



Galbraith Mountain Trail Maintenance and County Codes

WCC 20.51.410(2) – Seasonal Restriction on Exposed Soils

- Clearing activity, as defined in WCC [20.97.054](#), that will result in exposed soils exceeding 500 square feet shall not be permitted from October 1st through May 31st.
 - Certain exceptions:
 - Routine maintenance of erosion and sedimentation controls.
 - Activities below the Ordinary High Water Mark that are permitted by other agencies (to accommodate fish spawning windows).
 - Activities to address an emergency that presents an unanticipated and imminent threat to public health or safety.

Phasing Plans

- WCC 20.51.410(6)(b) – Phasing plans are allowed. Approval of phasing plans are at the discretion of the technical administrator.
- Policy – provides guidance for required elements of a phasing plan.
 - Certified Erosion and Sedimentation Control Lead (CESCL) is required.
 - Must limit exposed soils to less than 500 sq. ft. at a time.
 - Timeline detailing all activities.

Current WMBC Permitting Process

- Land Disturbance Permit (LDP2020-00107) has been submitted and reviewed.
 - As agreed upon between WMBC and WC PDS:
 - This permit will be revised to address trail maintenance requirements for winter/spring 2022.
 - At a later date, WMBC will submit a programmatic permit (good for 5 years), which will provide a framework for maintenance activities which are consistent with the current code.
- Both proposals are to work within the current code requirements.

Options

- Continue with current permitting
 - Gain approval of active Land Disturbance Permit for short term maintenance activities.
 - Submit programmatic Land Disturbance Permit to be renewed every 5 years.
- Amend the code to provide clarity/requirements for trail maintenance during the seasonal restriction on exposed soils.

Questions?

Michael Kershner

Whatcom County Planning
and Development Services

mkershne@co.whatcom.wa.us

(360)778-5948