CRITICAL AREAS ORDINANCE
SUMMARY AND COMPARISON
STAFF AND PLANNING COMMISSION RECOMMENDATIONS

OVERVIEW OF PUBLIC PARTICIPATION PROCESS

Technical Review Committee*
November 2003 – March 2004

Public Release of First Draft CAO*
June 2004

Stakeholder Presentations
June/July 2004

Open Houses
July/August 2004

Mall and Fair Booths
July/August 2004

CAO Science Panel
October 2004

Community Roundtables*
December 2004/January 2005

Public Release of Second Draft CAO*
May 2005

Public Question and Answer Forum*
August 2005

Public Information and Outreach
March 2004 to Present

Planning Commission Hearings
September and October 2005

Board of Commissioner Hearings
November 2005

* Report published and posted on county web page (www.kitsapgov.com/dcd)

NOTABLE CHANGES FROM THE CURRENT CRITICAL AREAS ORDINANCE

WETLANDS

Wetland Rating System
Staff Draft and Planning Commission Minority = New Department of Ecology Rating System, 2004
Planning Commission Majority = Current Department of Ecology Rating System, 1993

<table>
<thead>
<tr>
<th>Wetland Category</th>
<th>Staff Draft</th>
<th>Planning Commission Majority Opinion</th>
<th>Planning Commission Minority Opinion</th>
</tr>
</thead>
<tbody>
<tr>
<td>I</td>
<td>Flexible</td>
<td>Fixed</td>
<td>Flexible</td>
</tr>
<tr>
<td>II</td>
<td>50 - 250</td>
<td>100</td>
<td>50 - 250</td>
</tr>
<tr>
<td>III</td>
<td>50 - 150</td>
<td>100</td>
<td>50 - 150</td>
</tr>
<tr>
<td>IV</td>
<td>40 - 150</td>
<td>50</td>
<td>40 - 150</td>
</tr>
<tr>
<td></td>
<td>25 - 50</td>
<td>25</td>
<td>25 - 50</td>
</tr>
</tbody>
</table>
**Streams, Shorelines and Wildlife Habitat**

Staff and Planning Commission recommended the new Department of Natural Resources (DNR) Water Typing System

### STREAM BUFFER WIDTHS

<table>
<thead>
<tr>
<th>DNR Water Type</th>
<th>Staff Draft (November 1, 2005)</th>
<th>Planning Commission Majority Opinion</th>
<th>Planning Commission Minority Opinion</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>S</strong> (Segments of Big Beef Creek, Curley Creek, Chico Creek, Burley Creek, Union River, Blackjack Creek, and Tahuya River)</td>
<td>200 feet</td>
<td>100 feet</td>
<td>300 feet</td>
</tr>
<tr>
<td><strong>F</strong></td>
<td>150 feet</td>
<td>100 feet</td>
<td>200 feet</td>
</tr>
<tr>
<td><strong>Np</strong></td>
<td>50 feet</td>
<td>50 feet</td>
<td>75 feet</td>
</tr>
<tr>
<td><strong>Ns</strong></td>
<td>50 feet</td>
<td>25 feet</td>
<td>75 feet</td>
</tr>
</tbody>
</table>

### SHORELINE BUFFER WIDTHS

<table>
<thead>
<tr>
<th>Shoreline Designation</th>
<th>Staff Draft (November 1, 2005)</th>
<th>Planning Commission Majority Opinion</th>
<th>Planning Commission Minority Opinion</th>
</tr>
</thead>
<tbody>
<tr>
<td>Urban, Semi-Rural, and Rural Shorelines, and Lakes &lt; 20 Acres</td>
<td>35 feet</td>
<td>35 feet</td>
<td>150 feet</td>
</tr>
<tr>
<td>Conservancy</td>
<td>50 feet</td>
<td>50 feet</td>
<td>150 feet</td>
</tr>
<tr>
<td>Natural</td>
<td>100 feet</td>
<td>100 feet</td>
<td>150 feet</td>
</tr>
</tbody>
</table>

Allows site-specific administrative buffer reductions up to 50%.

Planning Commission Majority recommended removal of Wildlife Habitat Conservation Areas (eagles, herons, etc.).

**Danger Tree Removal**

Staff Draft and Planning Commission Minority = w/ County review (no change)
Planning Commission Majority = No county review (property owner’s discretion)
**Steep Slopes and Frequently Flooded Areas**

*No substantive changes* Recommended by Staff or Planning Commission.

*Consideration given to anadromous fish*, where appropriate.

*Improvements and clarifications* to improve code language.

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**Critical Aquifer Recharge Areas**

Review areas for **high-risk uses** (gas stations, laundromats, auto body shops, etc.)

*increased from 5-year to 10-year travel times.*

Planning Commission recommended **adding specific aquifer areas as Category I and II.**

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**Next Steps**

**Board of Commissioner Public Hearing**

November 14, 2005  
3:00 – 10:00 PM  
Kitsap County Fairgrounds Pavilion

**Adoption by State-Mandated December 1, 2005 Deadline**