

May 18, 2015

CITY COUNCIL AGENDA MEMORANDUM

SUBJECT:

Resolution No. 8922 expressing the intent to adopt new policies and regulations contained within the proposed Shoreline Master Program Update, including all conformance amendments for consistency, and authorizing the submittal of those policies, regulations, and conformance amendments to the Washington State Department of Ecology.

FISCAL IMPACT:

There is no new fiscal impact anticipated from completion of this submittal process; however, additional expenditures may be necessary to support technical and legal expertise needed during the Department of Ecology review process. When those costs are defined, staff will return to Council with contract and budget amendments. This work is necessary for completion of the Shoreline Master Program (SMP) Update that is a component of the Council-endorsed code amendment work program.

STAFF CONTACTS:

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POLICY CONSIDERATION:

Under the provisions of state law (RCW 90.58.080), jurisdictions are required to adopt "a master program for regulation of uses of the shorelines of the state consistent with the required elements of the guidelines" adopted by the Department of Ecology." On May 18, Council is being asked to vote on a Resolution expressing Council's intent to adopt the policies and regulations contained within the proposed Shoreline Master Program update, including all conformance amendments for consistency, and authorizing the submittal of those policies, regulations, and conformance amendments to the Washington State Department of Ecology for review and approval.

BACKGROUND:

The City Council completed its review of the Planning Commission recommended Shoreline Master Program Update in September 2014. In-depth review was conducted by the Council on nine topics considered central to the update process. A public hearing was held on the Planning Commission's recommended option to kick off the Council's in-depth review on May 5, 2014. A second public hearing was held on August 4, 2014, at the culmination of the in-depth review process, to receive public comment on variations to the Planning Commission Recommendation that were being considered by the City Council.

After a series of Council engagements and discussions of various SMP topics, Council provided staff with final policy directives on April 27, 2015. For ease of public review, a

redline and strike draft version of LUC 20.25E.065 is provided to identify areas of the code amended in response to Council direction received on April 27, 2015. Refer to Attachment A to this memorandum. All Council directives received over the course of the last year have been incorporated into final versions of the policies, development regulations, and conformance amendments, and are included with this memorandum as Attachments C-1 (Policies), C-2 (Shoreline Overlay Part 20.25E.LUC) and C-3 (Land Use Code Conformance Amendments).

The Council is being asked to vote on a Resolution expressing Council's intent to adopt the policies and regulations contained within the proposed SMP Update, including all conformance amendments for consistency, and authorizing the submittal of those policies, regulations, and conformance. The Resolution is attached to this memorandum as Attachment C. The Watershed Company is in the process of completing the final Cumulative Impacts Analysis (CIA) for the Bellevue SMP Update. Attachment B contains a memorandum from The Watershed Company summarizing its conclusions contained in the draft CIA.

EFFECTIVE DATE:

If approved, this Resolution becomes effective immediately.

OPTIONS:

1. Adopt the Resolution expressing the intent to adopt new policies and regulations contained within the proposed SMP Update, including all conformance amendments for consistency, and authorizing the submittal of those policies, regulations, and conformance amendments to the Washington State Department of Ecology.
2. Do not adopt the Resolution and provide alternative direction to staff.

RECOMMENDATION:

Option 1.

MOTION:

Move to adopt Resolution No. 8922 expressing the intent to adopt new policies and regulations contained within the proposed SMP Update, including all conformance amendments for consistency, and authorizing the submittal of those policies, regulations, and conformance amendments to the Washington State Department of Ecology.

ATTACHMENTS:

- A. Redline/Strike Draft Version of LUC 20.25E.065 showing Council-directed changes.
- B. The Watershed Company memorandum summarizing its conclusions of the draft CIA.
- C. Proposed Resolution No. 8922
 - C-1. Shoreline Master Program Element of the Comprehensive Plan
 - C-2. Shoreline Overlay Part 20.25E LUC
 - C-3. SMP Conformance Amendments to the Land Use Code