

1 Sponsored by: Councilmember Terry Lee
2 Requested by: County Executive/Planning and Land Services

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5
6 ORDINANCE NO. 2009-71s
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9 **An Ordinance of the Pierce County Council Adopting the 2009**
10 **Amendments to the Pierce County Comprehensive Plan;**
11 **Amending Title 19 of the Pierce County Code, “History and**
12 **Background”; Title 19A of the Pierce County Code,**
13 **"Comprehensive Plan"; Chapter 19B.40, “Parkland-**
14 **Spanaway-Midland Communities Plan”; Chapter 19B.110,**
15 **“Graham Community Plan”; Title 19D of the Pierce County**
16 **Code, “Other Comprehensive Planning Documents”, and**
17 **Community Plan Maps in Title 19B, “Community Plans”;**
18 **Adopting Findings of Fact; and Setting Forth an Effective**
19 **Date.**

20
21 **Whereas**, the Growth Management Act (GMA) required Pierce County to
22 develop, adopt and implement a Comprehensive Plan pursuant to Revised Code of
23 Washington (RCW) 36.70A.040; and

24
25 **Whereas**, pursuant to Chapter 36.70A RCW, on November 29, 1994, the Pierce
26 County Council adopted Ordinance No. 94-82s, which enacted the 1994 Pierce County
27 Comprehensive Plan; and

28
29 **Whereas**, RCW 36.70A.130 requires that the County’s Comprehensive Plan be
30 subject to continuing review and evaluation, and any amendment or revision to the
31 Comprehensive Plan must conform to requirements of the GMA; and

32
33 **Whereas**, RCW 36.70.130 requires the adoption of procedures for amending
34 comprehensive plans and states in part: “Each county .shall establish and broadly
35 disseminate to the public a public participation program .that identifies .procedures
36 whereby proposed amendments, or revisions of the comprehensive plan are considered
37 by the governing body of the county “no more frequently than once every year” except
38 in certain, limited circumstances. In addition, RCW 36.70A.130 states, “... all proposals
39 shall be considered concurrently so the cumulative effect of the various proposals can
40 be ascertained”; and



1 **Whereas**, on April 18, 1995, the Pierce County Council adopted Ordinance No.
2 95-27s, which established the procedures for amending the Pierce County
3 Comprehensive Plan (Chapter 19C.10 Pierce County Code), and was later amended by
4 Ordinance No. 96-123s on December 26, 1996, by Ordinance No. 98-16s on May 19,
5 1998, by Ordinance No. 2004-12s on April 20, 2004, by Ordinance No. 2005-120s on
6 February 14, 2006, and by Ordinance No. 2005-121s4 on June 13, 2006; and
7

8 **Whereas**, on March 24, 2009, after public hearings, the Pierce County Council
9 passed Resolution No. R2009-3s which identified proposed amendments to the Pierce
10 County Comprehensive Plan being initiated by the Council, the Executive, and Cities
11 and Towns; and
12

13 **Whereas**, Resolution No. R2009-3s requested the Department of Planning and
14 Land Services (PALS) and the Planning Commission to evaluate and consider
15 proposed text amendments, area-wide map amendments, urban growth area
16 amendments, and community plan amendments; and
17

18 **Whereas**, the Pierce County Planning Commission held meetings and public
19 hearings on the proposed amendments on June 10, 17, and 24, and July 1, 8, 15, and
20 22, 2009; and
21

22 **Whereas**, on July 20, 2009, the Environmental Official for Pierce County issued
23 a Draft Supplemental Environmental Impact Statement evaluating the various proposed
24 amendments to the Comprehensive Plan; and
25

26 **Whereas**, on September 18, 2009, the Environmental Official for Pierce County
27 issued a Final Supplemental Environmental Impact Statement for all the various
28 proposed amendments to the Comprehensive Plan; and
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30 **Whereas**, the Pierce County Planning Commission made its recommendations
31 on proposed amendments to the Comprehensive Plan at a public hearing on July 22,
32 2009; and
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34 **Whereas**, on August 6, 2009, the Pierce County Planning Commission
35 transmitted these recommendations to the County Executive for transmittal to the Pierce
36 County Council; and
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1 **Whereas**, on August 31 and September 21, 2009, the Community Development
2 Committee held public hearing on the Planning Commission’s final recommendations,
3 and on September 21, 2009, passed the Committee’s recommendations on the text
4 amendments, area-wide map amendments, urban growth area amendments, and
5 community plan amendments to the full Council for further consideration; and
6

7 **Whereas**, on October 13, 2009, the Pierce County Council held a public hearing
8 on the proposed amendments to Pierce County’s Comprehensive Plan and considered
9 the amendments concurrently so their cumulative effect and consistency could be
10 ascertained; and
11

12 **Whereas**, the Pierce County Council has determined that amending the Pierce
13 County Comprehensive Plan is necessary to protect the public health, safety and
14 welfare, and protect the public interest; and
15

16 **Whereas**, the Pierce County Council has determined the amendments and
17 revisions set forth herein conform to the requirements of the Growth Management Act
18 and are consistent with Pierce County’s Countywide Planning Policies; **Now Therefore**,
19

20 **BE IT ORDAINED by the Council of Pierce County:**
21

22 Section 1. The 1994 Pierce County Comprehensive Plan, as adopted by
23 Ordinance No. 94-82s and subsequently amended, is hereby amended as indicated in
24 Sections 2 through 10.
25

26 Section 2. Amendments to Title 19 of the Pierce County Code, “History and
27 Background”, are hereby adopted as set forth in Exhibit A, which is attached hereto and
28 incorporated herein by reference.
29

30 Section 3. Amendments to Title 19A of the Pierce County Code,
31 “Comprehensive Plan”, are hereby adopted as set forth in Exhibit B, which is attached
32 hereto and incorporated herein by reference.
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34 Section 4. Amendments to Chapter 19B.40 of the Pierce County Code, “The
35 Parkland-Spanaway-Midland Communities Plan”, are hereby adopted as set forth in
36 Exhibit C, which is attached hereto and incorporated herein by reference.
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38 Section 5. Amendments to Chapter 19B.110 of the Pierce County Code, “The
39 Graham Community Plan”, are hereby adopted as set forth in Exhibit D, which is
40 attached hereto and incorporated herein by reference.
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1 Section 6. Amendments to Chapter 19D of the Pierce County Code, "Other
2 Comprehensive Planning Documents", are hereby adopted as set forth in Exhibit E,
3 which is attached hereto and incorporated herein by reference.

4
5 Section 7. Findings of Fact documenting the actions taken by the County
6 Council are hereby adopted as set forth in Exhibit F, attached hereto and incorporated
7 herein by reference.

8
9 Section 8. All 2009 area-wide map and urban growth area amendments
10 approved in Section 3 of this Ordinance that affect the land use designations maps in
11 the various community plans are hereby adopted as amendments to the affected
12 community plans.

13
14 Section 9. This Ordinance shall become effective on May 1, 2010.

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16 Section 10. If any provisions of this Ordinance or the Comprehensive Plan are
17 found to be illegal, invalid, or unenforceable, the remaining provisions of this Ordinance
18 or the Comprehensive Plan shall remain in full force and effect.

19
20 **PASSED this _____ day of _____, 2009.**

21
22 ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

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25
26 _____
27 **Denise D. Johnson**
28 Clerk of the Council

Roger Bush
Council Chair

29
30
31 _____
32 **Pat McCarthy**
33 Pierce County Executive
34 Approved _____ Vetoed _____, this
35 _____ day of _____,
36 2009.

37
38 Date of Publication of
39 Notice of Public Hearing: _____

40
41 Effective Date of Ordinance: _____

