



Department of Public Works

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419 E. Cedar Ave., Ste. A201 • La Center, WA 98629

April 30, 2013

Ms. Maia Bellon, Director
Washington State Department of Ecology
ATTN: Director's Office
P.O. Box 47600
Olympia, WA 98504-7600

Ms. Bellon,

I am pleased to inform you that the City of La Center has officially approved its Shoreline Master Program (SMP). Ordinance 2013-01, adopted April 24, 2013, incorporates all of the required and recommended changes outlined in your Conditional Letter of Approval dated April 8, 2013.

Due to a local initiative and referendum process per RCW 35A.11.080 et seq., this ordinance will not become effective until May 25 (" ... 30 days from the time of final passage... ").

It is my understanding that the City of La Center will receive a letter from your department informing La Center of Ecology's Final Approval of our SMP effective 14 days from the date of your letter.

If you have any questions or concerns regarding the adoption of our SMP, or the initiative and referendum process, please contact me at (360) 263-2484 or email at dmiller@ci.lacenter.wa.us.

Sincerely,

Dale Miller, City Planner
City of La Center

c: Mayor James T. Irish
Jeff Sarvis, Public Works Director
Kim Van Zwalenburg, Washington Department of Ecology





ORDINANCE 2013-01

AN ORDINANCE ADOPTING THE LA CENTER URBAN AREA SHORELINE MASTER PROGRAM AND THE OFFICIAL SHORELINE DESIGNATION MAP; ADOPTING LA CENTER MUNICIPAL CODE CHAPTER 18.330; SUBJECT TO APPROVAL BY THE WASHINGTON STATE DEPARTMENT OF ECOLOGY (ECOLOGY); PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

The La Center City Council adopts the following findings:

WHEREAS, the State of Washington's Shoreline Management Act of 1971 (RCW 90.58) requires that counties and cities incur certain duties, obligations and responsibilities with regard to implementation of said Act and

WHEREAS, in 2003, Ecology adopted revised Washington Administrative Code chapters containing state rules (commonly referred to as the *2003 Guidelines*) for developing and approving local shoreline master programs, and

WHEREAS, pursuant to RCW 90.58.080, the municipalities within Clark County with shorelines of the state as defined by RCW 90.58.030 are required to review and update their shoreline master programs for consistency with the required elements of the *2003 Guidelines*, and

WHEREAS, the City of La Center entered into an inter-local agreement with Clark County the cities of Battle Ground, Camas, Ridgefield, Vancouver, Washougal and the Town of Yacolt (Coalition) to cooperatively and collaboratively update existing shoreline master programs and pre plan for shorelines in their urban growth areas, and

WHEREAS, the Legislature provided funding and Ecology provided a grant to support the update, and

WHEREAS, pursuant to WAC 173-26-201(2)(a), the Coalition identified and assembled the most current, accurate, and complete scientific and technical information applicable to the shoreline issues of concern throughout the county, with the result being the *Shoreline Inventory and Characterization Report* and

WHEREAS, a Shoreline Stakeholders Advisory Committee (SSAC) was formed for the specific purpose of assisting the Coalition in reviewing and updating the *Coalition Shoreline Management Program (SMP)* by focusing discussions on key policy issues that are important to the many diverse interests and perspectives of stakeholder groups throughout the county; and

WHEREAS, the SSAC conducted twenty-five open public meetings between October 2009 and June 2011 to review and comment on all of the draft SMP code amendments, the

draft Shoreline Area Designation map amendments, as well as draft SMP background documentation; and

WHEREAS, an official Technical Advisory Committee (TAC) consisting of government and agency representatives was formed for the specific purpose of identifying and verifying sources of best available science, and identifying key technical issues that are important to the many agencies and governments throughout the county; and

WHEREAS, the TAC conducted sixteen open public meetings between October 2009 and June 2011 to review and comment on the draft SMP code and map amendments, as well as the information presented in the draft SMP Update Background Information: Volume 1 - *Shoreline Inventory and Characterization Report*, the *Restoration Plan*, and the *Cumulative Effects Analysis*; and

WHEREAS, and Independent Science Review Panel (ISRP) was formed to assist the Coalition and the TAC with the use of best available science in policy and regulation development; and

WHEREAS, the Coalition mailed information via the US Postal Service to every record owner of real property within proposed shoreline jurisdiction in September 2006; February and June, 2010; and February, June, and August 2011; advising them about the SMP update, and about open houses and opportunities to comment; and

WHEREAS, the Coalition hosted SMP public workshops in October 2009 and March 2010 to inform interested citizens of the intent, scope, and status of the SMP update process, to develop a vision for shoreline use, and to obtain preliminary public comments and questions; and

WHEREAS, a Coalition draft SMP was released for public review and comment on March 1, 2011 and the public was invited to submit comments and/or recommend changes within an official 30-day comment period; and

WHEREAS, public workshops were held on March 15, 16, and 17, 2011 in the cities of Battle Ground, Vancouver, and Camas, respectively to introduce and discuss important changes and additions in the March 1, 2011 draft SMP; and

WHEREAS, the Coalition's Shorelines Master Program (SMP) update process, which included responding to over eight hundred comments from Ecology, responded to more than 500 comments on the March 2011 draft SMP; and

WHEREAS, the Department of Commerce 60-day review period was from March 4 to May 4, 2011; and

WHEREAS, a duly-advertised public hearing was held before the La Center Planning Commission on February 11, 2011 at which testimony was received and considered, and the Planning Commission recommended that the City Council approve the draft SMP; and

WHEREAS, the City of La Center issued a Determination of Non-Significance (DNS) under the State Environmental Policy Act on the proposed *La Center Urban Area Shoreline Master Program* on September 1, 2011; and

WHEREAS, a duly-advertised public hearing was held before the La Center City Council on September 26, 2012, during which the council adopted Resolution 2012-357 indicating its intent to adopt the SMP and supporting documents, and

WHEREAS, Ecology has conducted its own public comment period and provided the city lists of required and recommended changes,

NOW THEREFORE be it ordained by the City of La Center:

SECTION 1 -- Comprehensive Plan Amendment. The La Center City Council hereby adopts the *La Center Urban Area Shoreline Master Program* and the *Official Shoreline Designation Map* attached hereto and incorporated herein by this reference as Exhibits A and B respectively, subject to approval by the Washington State Department of Ecology.

SECTION 2 -- Adoption of LCMC 18.300S (Critical Areas / Shorelines Only). The La Center City Council hereby adopts a new chapter LCMC 18.300S (Critical Areas / Shorelines Only) and Flood Hazard Areas map attached hereto and incorporated herein by this reference as Exhibit C, subject to approval by the Washington State Department of Ecology.

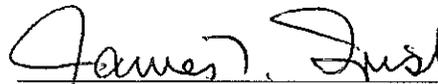
SECTION 3 -- Adoption of LCMC 18.330 (Shoreline Administration). The La Center City Council hereby adopts a new chapter LCMC 18.330 (Shoreline Administration) attached hereto and incorporated herein as Exhibit D, subject to approval by the Washington State Department of Ecology.

SECTION 4 -- Severability. If any portion of this ordinance is found to be invalid or unenforceable for any reason, such finding shall not affect the validity or enforceability of any other provision of this ordinance.

SECTION 5 -- Effective Date. This ordinance shall take effect and be in full force fourteen (14) days from the date of Ecology's written notice of final action in accordance with law PROVIDED that 30 days have expired since city adoption.

Adopted this 24th day of APRIL 2013, by a majority of the La Center City Council.

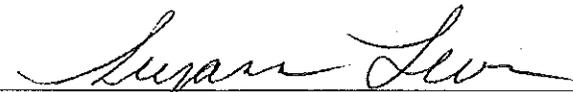
AYES: 5
NAYS: 0
ABSTAIN: 0
ABSENT: 0



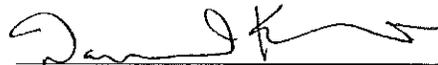
Mayor of La Center

ATTEST:

APPROVED AS TO FORM:



Suzanne Levis, Finance Director/Clerk



Daniel Kearns, City Attorney