

CITY OF CLE ELUM
WASHINGTON
ORDINANCE NO. 1559

**AN ORDINANCE OF THE CITY OF CLE ELUM,
WASHINGTON, REPEALING THE CLE ELUM
COMPREHENSIVE PLAN; ADOPTING THE 2019 CLE
ELUM COMPREHENSIVE PLAN; PROVIDING FOR
SEVERABILITY; AND ESTABLISHING AN EFFECTIVE
DATE.**

WHEREAS, pursuant to the schedule provided in RCW 36.70A.130, each Washington city and county must periodically review and, if needed, revise its Comprehensive Plan and development regulations, including critical areas, to ensure that they comply with the Growth Management Act (“GMA”); and

WHEREAS, the Cle Elum City Council adopted the City’s first Comprehensive Plan on July 8, 1997 and amended it cyclically thereafter, including the 2007 Comprehensive Plan periodic update and subsequent annual amendments; and

WHEREAS, the City’s deadline to complete a periodic review of its Comprehensive Plan and development regulations, including critical areas, is June 30, 2019, because it accepted a 24-month optional extension from the 2017 GMA deadline, per RCW 36.70A.130(6)(e); and

WHEREAS, consistent with RCW 36.70A.035, RCW 36.70A.130(2), and RCW 36.70A.140, the City established and broadly disseminated a Work Plan to the public, including a completion schedule and public participation program for the review and revision of its Comprehensive Plan; and

WHEREAS, the Work Plan’s Public Participation Program was posted on the City website (<http://cityofcleelum.com/city-servicesplanningcomprehensive-plan-update/>), which has been regularly updated since 2017 to maintain the most current Comprehensive Plan process information, announcements, and documents for review; and

WHEREAS, the Cle Elum City Council signed Resolution 2017-019 (RES-2017-019), to adopt the 2016 Kittitas Countywide Planning Policies and City of Cle Elum Comprehensive Plan Work Plan, which included a completion schedule and Public Participation Program;

WHEREAS, the local paper of record, the Northern Kittitas County Tribune, published articles covering the Comprehensive Plan process on the following dates: October 19, 2017, November 2, 2017, November 16, 2017, and April 13, 2018;

WHEREAS, the City conducted a public scoping process, to begin the Comprehensive Plan process with a series of community focus groups, on April 20, 2017; and

WHEREAS, the Planning Commission held an open house to review and collect comments on the Parks and Recreation Element on November 7, 2017; and

WHEREAS, the Planning Commission held an open house to review and collect comments on the Land Use Element on December 5, 2017; and

WHEREAS, the Planning Commission held an open house to review and collect comments on the Transportation and Utilities Elements on March 19, 2019; and

WHEREAS, the Planning Commission held a public hearing on April 2, 2019, wherein it heard testimony, deliberated, and voted unanimously to recommend adoption of the following proposed elements of the 2019 Comprehensive Plan to City Council: Transportation, Utilities, Parks and Recreation, and Housing; and

WHEREAS, the Planning Commission held an open house to review and collect comments on the Land Use Element and Capital Facilities Element on April 16, 2019; and

WHEREAS, in addition to the above-mentioned open houses and hearings, the Planning Commission also discussed and considered the proposed amendments at over 30 public meetings from December 2016 through May 2019; and

WHEREAS, in accordance with WAC 365-195-620, a notice of intent to adopt the proposed Comprehensive Plan amendments was sent to the State of Washington Department of Commerce (“Commerce”) and submitted the entire Comprehensive Plan via the Commerce PlanView portal on April 11, 2019, to allow for a 60-day review and comment period; and

WHEREAS, the Planning Commission held a public hearing on April 16, 2019, wherein it heard testimony, deliberated, and voted unanimously to recommend adoption of the following proposed elements of the 2019 Comprehensive Plan to City Council: Capital Facilities and Land Use; and

WHEREAS, the City issued a State Environmental Policy Act (SEPA) Checklist and Determination of Nonsignificance (DNS) on April 18, 2019, and distributed to agencies with jurisdiction and posted in the local newspaper of record on April 18 and April 25, 2019, and included a 14-day comment period; and

WHEREAS, the Transportation Element was shared with the Quad County Transportation Planning Organization (QUADCO) on April 19, 2019, as part of the mandatory certification process; and

WHEREAS, during the Comprehensive Plan process, the City has worked to evaluate its development regulations to ensure consistency with the requirements of Chapter 36.70A RCW; and

WHEREAS, the City has demonstrated its intent to comply with Comprehensive Plan, including development regulation and critical area updates as required by Chapter 36.70A RCW, and the City has made substantial progress towards analyzing the City's Comprehensive Plan and development regulations to determine if any updates are required; and

WHEREAS, although the City has undertaken significant steps to analyze its development and critical area regulations, more time is needed for the City to complete this review and any necessary updates, including conducting the required public process; and

WHEREAS, on June 18, 2019, the Planning Commission considered the public comments received and other information presented at various public meetings and public hearings and voted to recommend the adoption of an amended Comprehensive Plan to the City Council; and

WHEREAS, on June 25, 2019, the City Council took public comment at a duly noticed public hearing; and

WHEREAS, on June 25, 2019 the City Council has considered the goals of the GMA as set forth in RCW 36.70A.020 and determined that the Comprehensive Plan amendments attached hereto reflect the City's balancing of the public interests under the planning goals of the GMA;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CLE ELUM, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Cle Elum Comprehensive Plan Repealed. The Cle Elum Comprehensive Plan is hereby repealed in its entirety.

Section 2. 2019 Cle Elum Comprehensive Plan Adopted. The 2019 Cle Elum Comprehensive Plan dated June 25, 2019, which is attached hereto, is hereby adopted as if fully set forth herein.

Section 3. Severability. Should any portion of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall be published in the official newspaper of the City and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE _____ DAY OF _____ 2019.

CITY OF CLE ELUM


Jay McGowan, Mayor

ATTEST/AUTHENTICATED:

Kathi Swanson, City Clerk

Approved as to form:

Andrew Tsoming, Interim City Attorney

Filed with the City Clerk: _____
Passed by the City Council: _____
Date of Publication: _____
Effective Date: _____