

ORDINANCE NO. 823

AN ORDINANCE RELATING TO ENVIRONMENTAL
PROTECTION, IMPLEMENTING A MODIFICATION OF
THE EXEMPTION THRESHOLDS FOR CERTAIN
PROJECTS, AMENDING SECTION 18.04.250,
PROVIDING FOR AN EFFECTIVE DATE,
SEVERABILITY, AND CORRECTION.

R E C I T A L S:

1. The City has been made aware of the authority to modify the threshold exemption levels in relation to environmental review for certain projects.

2. The proposal to do so has been provided to all required parties and notification of the consideration of such action has been given through publication as well. All necessary hearings have been held.

3. Based upon the information provided to it, the Council finds it to be in the public interest to implement those modifications which are set out below.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF McCLEARY:

SECTION I: Section 18.04.250 MMC is amended to read as follows:

A. Except as set forth in Subsection B, the ((The)) city adopts by reference the following rules for categorical exemptions, as supplemented in this chapter, including WAC 173-806-070 (Flexible thresholds), WAC 173-806-080 (Use of

exemptions), and WAC 173-806-190 (Environmentally sensitive areas):

WAC 197-11-800	Categorical exemptions.
WAC 197-11-880	Emergencies.
WAC 197-11-890	Petitioning DOE to change exemptions.

B. In lieu of the standards set forth in WAC 197-11-800, as now existing or hereafter amended or succeeded, the following shall constitute the level for maximum categorical exemption as to any project fitting within the applicable description:

Single family residential: 20 Units

Multifamily residential: 25 Units

Barn, loafing shed, farm equipment storage, produce storage or packing structure: 40,000 Square Feet

Office, school, commercial, recreational, service, storage building, parking facilities: 12,000 Square feet & 40 Parking Spaces

Fill or excavation: 500 Cubic Yards

SECTION III: If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance

and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases had been declared invalid or unconstitutional, and if for any reason this Ordinance should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.

SECTION IV: This Ordinance shall take effect upon the fifth day following date of publication.

SECTION V: Corrections by the Clerk-treasurer or Code Reviser. Upon approval of the Mayor and City Attorney, the Clerk-treasurer and the Code Reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors, references to other local, state, or federal laws, codes, rules, or regulations, or ordinance number and section/subsection numbering.

PASSED THIS 12th DAY OF October, 2016, by the City Council of the City of McCleary, and signed in approval therewith this 12th day of October, 2016.

CITY OF McCLEARY:


BRENT SCHILLER, Mayor

ATTEST:


WENDY COLLINS, Clerk-Treasurer

ORDINANCE - 3
09/26/2016
DG/le

CITY OF McCLEARY
100 SOUTH 3RD STREET
McCLEARY, WASHINGTON 98557

APPROVED AS TO FORM:

Dan Glenn

DANIEL O. GLENN, City Attorney

STATE OF WASHINGTON)
 : ss.
GRAYS HARBOR COUNTY)

I, WENDY COLLINS, being the duly appointed Clerk-Treasurer of the City of McCleary, do certify that I caused to have published in a newspaper of general circulation in the City of McCleary a true and correct summary of Ordinance Number 823 and that said publication was done in the manner required by law. I further certify that a true and correct copy of the summary of Ordinance Number _____, as it was published, is on file in the appropriate records of the City of McCleary.

Wendy Collins
WENDY COLLINS

SIGNED AND SWORN to before me this 17th day of October, 2016, by WENDY COLLINS.



Lindsay Blumberg
NOTARY PUBLIC IN AND FOR THE STATE OF
WASHINGTON, Residing at:
My appointment expires:

SYNOPSIS OF ORDINANCE NO. 823

**AN ORDINANCE RELATING TO ENVIRONMENTAL PROTECTION,
IMPLEMENTING A MODIFICATION OF THE EXEMPTION THRESHOLDS
FOR CERTAIN PROJECTS, AMENDING SECTION 18.04.250,
PROVIDING FOR AN EFFECTIVE DATE, SEVERABILITY, AND
CORRECTION.**

On October 12, 2016, the City Council of the City of McCleary adopted Ordinance Number 823. The intent and purpose of the Ordinance was implement discretionary provisions in relation to the levels of certain categorical exemptions in relation from Environmental Policy Review.

A complete copy of this Ordinance is available during regular business hours at the Office of the Clerk-Treasurer, City Hall, McCleary, Washington. The Ordinance will be made available for review without cost; a copy will be provided upon request without cost if such request is timely made. This Synopsis is published pursuant to the laws of the State of Washington.

DATED this 12th day of October, 2016.



WENDY COLLINS, Clerk-Treasurer