

# ADMINISTRATION

# SECTION

# C



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## SECTION C. ADMINISTRATION

### Purpose

This section of the Plan provides goals, policies, and procedures for Plan administration, implementation and amendment, and ongoing public participation in the planning process.

## Plan Administration

### Goals and Policies

#### Goal A 1

To establish administrative procedures that will assure the continuing compatibility of the Plan with the physical, social, and economic realities of the County; and to ensure effective, fair, and impartial administration and enforcement of this Plan and implementing ordinances at the least possible cost.

#### Policy A 1.1

Establish regulations and procedures that include incentives and that are simple and straightforward to understand and administer.

#### Policy A 1.2

Establish and adhere to timelines for efficient processing of all development permits and administrative matters.

#### Policy A 1.3

Provide public notice and review of all significant proposed land use changes.

#### Policy A 1.4

Evaluate the cumulative impacts of development. Monitor and develop information regarding long-range development trends in the County.

#### Policy A 1.5

Establish specific administrative procedures for all permit applications and facilitate concurrent and comprehensive review of requirements for permits.

#### Policy A 1.6

Provide for a coordinated permit system that informs and educates citizens and the development community on permit requirements.

### **Policy A 1.7**

Streamline building, health, land use and development permit procedures to simplify and coordinate the means of obtaining plat approvals, use permits, approval of design and engineering plans, and building permits.

### **Policy A 1.8**

Establish specific procedures and criteria for addressing nonconforming uses, variances, interpretations, and exceptions.

### **Policy A 1.9**

Explore methods to reduce government expenditure through the use of telecommunications technology.

### **Policy A 1.10**

Coordinate with the Town of Friday Harbor, school districts and other entities to provide access for citizens and agencies to digital communications.

## **Administration Responsibilities and Procedures**

1. The County Council is vested with the authority to administer this Plan and its implementing ordinances through an Administrator(s) they appoint. The Administrator of this Plan shall be the Department of Community Development Director.
2. The responsibilities of the Administrator, or designee, shall include:
  - a. Recommending the procedures and coordinating with county and state agencies and the public in the preparation of ordinances deemed essential for the implementation of this Plan.
  - b. Preparing and making available to the public informational material pertinent to this Plan.
  - c. Managing the Department of Community Development in a manner which provides a high level of service to the public on a day to day basis.
  - d. Providing technical and administrative assistance to the Planning Commission and the County Council toward effective development of Plan elements and means for their implementation.
  - e. Developing and proposing to the Planning Commission and County Council amendments to this Plan designed to achieve more effectively and equitably its purposes, goals and policies.
  - f. Ensuring adequate tribal consultation occurs as established by the County's tribal engagement framework.

3. With regard to the administration of this Plan, the County Planning Commission is vested with the following responsibilities:
  - a. The Planning Commission shall recommend to the County Council policies to guide the Administrator in the administration of this Plan and its implementing ordinances.
  - b. The Planning Commission shall monitor the pattern of land use and development undertaken based on this Plan in order to effectively develop, review, and consider amendments as may be necessary and act as a liaison with the public on planning issues.
  - c. The Planning Commission shall conduct public hearings and make recommendations to the County Council on amendments to this Plan or to its implementing ordinances and on matters deemed appropriate by the Board.
4. In accordance with state law (RCW 36.70.), a Hearing Examiner is vested with the authority to act on certain matters in the implementation of this Plan, and such matters shall be specifically defined in implementation ordinances.
5. The County Council shall direct the Department of Community Development in the administration of this Plan and shall amend this Plan according to the procedures established in this section.
6. In periodic review of this Plan the County should consider trends in contested property tax assessments and identify issues in them associated with the policies and implementing regulations of this Plan. Restrictions imposed on the use of real property through the implementation of this Plan are intended to be duly considered by the County Assessor and the Board of Equalization in establishing the fair market value of property.
7. General.
  - a. This Plan shall be liberally construed to give full effect to the purposes, goals, and policies for which this program was enacted.
  - b. Private property shall not be taken for public use without just compensation having been made. The property rights of land owners shall be protected from arbitrary and discriminatory actions.

# Plan Implementation and Amendments

## Goals and Policies

### Goal A 2

Assure that this Plan is regularly reviewed, revised, and amended to provide an adequate factual basis for decisions and actions.

### Policy A 2.1

Amend existing ordinances and adopt new ordinances to carry out the policies of this Plan.

### Policy A 2.2

Require all land use designations, land use and development standards, and all actions of the County on land use permits, variances, land divisions, designation changes and all other planning actions to be consistent with the intent and policies of this Plan.

### Policy A 2.3

The environmental suitability and impacts of projects will be fully considered and mitigated in each case and will not be as planned actions under RCW 43.21C.031(2).

### Policy A 2.4

Establish Plan review and revision procedures that include provisions for participation by all citizens.

### Policy A 2.5

Periodically assess Plan goals, policies, and implementation ordinances as well as the information and assumptions on which this Plan is based.

### Policy A 2.6

Evaluate the impacts of development patterns in the review of this Plan. Review and revise the Plan and Official Map as necessary to incorporate the findings of this evaluation, and to ensure that the elements and the land-use designations are coordinated and consistent.

### Policy A 2.7

Request that federal, state and local agencies, the Native tribes, and the Town inform the County of needs that should be addressed in the County's planning program.

## Plan Amendment Procedures

1. All proposed amendments to this Plan shall be handled according to the procedures established in RCW Chapter 36.70.
2. In accordance with RCW Chapter 36.70A.130, amendments to this Plan shall occur no more frequently than once every year.
3. An Official Map or text amendment may be initiated by the County Council, the Planning Commission, the Community Development Director, or the owner of property for which an Official Map change is requested.
4. Requests for amendment of the Official Map or Plan text shall be submitted to the Department of Community Development between January 1 and March 1 each year for consideration during that year. Requests submitted after March 1 shall be returned to the applicant for re-submittal the following year.
5. The Department of Community Development shall evaluate all requests to amend this Plan and forward recommendations to the Planning Commission and Board of Commissioners for consideration.
6. All proposed Plan amendments are to be considered at advertised public hearings before the Planning Commission and County Council, in accordance with state law and County requirements. Public notice of all proposed Plan amendments and hearing dates shall be published in the official county newspaper in a manner prescribed by the Administrator. Fees required for application and publication shall be adopted in a resolution approved by the County Council.
7. The Department of Community Development shall notify the state Department of Commerce of the County's intent to adopt Plan amendments at least sixty days prior to adoption. Within ten days of final adoption the County shall transmit a copy of the amended Plan or sections thereof to Commerce.
8. Procedures for amendments to the Official Maps are as follows:
  - a. The request shall be in writing, in a form provided by the Administrator, and shall include the following information:
    - i. Historic use of the property and adjoining land;
    - ii. Population density of the surrounding area;
    - iii. Existing soil and sewage disposal conditions;
    - iv. Water availability;

- v. Suitability for agricultural or forest use;
  - vi. Known archaeological or historical resources on the property;
  - vii. Availability of existing public services and utilities;
  - viii. Names of property owners within 300 feet.
- b. Through the use of legal descriptions and maps, the application shall identify clearly the area for which the change is requested. The reason or reasons for the request shall be clearly stated.
- c. The applicant shall notify all property owners within 300 feet of the property included in his or her request for redesignation and of the hearing date in a form prescribed by the Administrator. Receipts of certified mailing shall be submitted with the application. Notification shall be at least ten days prior to the first hearing.
- d. Changes in land use designations shall be approved if such change is necessary to correct errors on the Official Maps, or when all of the following criteria are met:
- i. The change is consistent with the goals and policies of this Plan;
  - ii. The change will not result in an enclave of property owners enjoying greater privileges and opportunities than those enjoyed by other property owners in the vicinity where there is no substantive difference in the properties themselves which justifies different designations; and
  - iii. The change will serve the general welfare, and benefits of the change will outweigh any significant adverse impacts.

## Periodic Review Procedures

1. The Plan shall be formally reviewed in its entirety on the periodic review schedule determined by the legislature. The periodic review shall include a detailed analysis and update of information on population, environmental and economic changes, and effects on all the elements of this Plan.
2. Public comment on Plan elements shall be compiled and reviewed annually by the Department of Community Development shall and Planning Commission.

3. In accordance with RCW 36.70A.130 the Urban Growth Area established in the Land Use Element of this Plan shall be reviewed in coordination with the Town of Friday Harbor at least every ten years.
4. The Community Development Director and the Planning Commission shall recommend to the County Council the format for the periodic Plan review. The County Council's determination of the review format shall include consideration of public participation, types of changes needed, specific geographical areas to be reviewed, and other procedural guidelines relating to types of information and data necessary to develop findings, recommendations and decisions.
5. The Department of Community Development shall conduct the formal review in accordance with the format established by the County Council. Following such review the Community Development Director and Planning Commission may recommend to the County Council amendments designed to achieve more effectively and equitably the vision, goals and policies of this Plan.

## Implementation and Enforcement Procedures

1. The goals and policies of this Plan shall be primarily implemented through the provisions of a Unified Development Code adopted by official county ordinance.
2. The goals and policies of this Plan shall be enforced through specific enforcement procedures contained in the Unified Development Code and any amendments.

## Amendment Exceptions

The following types of Plan amendments can be considered more frequently than once per year, provided that appropriate steps have been taken to ensure public participation.

1. Changes necessary to resolve an appeal of the Plan or development regulation filed with a growth management hearings board or court.
2. The initial adoption of a subarea plan or activity center plan that does not modify the Plan policies and designations applicable to the subarea or activity center.
3. The amendment of the Capital Facilities Element of the Plan that occurs concurrently with the adoption of or amendment of the County budget.
4. Whenever an emergency exists. The County Council will review a potential emergency situation to determine if the situation does, in fact, necessitate an

emergency Plan amendment. Findings must demonstrate a need of community wide significance, and not a personal emergency on the part of a particular applicant or property owner. Emergency amendments must be necessary to immediately avoid an imminent danger to public health and safety or to prevent serious environmental degradation.

## Public Participation

### Goals and Policies

#### Goal A 3

To provide opportunity for ongoing, representative, public participation in all County planning programs.

#### Policy A 3.1

The County will actively seek public involvement on planning issues and on all proposed amendments to this Plan.

#### Policy A 3.2

Notice shall be given by mail to every property owner for the periodic review of this Plan as well as whenever the County Council deems it appropriate for significant changes to the Plan.

#### Policy A 3.3

Ensure availability of key planning documents and reports to the public, as appropriate, online and through County offices and public libraries.

#### Policy A 3.4

Facilitate public meetings in such a way so as to ensure effective public participation.

#### Policy A 3.5

Provide opportunities for citizen participation in the County's response to proposals of state and federal bodies and other jurisdictions when such proposals may affect the intent and purposes of this Plan.

## Public Participation Procedures

1. The Planning Commission in coordination with the Department of Community Development shall sponsor or conduct public education programs and provide publications and printed materials on planning issues.
2. The Department of Community Development shall ensure that all planning documents and reports are available for review online and in County offices.
3. The County Council, Planning Commission and Department of Community Development shall actively seek input from the various civic groups, community or neighborhood organizations on planning issues and proposed amendments to this Plan.