

**TOWN OF DARRINGTON  
DARRINGTON, WASHINGTON**

**RESOLUTION ~~XXX~~ 308**

**A RESOLUTION OF THE TOWN OF DARRINGTON, WASHINGTON, SUPPORTING THE ADOPTION OF THE 2019 SHORELINE MASTER PROGRAM (SMP) PERIODIC UPDATE AND ALLOWING TOWN STAFF TO FORWARD THE SMP TO DEPARTMENT OF ECOLOGY (DOE) FOR REVIEW AND COMMENTS.**

**WHEREAS**, the Town of Darrington recognizes that the shorelines of the state are among the most valuable and fragile of its natural resources and that there is great concern throughout the state relating to their utilization, protection, restoration, and preservation; and

**WHEREAS**, the Shoreline Management Act (SMA) recognizes the importance of water dependent economic development and the protection of private property rights; and

**WHEREAS**, the Town initiated a Shoreline Master Program Update work program in 2018 to begin the process of updating its existing shoreline regulations consistent with the Revised Code of Washington (RCW) Chapter 98.58, and the Washington Administrative Code (WAC) Chapter 173-26; and

**WHEREAS**, as set forth in RCW 90.58.020, the State Legislature has found that shorelines of the State are among the most valuable and fragile of its natural resources and unrestricted construction on privately and publicly owned shorelines of the State is not in the best public interest; and

**WHEREAS**, a Notice of Proposed Amendment of the SMP was submitted to the state Department of Commerce and circulated to agencies and the public; and

**WHEREAS**, the SMA states the local government and Ecology shall "not only invite but actively encourage participation" in SMP development; and

**WHEREAS**, the Town has fulfilled this mandate by holding Planning Commission and workshop meetings, briefings and hearings and Town Council briefings; and

**WHEREAS**, the Planning Commission held a Public Hearing on July 25, 2019; and

**WHEREAS**, the Planning Commission at their July 25, 2019 meeting recommended the adoption of the conclusions and findings of fact presented in the staff report and recommend the Town Council approve the 2019 Shoreline Master Program Periodic Update and authorize its forwarding to the Department of Ecology; and

**WHEREAS**, the Council held a public hearing on August 14, 2019 to accept final comments on the 2019 SMP Update; and

**WHEREAS**, the Council finds that the process of the update and the content of the SMP fulfills the goals of the SMA, Washington State Department of Ecology guidance, applicable regulations in the WAC as applied to the specific conditions in Darrington as summarized in 173-26-176(3); and

**WHEREAS**, the Council supports staff forwarding the 2019 Shoreline Master Program Periodic Update to the Department of Ecology for their final review;

**NOW THEREFORE, THE TOWN COUNCIL OF THE TOWN OF DARRINGTON, WASHINGTON, RESOLVES AS FOLLOWS:**

**Section 1. 2019 Shoreline Master Program Periodic Update.** The Town of Darrington supports the adoption of the 2019 Shoreline Master Program Periodic Update as attached hereto in Exhibit A and directs staff to forward the document to the Department of Ecology.

**Section 2. Severability.** If any section, subsection, paragraph, sentence, clause or phrase of this resolution or its application to any person or situation should be held to be invalid or unconstitutional for any reason by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this resolution or its application to any other person or situation.

**Section 3. Effective Date.** This resolution shall take effect immediately upon passage by the Town of Darrington Town Council.

**PASSED BY THE TOWN COUNCIL OF THE TOWN OF DARRINGTON, WASHINGTON** at a Regular Meeting there of this \_\_\_\_\_ day of August, 2019.

TOWN OF DARRINGTON

  
Dan Rankin, Mayor

ATTEST:

By   
Dianne Allen, Town Clerk

APPROVED AS TO FORM:

By \_\_\_\_\_  
Town Attorney