

<p>Subject: Resolution #643 – Establishing Compliance with the State Growth Management Act (Chapter 36.70A RCW)</p>	<p>Dept. Origin: Planning Department</p> <p>Prepared by: Jennifer Robertson City Attorney</p> <p>For Agenda of: December 20, 2016</p> <p>Exhibits: Resolution #643</p>
<p>Proposed Council Action:</p> <p>Adopt Resolution #643.</p>	<p style="text-align: right;">Initial & Date</p> <p>Concurred by Mayor: _____</p> <p>Approved by City Planner: _____</p> <p>Approved as to form by City Atty: <u>JSR/11-29-16</u></p> <p>Approved by Finance Director: _____</p> <p>Approved by Department Head: _____</p>

INFORMATION / BACKGROUND

The State Department of Commerce is requiring all cities that plan under the Growth Management Act¹ to establish that the City is in compliance with the Growth Management Act (“GMA”) by adoption of a resolution that outlines that the City has taken the steps required for compliance. A large part of compliance was adopting the updated Comprehensive Plan, updated land use regulations and adoption of a comprehensive critical areas ordinance. These updates must comply with GMA procedurally, by complying with public hearing and notice requirements, notice requirements to Commerce, meeting SEPA requirements, etc.

The City routinely and consistently complies with GMA requirements in all of its updates of Comp Plan Policies and land use and environmental regulations. The attached Resolution #643 outlines the efforts the City has made in adopting these update and thereby establishes the City’s compliance. Once adopted, a copy of the Resolution will be sent to the Department of Commerce.

FISCAL CONSIDERATION

The adoption of this Resolution has no direct fiscal impact to the City. However, in order for the City to be eligible for the widest variety of State grants, compliance with GMA is required. This will establish that Ruston is in compliance and thus will maintain eligibility.

¹ Chapter 36.70A RCW.

RECOMMENDATION / MOTION

Adopt Resolution #643.

MOTION: I move adoption of Resolution #643 establishing the City's compliance with the State Growth Management Act (Chapter 36.70 RCW), and demonstrating completion of the required legislative and policy updates by the City as required by law.

RESOLUTION NO. 643

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RUSTON, WASHINGTON, ESTABLISHING THE CITY'S COMPLIANCE WITH THE STATE GROWTH MANAGEMENT ACT (CHAPTER 36.70 RCW) AND DEMONSTRATING COMPLETION OF THE REQUIRED LEGISLATIVE AND POLICY UPDATES BY THE CITY AS REQUIRED BY RCW 36.70A.130(1).

WHEREAS, the former (now replaced) Ruston Comprehensive Plan was originally adopted in 1996, and updated April 21, 2003, as amended annually as applicable; and

WHEREAS, on February 6, 2013, the City Council initiated the Comprehensive Plan update to respond to the requirement of the state Growth Management Act (Ch. 36.70A RCW) to periodically update such plans; and

WHEREAS, this 2013 Comprehensive Plan Update included a scoping process and a described public participation plan to engage residents, businesses, employees and organizations in the plan update; and

WHEREAS, on March 27, 2013 the Ruston Planning Commission hosted a Comprehensive Plan Scoping Open House to engage the public in a high-level discussion on the future vision for the City of Ruston. Major topics of discussion included residential, commercial and economic development, park plans and community assets; and

WHEREAS, the City engaged in a multi-year planning process to update the Comprehensive Plan that included public events and open houses; over 11 meetings of the Planning Commission; an online strategy that included a project website; and meetings with stakeholders; and

WHEREAS, on April 25, 2014 the Planning Commission approved the Scope of Work for the Ruston Comp Plan update. Such Scope of Work included regulations and new plan elements such as parks, arts, natural environment, public participation, and economic vitality. Each of these elements was reviewed by the Planning Commission; and

WHEREAS, the Planning Commission held a public hearing on January 21, 2015, with regards to the proposed update to the Comprehensive Plan; and

WHEREAS, on May 20, 2015, the Ruston Planning Commission approved the Critical Areas Ordinance Update Public Participation Plan which was part of the Comprehensive Plan update process; and

WHEREAS, on September 23, 2015, the Planning Commission recommended that the City Council approve such proposed update to the City's Comprehensive Plan; and

WHEREAS, the City Council reviewed each element and component of the recommended Comprehensive Plan; and

WHEREAS, for the Comprehensive Plan Update, the City of Ruston has complied with the requirements of the State Environmental Policy Act (Chapter 43.21C RCW) and the City Environmental Procedures Code (Chapter 15.02 RMC), including the issuance of a Determination of Non-Significance on January 23, 2015; and

WHEREAS, the updated Comprehensive Plan was adopted by Ordinance No. 1482 by the Council on March 1, 2016; and

WHEREAS, the Planning Commission reviewed and recommended and the City Council adopted (or is in the process of adopting) additional updates to the Ruston Municipal Code consistent with the updated Comp Plan, including: Complete Streets Policy (Ordinance No. 1487 adopted September 20, 2016), Architectural Standards, landmark designations, prominent places,

building bulk and height, and design flexibility (Ordinance No. 1458 adopted December 1, 2015), updating the development standards in the Commercial zone to be consistent with many of the standards in the Commercial P zone (Ordinance No. 1484 adopted November 15, 2016), and adoption of a comprehensive Critical Areas Ordinance (Ordinance No. 1456 scheduled for adoption on December 20, 2016); and

WHEREAS, during each phase of this process, the City complied with RCW 36.70A.106 in providing notice of its intent to adopt amendments to the City's Comprehensive Plan and/or development regulations for each component of the Comprehensive Plan Update, the Critical Areas update and the Zoning Code updates as described in the recitals above. Such regulations and policies were not adopted by the City until after the review period required by law had expired. Furthermore, the City also sent to the Department of Commerce a final copy of each amendment and final legislative action within the required 10 days after adoption; and

WHEREAS, the City's Critical Areas Ordinances is based on "best available science" as required by RCW 36.70A.172 and such use is documented in the legislation (Ordinance No. 1456); and

WHEREAS, based on the City's compliance with legal and procedural requirements for the update of its Comprehensive Plan and development regulations, the City Council finds that it has complied with the requirements of the Growth Management Act and hereby establishes the same; **NOW, THEREFORE,**

BE IT RESOLVED, BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF RUSTON, WASHINGTON, AS FOLLOWS:

Section 1. Compliance with the Growth Management Act is established. Based on the recitals listed above and the legislative history of the updated City of Ruston Comprehensive

Plan, development regulations and Critical Areas Ordinance, the City Council hereby finds that the City of Ruston has complied with the Washington State Growth Management Act (Chapter 36.70A RCW) and has demonstrated completion of the required legislative and policy updates in accordance with RCW 36.70A.130(1).

Section 2. Direction to Clerk. The City Clerk is hereby directed to timely transmit this Resolution to the State Department of Commerce.

RESOLVED this ____ day of December, 2016.

APPROVED:

Bruce Hopkins, Mayor

ATTEST/AUTHENTICATED:

Judy Grams, City Clerk

FILED WITH THE CITY CLERK: _____
PASSED BY THE CITY COUNCIL: _____
RESOLUTION NO.: _____ 643