



Notification for 60-Day Review of Comprehensive Plan Amendment

Pursuant to RCW 36.70A.106, the following hereby provides 60-day notice of intent to adopt the following comprehensive plan amendments.

Jurisdiction Name:	Kittitas County
Address:	411 N Ruby, Ste 1, Ellensburg WA 98926
Date:	10/14/2009

Contact Name for Ordinance:	Jan Ollivier
Phone Number:	509-962-7610
Fax Number:	509-962-7663
E-Mail Address:	jan.ollivier@co.kittitas.wa.us

Brief Description of the Proposed Comprehensive Plan Amendment: <input type="checkbox"/> Check the box if this is Supplemental Material for an existing amendment already submitted to CTED. Please also provide the date submitted and/or CTED Material ID number.	CP-09-06 Amendment to KCC 17.31.030 to allow "shooting ranges" in the Commercial Ag zone as a Conditional Use
Planned Public Hearing Date:	December 1, 2009
Planned Date of Adoption:	December 15, 2009
Please Attach a Draft of the Proposed Amendment. (Attachment Required)	

New Language for Shooting Range under KCC Chapter 17 Zoning

17.08 Definitions

17.08.485 "Shooting Range" Shooting Range means an area or facility designated or operated for archery (including crossbows), and/or the discharging and operation of lawfully possessed, lawful firearms, as defined in RCW Chapter 9.41; with the exception of:

1. Any completely enclosed facility that is designed to offer a totally controlled shooting environment that includes impenetrable walls, floors, and ceilings; adequate ventilation, lighting systems and acoustical treatment for sound attenuation; or
2. Any law enforcement or military shooting range.
3. Incidental target practice areas on private property.

Structures and facilities associated with the operation of shooting ranges are permitted and subject to all associated Kittitas County building codes and regulations. Shooting Ranges may be operated in conjunction with other permitted or conditional uses for the specified zone. Shooting Ranges are subject to periodic inspection and certification as deemed necessary by the Kittitas County Sheriff's Department. In considering proposals for the location of Shooting Ranges a detailed site plan shall be required; the Board of Adjustment or Hearings Examiner review of said site plan and the proposal as a whole shall include, but not be limited to the following criteria:

1. The general health, safety, and welfare of surrounding property owners, their livestock, their agricultural products, and their property.
2. Adherence to the practices and recommendations of the "NRA Range Sourcebook".
3. Adherence to the practices and recommendations of the "EPA Best Management Practices for Lead at Outdoor Shooting Ranges".

Language for Firing Range to be removed:

17.08 Definitions

~~17.08.261 Firing range.~~

~~"Firing range" means a business or an organization providing shooting facilities for handgun, rifle, shotgun and archery. Firing ranges may also include camping facilities or other appropriate overnight accommodations authorized by the board of adjustment, and classroom facilities for firearm, hunter safety, or other applicable instruction courses. A single family residence may be allowed for the owner or caretaker. (Ord. 200113 (part), 2001)~~

Zones in which Shooting Ranges shall be a conditional use:

17.29 Agriculture 20

17.31 Commercial Agriculture

17.56 Forest and Range

17.57 Commercial Forest

"Shooting Range" means an area or facility designated or operated primarily for archery (including crossbows), or the discharging and operation of lawfully possessed, lawful firearms, as defined in RCW Chapter 9.41, with the exception of:

1. any totally enclosed facility that is designed to offer a totally controlled shooting environment that includes impenetrable walls, floors, and ceilings, adequate ventilation, lighting systems and acoustical treatment for sound attenuation; or
2. any law enforcement or military shooting range.

RCW 9.41.190

Unlawful firearms — Exceptions.

(1) It is unlawful for any person to manufacture, own, buy, sell, loan, furnish, transport, or have in possession or under control, any machine gun, short-barreled shotgun, or short-barreled rifle; or any part designed and intended solely and exclusively for use in a machine gun, short-barreled shotgun, or short-barreled rifle, or in converting a weapon into a machine gun, short-barreled shotgun, or short-barreled rifle; or to assemble or repair any machine gun, short-barreled shotgun, or short-barreled rifle.

(2) This section shall not apply to:

(a) Any peace officer in the discharge of official duty or traveling to or from official duty, or to any officer or member of the armed forces of the United States or the state of Washington in the discharge of official duty or traveling to or from official duty; or

(b) A person, including an employee of such person if the employee has undergone fingerprinting and a background check, who or which is exempt from or licensed under federal law, and engaged in the production, manufacture, repair, or testing of machine guns, short-barreled shotguns, or short-barreled rifles:

(i) To be used or purchased by the armed forces of the United States;

(ii) To be used or purchased by federal, state, county, or municipal law enforcement agencies; or

(iii) For exportation in compliance with all applicable federal laws and regulations.

(3) It shall be an affirmative defense to a prosecution brought under this section that the machine gun, short-barreled shotgun, or short-barreled rifle was acquired prior to July 1, 1994, and is possessed in compliance with federal law.

(4) Any person violating this section is guilty of a class C felony.