

RESOLUTION NO. 921

A RESOLUTION OF THE CITY OF GIG HARBOR, WASHINGTON, APPROVING THE SHORELINE MASTER PROGRAM UPDATE AND DIRECTING STAFF TO FORWARD THE SHORELINE MASTER PROGRAM TO THE DEPARTMENT OF ECOLOGY FOR STATE REVIEW AND APPROVAL PURSUANT TO RCW 90.58.090 AND WAC 173-26.

WHEREAS, the Shoreline Management Act of 1971, codified at chapter 90.58 RCW ("SMA"), requires all cities and counties with "shorelines of the state" to prepare and adopt a Shoreline master Program that is based on state laws and rules, but tailored to the specific jurisdiction; and

WHEREAS, in 1975, the City of Gig Harbor adopted its SMA-based Shoreline Master Program ("SMP") and last amended it in 1994; and

WHEREAS, effective January 17, 2004, the regulations implementing the SMA promulgated under chapter 173-26 WAC (the "SMA guidelines") were substantially revised and the City's current program requires a comprehensive master program update in order to achieve the procedural and substantive requirements of the SMA guidelines; and

WHEREAS, in 2008, the City formed a stakeholders committee to identify shoreline issues for review and review draft shoreline environmental designations, draft policies and draft modification matrices; and

WHEREAS, between October 2008 and August 2009, the stakeholder committee conducted 15 meetings; and

WHEREAS, on November 19, 2008, the City held an open house to solicit comments and answer questions from the community regarding the master program update; and

WHEREAS, based upon the stakeholder committee's review and comments received at the open house, in November 2009, the City produced a working draft SMP for Planning Commission review; and

WHEREAS, the Planning Commission commenced a 15-month review of the November 2009 working draft SMP on January 21, 2010; and

WHEREAS the Planning Commission held 36 work-study sessions between January 21, 2010 and April 21, 2011, held two open houses on January 21, 2010 and March 31, 2011, and held two public hearings on November 18, 2010 and March 31, 2011; and

WHEREAS, based on the discussions at the Planning Commission, input received at the open houses and testimony entered into the record at the two public hearings, the Planning Commission revised the working draft to better reflect the specific characteristics

of the Gig Harbor city and UGA shorelines; and

WHEREAS, on April 11, 2011, the Planning Commission voted 5-0 to recommend the Planning Commission's draft SMP for adoption by the City Council; and

WHEREAS, the Planning Commission and City Council held a joint work-study session to discuss the Planning Commission recommended draft SMP on May 21, 2011; and

WHEREAS, the City Council held a work-study session on September 19, 2011 to discuss issues related to the master program, and to provide staff with direction regarding its response to such issues; and

WHEREAS, the City Council held a public hearing on the revised Planning Commission draft of the SMP on June 11, 2012; and

WHEREAS, the proposed SMP update was forwarded to the Washington State Department of Commerce on February 29, 2012, pursuant to RCW 36.70A.106; and

WHEREAS, the City's SEPA Responsible Official issued a Determination of Nonsignificance (DNS) pursuant to WAC 197-11-340(2) on February 29, 2012; and

WHEREAS, Robert Frisbie filed a timely appeal of the City's DNS on April 23, 2012; and

WHEREAS, the City Council conducted a SEPA appeal hearing on May 29, 2012; and

WHEREAS, by a vote of 6-0, the City Council denied the SEPA appeal as documented in Resolution 902 passed June 11, 2012; and

WHEREAS, at an October 22, 2012 work-study session of the City Council, the city staff presented recommendations on further revisions to the Planning Commission recommended draft needed to address written comments and testimony provided at the June 11, 2012 public hearing; and

WHEREAS, the revisions recommended at the October 22, 2012 work-study session and other minor non-substantive housekeeping have been incorporated into the December 10, 2012 draft SMP; and

WHEREAS, the purpose of this resolution is to provide the approval necessary to forward the proposed SMP update to the Washington State Department of Ecology for review and comment prior to the City's formal adoption of the SMP in accordance with WAC 173-26-110; now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, HEREBY
RESOLVES AS FOLLOWS:

Section 1. Proposed Shoreline Master Program Update – Approved. The Gig Harbor City Council accepts the Shoreline Master Program update attached as Exhibit A and incorporated herein by reference.

Section 2. Submittal to Department of Ecology. The Planning Director is hereby directed to submit the accepted Shoreline Master Program update and all supporting documentation required to accompany the Shoreline Master Program update pursuant to WAC 173-26-110 to the Washington State Department of Ecology for formal review and approval in accordance with WAC 173-26-120 and RCW 90.58.090.

PASSED by the City Council this 17th day of December, 2012.

APPROVED:

Charles L. Hunter
Charles L. Hunter, Mayor

ATTEST:

Molly M Towslee

Molly Towslee, City Clerk

Filed with City Clerk: 12/04/12
Passed by City Council: 12/17/12
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