

**CITY OF NORTH BONNEVILLE
RESOLUTION NUMBER 554**

**A RESOLUTION OF THE CITY OF NORTH BONNEVILLE APPROVING THE
SHORELINE MASTER PROGRAM COMPREHENSIVE UPDATE AND PERIODIC REVIEW
FOR STATE REVIEW REQUIRED BY RCW 90.58.080**

WHEREAS, in 1972 Washington State voters passed the Shoreline Management Act of 1971 (SMA), Revised Code of Washington (RCW) Chapter 90.58; and

WHEREAS, in compliance with the SMA, City of North Bonneville (the City) adopted its current Shoreline Master Program (SMP) in June 1974; and

WHEREAS, in 2003, the Washington State Department of Ecology (Ecology) adopted revised regulations at Washington Administrative Code (WAC) Chapter 173-26 (SMP Guidelines) that govern the content of Shoreline Master Programs (SMPs), including that shoreline use and development not result in a net loss of shoreline ecological functions; and

WHEREAS, in 2011, Ecology provided funding for the City to update its SMP to bring it into compliance with the revised SMP Guidelines as required by RCW 90.58.080(2); and

WHEREAS, the City completed an extensive local process to update the SMP which included preparation of a Public Participation Plan (June 2011) in accordance with WAC 173-26-090(3)(a) and -100 to inform, involve and encourage participation of interested persons and private entities, tribes, and applicable agencies having interests and responsibilities relating to shorelines. The City held numerous publicly noticed events to provide information and gather input: five (5) meetings of the ad hoc SMP Working Group from 2011 to 2015, a Citizen Survey, public open house and community visioning workshop, consultation with resource agency staff, local residents & business owners, five (5) Planning Commission meetings from 2015 - 2019, open public hearings, and City Council workshops, maintaining an informational website with meeting dates and work products, public notices posted at City Hall, the City Kiosk, and in the *Skamania County Pioneer* newspaper, and sending direct mail and e-mails to interested stakeholders; and

WHEREAS, the City and its consultants completed extensive technical documentation of: the existing conditions of the City's regulated shoreline areas contained in the Shoreline Inventory and Characterization Report (Final approved November 2012); shoreline areas with impaired or degraded ecological functions as restoration opportunities in the Shoreline Restoration Plan (Final approved December 2019); the overall impacts reasonably expected to result from future anticipated shoreline use and development under the provisions of the draft SMP in the Cumulative Effects Analysis (Final approved December 2019); and how the policies and regulations of the draft SMP will achieve the 'no net loss' standard in the No Net Loss Report (Final approved December 2019); and

WHEREAS, the SMP was revised to incorporate local input based on comments from approximately 100 stakeholders;

WHEREAS, Ecology completed multiple reviews of the SMP and related background documents and their comments have been considered and incorporated into the SMP. City staff coordinated frequently and worked closely with Ecology throughout the process to refine draft materials to ensure consistency with requirements of SMA and SMP Guidelines; and

WHEREAS, during the City's SMP Comprehensive Update process the SMA requirement for completion of a Periodic Review on or before June 30, 2021 per RCW 90.58.080(4) also became relevant to the ongoing project timeline. In consultation with Ecology the City opted to combine both efforts for process efficiency; and

WHEREAS, in 2019, Ecology provided funding for the City to complete its SMP Periodic Review to ensure compliance with recent changes to statute and WAC, changes to the City's Comprehensive Plan and development regulations, and changes to local circumstance, new information and improved data; and

WHEREAS, the City used Ecology's checklist of legislative and rule amendments to review changes to the SMA and SMP Guidelines that have occurred since 2007 and consider if amendments to the Draft SMP were needed to maintain compliance in accordance with WAC 173-26-090(3)(b)(i); and

WHEREAS, the City reviewed changes to the Comprehensive Plan and development regulations to determine if the Draft SMP policies and regulations remain consistent with them in accordance with WAC 173-26-090(3)(b)(ii); and

WHEREAS, the City considered whether to incorporate any amendments needed to reflect changed circumstances, new information or improved data in accordance with WAC 173-26-090(3)(b)(iii); and

WHEREAS, the Planning Commission held a public comment period from August 20 to September 17, 2019, and held a public hearing on September 17, 2019; no comments or testimony were submitted; and

WHEREAS, on August 22, 2019 a Determination of Nonsignificance was issued pursuant to the State Environmental Policy Act;

WHEREAS, on October 1, 2019 the City provided Notice of Intent to Adopt to the Washington State Department of Commerce in accordance with WAC 173-26-100(5); and

WHEREAS, the Planning Commission deliberated the merits of the proposed SMP package, agreed to include identified revisions, including those of the Periodic Review Checklist, and on November 19, 2019 voted unanimously to recommend forwarding the proposed SMP and supporting documentation to the City Council for their review and approval;

WHEREAS, a Public Hearing Notice was posted in the *Skamania County Pioneer* on November 10, 2021, and said notice was posted at City Hall and on the City Web Site; and

WHEREAS, the City Council held a public hearing on November 23, 2021; and

WHEREAS, the City intends to adopt the amended City of North Bonneville Shoreline Master Program by ordinance following review and approval by Ecology;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF NORTH BONNEVILLE, WASHINGTON:

Section 1. Update, Review and Evaluation. The Council hereby finds that the comprehensive update required by RCW 90.58.080(2) and the review and evaluation required by RCW 90.58.080(4) have occurred, as described more particularly in the recitals above, and that the proposed Shoreline Master Program is consistent with the Shoreline Management Act and relevant sections of the Washington Administration Code.

Section 2. Local Approval. The Council approves the proposed SMP, a copy of which is attached hereto, along with the related technical background documents, including:

- Shoreline Inventory and Characterization Report (November 2012);
- Shoreline Restoration Plan (December 2019);
- Cumulative Effects Analysis (December 2019); and
- No Net Loss Report (December 2019);

Section 3. Submission to Department of Ecology. The City Planning Advisor is directed to forward the proposed SMP and a complete submittal package to Ecology for State review pursuant to RCW 90.58 and WAC 173-26-110. City staff is authorized to correct scrivener errors, as needed, provided the substantive content is unchanged.


Section 4. Current SMP In Effect. The City's current SMP shall remain in full force and effect until Ecology approves the amended SMP, at which time the final approved document shall become effective 14-days after Ecology's notice of final action.

Section 5. Additional Recitals. In approving the SMP, the Council does hereby adopt each and every recital set forth above as a finding in support thereof as well as the following additional recitals:

1. The purpose of the SMP amendment is to establish consistency with State requirements.
2. The proposed SMP will further public health, safety, and general welfare.

PASSED IN REGULAR SESSION BY THE CITY COUNCIL ON NOVEMBER 23, 2021

ATTEST:



Brian Sabo, Mayor



Deanna Syron, City Clerk

APPROVED AS TO FORM:



Kenneth B. Woodrich, City Attorney