

**ORDINANCE NO. 2012 - 019**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEQUIM, WASHINGTON, ADOPTING THE SHORELINE MASTER PROGRAM (SMP) AND REPLACING THE SHORELINE MASTER PROGRAM ADOPTED BY ORDINANCE 96-032 AND PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE**

**WHEREAS**, the State of Washington passed the Shoreline Management Act of 1971 governing the adoption of Shoreline Master Programs, as currently set forth within Chapter 58 of Title 90 of the Revised Code of Washington, and subject to the Washington State Department of Ecology administrative rules contained within Title 173 of the Washington Administrative Code; and

**WHEREAS**, the City applied for and obtained a grant from the Washington State Department of Ecology in January of 2010 to assist in the preparation and adoption of the 2012 Sequim Shoreline Master Program; and,

**WHEREAS**, the City has completed the preparation of supporting information and background material for the 2012 Shoreline Master Program; and,

**WHEREAS**, a State Environmental Policy Act (SEPA) Determination of Non Significance for the proposed 2012 Shoreline Master Program was issued on May 9, 2012; and,

**WHEREAS**, in accordance with RCW 36.70A.106, a notice of intent to adopt the proposed Sequim Shoreline Master Program was sent to the State of Washington Department of Commerce and acknowledged on August 21, 2012; and,

**WHEREAS**, the public process for the proposed Shoreline Management Program has provided for extensive public participation opportunities at fourteen public meetings and hearings before the Planning Commission and City Council as well as a number of public open houses and presentations before local realtor groups and environmental entities; and,

**WHEREAS**, the Planning Commission held nine public meetings regarding the Shoreline Master Program and has recommended adoption of the Shoreline Master Program to the Council; and

**WHEREAS**, the City Council held a public hearing on the Shoreline Master Program on September 10, 2012 which was continued to November 13, 2012; and

**WHEREAS**, the City Council considered the Planning Commission's recommendations, public comment, and other available information.

**NOW, THEREFORE**, the City Council of the City of Sequim, Washington, do ordain as follows:

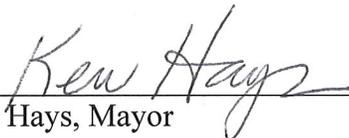
**Section 1.** The 2012 Sequim Shoreline Master Program set forth in Exhibit A, with its attached exhibits to this ordinance is hereby adopted.

**Section 2. Codification of the Shoreline Master Program:** The City Council authorizes the Community Development Director and City Clerk to prepare a codification of the regulatory provisions of the Sequim Shoreline Master Program as Title 19 of the Sequim Municipal Code for ease of use and reference and note up a public hearing for adoption of the codification by the Council.

**Section 3. Corrections:** The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

**Section 4. Severability:** If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

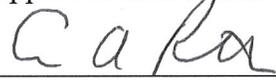
**Section 5. Effective Date:** This Ordinance shall become effective five days after publication of the ordinance, or a summary thereof, in the official newspaper of the City.

  
\_\_\_\_\_  
Ken Hays, Mayor

Attest:

  
\_\_\_\_\_  
Karen Kuznek-Reese, MMC  
City Clerk

Approved as to form:

  
\_\_\_\_\_  
Craig Ritchie, City Attorney

11/13/12  
\_\_\_\_\_  
Approved Date

11/21/12  
\_\_\_\_\_  
Publication Date

11/26/12  
\_\_\_\_\_  
Effective Date