RESOLUTION NO. 38376

A RESOLUTION relating to the update of the Shoreline Master Program; authorizing the adoption of the Cumulative Impacts Analysis, in order to fulfill the requirements of Washington Administrative Code 173-26-201 by evaluating the potential cumulative impacts of reasonably foreseeable shoreline development on ecological functions.

WHEREAS, pursuant to the Growth Management Act, the Planning Commission ("Commission") has recommended changes to the Comprehensive Plan ("Plan") and the Land Use Regulatory Code ("Code") to complete the update of the Shoreline Master Program, and

WHEREAS the Shoreline Management Act of 1971 ("SMA") requires local Shoreline Master Programs be updated to: (1) give priority to uses that require a shoreline location; (2) promote public access and enjoyment opportunities; and (3) protect the environmental resources of state shorelines, and

WHEREAS the 2003 Department of Ecology ("DOE") guidelines, codified in Chapter 173-26 of the Washington Administrative Code ("WAC"), include substantive, procedural, and process requirements to be followed by local jurisdictions in their comprehensive update to a shoreline master program, and require the update to be based on scientific and technical information to assure no net loss of shoreline ecological functions, and

WHEREAS the SMA was amended to establish a timeline for local jurisdictions to adopt updated Shoreline Master Programs consistent with DOE guidelines, and the adoption deadline for the City is December 1, 2011, and

WHEREAS the City's update includes the development of the Cumulative Impacts Analysis, one of five supporting studies or implementation documents to
be adopted under separate legislative actions of the City Council, as required by
DOE guidelines, as part of the adoption of the update to the Shoreline Master
Program as a whole, and

WHEREAS the Commission held a public hearing on June 1, 2011 on a
draft Shoreline Master Program and on associated draft supporting documents,
including a draft Cumulative Impacts Analysis, and

WHEREAS 41 citizens spoke at the public hearing and 52 written
comments were submitted by the close of the comment period on June 10,
2011, and after review of said testimony and comments, the Commission made
modifications to the draft Cumulative Impacts Analysis, and

WHEREAS the Cumulative Impacts Analysis was developed under the
direction of the Commission, and analyzes the City's ability to avoid a net loss of
ecological functions, given reasonably foreseeable shoreline development and the
City's baseline ecological conditions, and

WHEREAS the Cumulative Impacts Analysis is based on the most
current, accurate, and complete scientific and technical information available,
as required by Chapter 173-26 WAC, and, in association with the adoption of
the proposed Tacoma Shoreline Master Program ("TSMP"), observes the goals
of the SMA, and

WHEREAS the Shoreline Inventory and Characterization Report
describes past and ongoing uses along Tacoma's shorelines that have led to
degraded shoreline functions, and
WHEREAS updates to shoreline environment designations, use
regulations and development standards, and implementation of the Shoreline
Restoration Plan provide substantially improved protection of shoreline
functions, and

WHEREAS, in concert with implementation of restoration actions in the
City and other on-going state and federal programs, the regulatory provisions of
the proposed TSMP would serve to maintain the overall condition of shoreline
resources in the City and in certain circumstances improve the overall
condition, and

WHEREAS the Cumulative Impacts Analysis concludes that cumulative
actions taken over time in accordance with the City's proposed TSMP are not
likely to result in a net loss of shoreline ecological functions from existing
baseline conditions, and

WHEREAS the Commission has recommended changes to the Plan and
Code on August 17, 2011, and has conveyed the same to the City Council, in
the form of the proposed TSMP, which will rescind and replace in its entirety
the City's existing Master Program for Shoreline Development, and

WHEREAS, on September 27, 2011, the City Council held a public hearing
to receive public comments on the Commission's proposed TSMP; Now,
Therefore,

BE IT RESOLVED BY THE CITY OF TACOMA:

Section 1. That the proper officers of the City are hereby authorized to
adopt, in association with the adoption of the Tacoma Shoreline Master Program,
the Cumulative Impacts Analysis, said document to be substantially in the form of
the proposed supporting study on file in the office of the City Clerk.

Section 2. That the proper officers of the City are hereby authorized to
submit the Cumulative Impacts Analysis to the State of Washington Department of
Ecology by December 1, 2011.

Passed NOV 29 2011

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney