; and

WHEREAS, this Ordinance includes all the changes agreed to by Kittitas County and the Washington State Department of Ecology; and

WHEREAS, this Ordinance includes all the necessary changes to Kittitas County Comprehensive Plan and Kittitas County Code to be consistent with the updated Kittitas County Shoreline Master Program.

NOW, THEREFORE, BE IT RESOLVED AND IT IS HEREBY ORDERED, that Kittitas County adopts the Kittitas County Shoreline Master Program and necessary amendments to the Kittitas County Comprehensive Plan and Kittitas County Code as shown in attachments to this Ordinance (Exhibits A, B, C, D, and E).

BE IT FURTHER ORDAINED that the Kittitas County Information Technology Department is to make the above described amendments and enactments to the county code on the Kittitas County website.

BE IT FURTHER ORDAINED that the Prosecuting Attorney's Office is charged with correcting any scrivener's errors it notices and determines arose out of the amendment and enactment process. No further authorization will be required from the Board of County Commissioners for the Prosecuting Attorney's Office to effect correction of scrivener's errors relating to this Ordinance and the Prosecutor's Office shall direct Information Technology to make such needed corrections.

ADOPTED this _____ day of _____, 2016.

**BOARD OF COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**

Obie O'Brien, Chairman

Paul Jewell, Vice-Chairman

Gary Berndt, Commissioner

ATTEST
CLERK OF THE BOARD

APPROVED AS TO FORM:

Julie A. Kjorsvik

Neil Caulkins,
Deputy Prosecuting Attorney