Pend Oreille County
Washington

RESOLUTION NO. 2015-19

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PEND OREILLE COUNTY, WASHINGTON ADOPTING REVISIONS TO THE COUNTY'S COMPREHENSIVE PLAN AND FUTURE LAND USE MAP; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Pend Oreille Board of County Commissioners adopted a Comprehensive Plan recommended by the County Planning Commission on October 17, 2005;

WHEREAS, the Comprehensive Plan that was prepared is truly a community based document that will serve to guide the allocation of limited County resources and day to day decision making over the next twenty years;

WHEREAS, the County Planning Staff have prepared, in consultation with members of the general public and the Planning Commission, the annual review of the Comprehensive Plan consistent with the provisions of the County's Comprehensive Plan;

WHEREAS, the Pend Oreille County Community Development Department has prepared and distributed for public and State Agency review and comment the proposed changes to the Comprehensive Plan;

WHEREAS, Pend Oreille County published a Notice of Docket Closure for the 2014 Comprehensive Plan Update and Future Land Use Map Amendment proposals on September 17th, 2014 with a closure date of September 26th, 2014;

WHEREAS, On October 13th 2014 Pend Oreille County submitted a Notice of Intent to Adopt Amendment to the Department of Commerce;

WHEREAS, On October 13th, 2014 Pend Oreille County received an acknowledgement from the Growth Management Services Review Team that they had received the Notice of Intent to Adopt, and would be forwarding the documents to the other applicable state agencies;

WHEREAS, On October 15th, 2014 Pend Oreille County published a Notice of Comprehensive Plan, FLUM Amendment, Rezone and SEPA Review in *The Newport Miner*;

WHEREAS, the Pend Oreille County Planning Commission held a workshop to review the amendments to the Pend Oreille Comprehensive Plan on October 28th, 2014;

WHEREAS, Pend Oreille County issued a SEPA Threshold Determination on November 21st, 2014 and Published the legal notice for the action on November 26th, 2014 in *The Newport Miner*;

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WHEREAS, Pend Oreille County issued an Amended SEPA Threshold Determination on December 29th, 2014 in order extend the public/agency comment period and change the public hearing dates. The legal notice for the amendments to the dates was published on December 31st, 2014 in *The Newport Miner*;

WHEREAS, the Pend Oreille County Planning Commission conducted a Public Hearing on January 20, 2015;

WHEREAS, the Planning Commission voted at its January 27, 2015 meeting to make the following recommendations to the Board of County Commissioners:

1. Table 9.1 Revise 6 Year Road Transportation Improvement Plan - Recommend Approval

2. Table 9.7 Revise 6 Year Capital Projects and Public Facilities Plan - Recommend Approval

3. Wasatch Associates III\IV, LLC Future Land Use Map Amendment and Rezone (FLUM-14-001/RZ-14-001): - Recommend Denial

WHEREAS, the Planning Commission adopted Findings of Fact and Conclusions of Law regarding the foregoing amendments on February 24, 2015;

WHEREAS, the Board of County Commissioners accepted the recommendation of the Pend Oreille County Planning Commission at its meeting on May 5, 2015;

WHEREAS, Pend Oreille County provided for timely public participation in consideration of the proposed amendments consistent with the requirements of the GMA and the Pend Oreille County Public Involvement Goals and Policies; and

WHEREAS, the Board of County Commissioners has reviewed the entire record regarding the Planning Commission recommended amendments to the Pend Oreille County Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF PEND OREILLE COUNTY AS FOLLOWS:

Section 1. Comprehensive Plan Amendments. The County hereby adopts or denies the proposed amendments to the Pend Oreille County Comprehensive Plan as follows and adopts the corresponding Findings of Fact and Conclusions of Law from the Planning Commission:

1. Table 9.1 Revise 6 Year Road Transportation Improvement Plan

Action Taken By Board: Recommendation of Planning Commission is adopted by the Board.

2. Table 9.7 Revise 6 Year Capital Projects and Public Facilities Plan

Action Taken By Board: Recommendation of Planning Commission is adopted by the Board subject to minor revisions by the Board.

3. Wasatch Associates III\IV, LLC Future Land Use Map Amendment and Rezone (FLUM-14-001/RZ-14-001)

Action Taken By Board: Recommendation of Planning Commission is adopted by the Board.

Section 2. Record. The files of the Pend Oreille County Community Development, Pend Oreille County Planning Commission and all record of all public hearings related to this matter are incorporated herein by this reference and all recitals herein are adopted as findings of fact.

Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Comprehensive Plan revision, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Plan be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Plan or its application to other persons or circumstances.

Section 4. Effective Date. This Resolution shall be effective June 9, 2015.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS AT A REGULAR MEETING THEREOF ON THE 9th DAY OF June, 2015

Chair, Stephen Kiss

Vice Chair, Mike Manus

Commissioner, Karen Skoog

ATTEST:

Liz Braun, Clerk of the Board

Approved as to form:

Dolly Hunt, Pend Oreille County Prosecuting Attorney