

PROPOSED BY: Planning & Development Services
INTRODUCTION DATE: _____

ORDINANCE NO. _____

**ADOPTING AMENDMENTS TO THE
WHATCOM COUNTY COMPREHENSIVE PLAN
RELATING TO CAPITAL FACILITIES PLANNING**

WHEREAS, The Whatcom County Planning Commission held a public hearing and issued recommendations on the proposed amendments; and

WHEREAS, The County Council considered Planning Commission recommendations;

WHEREAS, The County Council held a public hearing; and

WHEREAS, The County Council hereby adopts the following findings of fact:

FINDINGS OF FACT

1. The proposal is to amend the Six-Year Capital Improvement Program (CIP) for Whatcom County Facilities 2021-2026 (Appendix F of the Whatcom County Comprehensive Plan) as follows:
 - a. Add the Whatcom Unified Emergency Coordination Center Re-Roof Project.
2. Notice of the subject amendments was submitted to the Washington State Department of Commerce on March 22, 2021.
3. The SEPA Official determined on March 22, 2021 that the amendment is within the scope and intent of the determination of non-significance (DNS) issued in 2020 for the Six-Year CIP update.
4. Notice of the Planning Commission hearing for the subject amendments was published in the Bellingham Herald on March 25, 2021.
5. Notice of the Planning Commission hearing was posted on the County website on March 26, 2021.
6. Notice of the Planning Commission hearing was sent to the County's e-mail list on March 26, 2021.

7. The Planning Commission held a public hearing on the subject amendments on April 8, 2021.
8. Pursuant to WCC 22.10.060(1), in order to approve the proposed comprehensive plan amendments the County must find all of the following:
 - a. The amendment conforms to the requirements of the Growth Management Act, is internally consistent with the county-wide planning policies and is consistent with any interlocal planning agreements.
 - b. Further studies made or accepted by the Department of Planning and Development Services indicate changed conditions that show need for the amendment.
 - c. The public interest will be served by approving the amendment. In determining whether the public interest will be served, factors including but not limited to the following shall be considered:
 - i. The anticipated effect upon the rate or distribution of population growth, employment growth, development, and conversion of land as envisioned in the comprehensive plan.
 - ii. The anticipated effect on the ability of the county and/or other service providers, such as cities, schools, water and/or sewer purveyors, fire districts, and others as applicable, to provide adequate services and public facilities including transportation facilities.
 - iii. Anticipated impact upon designated agricultural, forest and mineral resource lands.
 - d. The amendment does not include or facilitate spot zoning.
9. The Growth Management Act (GMA) establishes planning goals in RCW 36.70A.020 to guide adoption of comprehensive plan amendments.
10. GMA planning goal # 12 is to "Ensure that those public facilities and services necessary to support development shall be adequate to serve the development at the time the development is available for occupancy and use without decreasing current service levels below locally established minimum standards" (RCW 36.70A.020(12)).

11. The subject amendments consist of updating the Six-Year CIP for Whatcom County Facilities for the 2021-2026 planning period by adding an emergency management re-roofing project. Updating the CIP is one step in the process of planning capital facilities, including emergency management facilities, to serve the people of Whatcom County.
12. County-Wide Planning Policy K-1 indicates that, as part of the comprehensive planning process, the County must identify appropriate land for public facilities that meets the needs of the community including recreation, transportation and human service facilities.
13. The Six-Year CIP identifies such improvements as contemplated by the County Wide Planning Policies.
14. An interlocal agreement between the Port of Bellingham, the City of Bellingham, and Whatcom County entitled "Interlocal Agreement for the Exclusive Use of the Special Purpose Facility at the Airport Industrial Park" (County contract # 201312007) governs use of Whatcom Unified Emergency Coordination Center, including roof replacement or repair.
15. An updated Six-Year CIP was adopted for County owned or operated facilities in 2020. The subject proposal is a minor amendment to the CIP to address an identified need to re-roof an emergency management facility.
16. The goal of the Six-Year CIP for Whatcom County Facilities is to plan for County owned or operated facilities, including emergency management buildings. Maintaining emergency management facilities is in the public interest.
17. The subject proposal does not involve rezoning property.

CONCLUSION

The subject Whatcom County Comprehensive Plan amendments are consistent with the approval criteria in WCC 22.10.060.

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that:

Section 1. Amendments to the Six-Year Capital Improvement Program for Whatcom County Facilities 2021-2026 (Appendix F of the Whatcom County Comprehensive Plan) are hereby adopted as shown on Exhibit A.

Section 2. Adjudication of invalidity of any of the sections, clauses, or provisions of this ordinance shall not affect or impair the validity of the ordinance as a whole or any part thereof other than the part so declared to be invalid.

ADOPTED this _____ day of _____, 2021.

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

ATTEST:

Dana Brown-Davis, Council Clerk

Barry Buchanan, Chairperson

APPROVED as to form:

() Approved () Denied

/s/ Royce Buckingham

Civil Deputy Prosecutor

Satpal Sidhu, Executive

Date: _____