

CITY OF DEER PARK
RESOLUTION NO. 2010-003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEER PARK, SPOKANE COUNTY, WASHINGTON, CERTIFYING THAT MUNICIPAL CASE FILE NOS. 2009-2 AND 2009-3 AND THEIR RELATED SEPA MATERIALS, HAVE BEEN PREPARED PURSUANT TO THE STATE GROWTH MANAGEMENT ACT AND STATE ENVIRONMENTAL POLICY ACT, AND ADOPTING SAID CASE FILES' COMPREHENSIVE PLAN AMENDMENT APPLICATIONS, AND ALSO APPROVING THE DETERMINATION OF NONSIGNIFICANCE FOR SAID MATTERS.

WHEREAS, Municipal Case File Nos. 2009-2 and 2009-3 are proposals to amend the Future Land Use Plan map in the Land Use Element of the Comprehensive Plan as a result of a property exchange between Deer Park School District No. 414 and the Taylor Living Trust, and both Comprehensive Plan Amendment applications were accompanied by State Environmental Policy Act (SEPA) Checklists; and

WHEREAS, Case No. 2009-2, being a 1.725-acre site sold by the School District to the Taylor Trust, would change from "Public and Quasi-Public" to "Single and Two-Family Residential"; and Case No. 2009-3, being a 5.000-acre site purchased by the District from the Trust, would change from "Single and Two-Family Residential" to "Public and Quasi Public"; and

WHEREAS, the City of Deer Park prepared the "Nonproject" facet of the SEPA documentation, proposed a Determination of Nonsignificance, prepared a Staff Report to the Planning Commission, distributed the applicants' and City's materials to pertinent public agencies on October 30, 2009, made the same available to interested citizens through the public notices published in *The Spokesman-Review* on the same day, and concurrently set duly noticed public hearings before the Planning Commission and City Council on January 11, 2010 (subsequently postponed until January 25, 2010), and February 17, 2010, respectively; and

WHEREAS, the applications pertain to the Future Land Use Plan map facet of the Land Use Element, which is an integral component of Part Two of the "City of Deer Park Growth Management Act Implementation Program" consisting of four (4) parts: Part One, the Existing Conditions Assessment; Part Two, the Comprehensive Plan, including amendments thereto; Part Three, Implementation Regulations; and Part Four, Appendices, being support materials in furtherance of the Growth Management Act Implementation Program; and relevant State Environmental Policy Act (SEPA) materials are contained in Parts Two through Four; and

WHEREAS, said aforementioned applications and SEPA Checklist materials, and all additional documentation prepared by the City, contain all of the materials presented to the City Council; and

WHEREAS, the Planning Commission and City Council held duly noticed public hearings on said applications, related materials, and additional documents prepared by the City, and all relevant testimony from such distributions and hearings have been incorporated into the record for Municipal Case File Nos. 2009-2 and 2009-3 their companion SEPA documents, and all such

information of record has been discussed, evaluated, analyzed, reviewed and considered by the City Council; and

WHEREAS, the members of the City Council have read, reviewed, and considered the information contained in Municipal Case File Nos. 2009-2 and 2009-3 and their associated SEPA documentation, including all printed matter and exhibits of record; and

WHEREAS, the City Council considers the findings for approval recommended by the Planning Commission to be applicable with respect to Deer Park Municipal Code (DPMC) Section 18.14.080, and finds the Comprehensive Plan Amendment applications' requested designations to be the appropriate designations for the respective sites, in keeping the Plan's objectives of promoting and protecting the health, safety, welfare, and quality of life of the citizens of the City of Deer Park, and integral to establishment of a stable development environment in which diversified land use and housing types may develop; and

WHEREAS, the City Council finds that Municipal Case File Nos. 2009-2 and 2009-3, in conjunction with all previously adopted and amended Comprehensive Plan components, combine to represent the most practical and sensitive means of balancing future urban needs against preservation of sensitive areas such as surface waters and wetlands, and further provide growth locations where municipal services can be economically and efficiently provided; and

WHEREAS, Revised Code of Washington (RCW) Chapter 36.70A (Growth Management Act) requires certain jurisdictions, including the City of Deer Park, to adopt a Comprehensive Plan pursuant to its requirements, which was done in 1997 and later amended and augmented, and Municipal Case File Nos. 2009-2 and 2009-3, are consistent with the adopted Comprehensive Plan's components and with RCW Chapter 36.70A as it presently exists; and

WHEREAS, Revised Code of Washington (RCW) Chapter 43.21C (State Environmental Policy Act) requires an environmental assessment of the Comprehensive Plan and any amendment thereto, which may be integrated with such Plan or amendment pursuant to Washington Administrative Code (WAC) Chapter 197-11, and the SEPA Checklists and proposed Determination of Nonsignificance for Municipal Case File Nos. 2009-2 and 2009-3 are consistent with RCW Chapter 43.21C and WAC Chapter 197-11; and

WHEREAS, the City Council finds Municipal Case File Nos. 2009-2 and 2009-3, and their companion SEPA materials, to be consistent with the County-Wide Planning Policies adopted for Spokane County;

//
//
//
//
//
//
//
//
//
//
//
//

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Deer Park that it hereby certifies that Municipal Case File Nos. 2009-2 and 2009-3 and their companion SEPA materials were prepared pursuant to the State Growth Management Act and State Environmental Policy Act, that such documentation has been presented to the City Council, that the City Council has reviewed and considered all information contained therein, and that the City Council adopts the Future Land Use Plan Map amendment requests for Municipal Case File Nos. 2009-2 and 2009-3, and also adopts the associated Determination of Nonsignificance.

Adopted this 17 day of March, 2010.


Robert Whisman, Mayor

ATTEST:


Deby Cragun, City Clerk/Treasurer