



Planning Commission Executive Summary

Issue Title: Shoreline Master Program Periodic Review Public Hearing
Meeting Date: March 2, 2021
Time Required: 60 - 120 minutes
Department: Department of Community Development (DCD)
Attendees: Jeff Rimack, Angie Silva, Dave Ward, Kirvie Mesebeluu-Yobech,
Dan Nickel (The Watershed Company)
Maria Sandercock (Washington State Department of Ecology)

Action Requested At This Meeting:

This is a joint Public Hearing with Kitsap County Planning Commission and Washington State Department of Ecology.

Background

The Department of Community Development is undertaking a periodic review of Kitsap County's Shoreline Master Program, as required by the Washington State Shoreline Management Act, RCW 90.58.080(4). The Shoreline Management Act requires Kitsap County's Shoreline Master Program be reviewed, and revised if needed, once every eight years. The periodic review ensures the Shoreline Master Program remains current with changes in state laws and rules and remains internally consistent with County plans and regulations. This periodic review also provides an opportunity to propose clarifications and process improvements consistent with the Shoreline Management Act.

Where we are

Phase 3: Review and Analysis (February – April 2021)

Proposed amendments to the Shoreline Master Program and associated consistency revisions to related development codes are available for your formal consideration per Kitsap County Code (KCC) 21.08.100 (review by planning commission). Kitsap County and the Washington State Department of Ecology are accepting comments on a periodic review of the Shoreline Master Program under RCW 90.58.080(4). Kitsap County has opted for a joint review, public hearing and comment period with Ecology per WAC 173-26-104 and WAC 173-26-110.

Public comments during the Planning Commission review process will be accepted from February 2 to March 3, 2021 at 5:00 P.M.

The March 2nd Planning Commission meeting will be a **joint public hearing** with Washington State Department of Ecology on proposed draft amendments to the Kitsap County Shoreline Master Program. This is an opportunity for members of the public to provide verbal testimony and comments on the proposed draft amendments. Subsequent deliberations and findings of fact meetings are scheduled on March 16 and April 6, 2021.

Proposed Draft Amendments

The [DRAFT Shoreline Master Program](#) revisions, all related proposed amendments and documents for public review are available on Kitsap County's [SMP project webpage](#).

- [DRAFT Shoreline Master Program](#) (KCC Title 22) and [Appendix F](#)
- [DRAFT Critical Areas Ordinance](#) (KCC Chapter 19.200)
- [DRAFT Land Use and Development Procedures](#) (KCC Chapter 21.04)
- [DRAFT Flood Hazard Areas](#) (KCC Title 15)

Staff Report

Prior to the March 2 public hearing, the Department released a [staff report](#) on proposed amendments that include findings, conclusions, and proposed recommendations. Per KCC 21.08.100, the staff report must be made available to the public ten days before the joint public hearing on March 2 with the Planning Commission and Department of Ecology.

State Environmental Policy Act (SEPA) Review

A SEPA Determination of Nonsignificance was issued for proposed development code amendments related to Kitsap County's Shoreline Master Program periodic review. The SEPA comment/appeal period began on February 18 for fourteen days, ending on March 4th. The [SEPA Checklist](#) and [SEPA Determination of Nonsignificance](#) are posted on the SMP project webpage.

Public Comments Received to Date (February 22, 2021)

At the time of this summary transmittal, the Department has received and recorded three comments since the opening of the public comment period on February 2nd. The public comments are attached to this Executive Summary for reference.

Next steps

At the conclusion of the comment period, the County will prepare a response to comments and recommend whether changes are consistent with state law and rules. Public comments and County responses will be shared with the Department of Ecology, Kitsap County Planning Commission, and Board of County Commissioners. Following the March 2 joint public hearing, time has been set-aside for the Planning Commission to have two deliberation and findings of fact meetings on March 16 and April 6, 2021.

Following the Planning Commission recommendation and findings of fact, the Kitsap County Board of Commissioners will hold a public hearing in May 2021 to deliberate and

render a final decision on the SMP amendments by June 30, 2021. Once final action by ordinance is taken, the Department will submit SMP amendments to the Department of Ecology for final approval and action per WAC 173-26-120. Ecology will review amendments for consistency with state laws and rules. Ecology may either approve the program as adopted locally, may recommend changes or deny based upon consistency with RCW 90.58.

Upcoming meetings and important dates

- **March 2** – Joint Public Hearing with the Kitsap County Planning Commission and the Washington State Department of Ecology
- **March 3, 2021 at 5:00 P.M.** – Public comment period closes
- **March 16** – Planning Commission Deliberation and Findings of Fact
- **April 6** – Planning Commissioner Deliberation and Findings of Fact (if needed)

Attachments

1. Public comments received to date