

Attachment B: Public Comment Summary and Response

Pierce County SMP Amendment

Comments received by Department of Ecology in response to Ordinance No. 2020-49

Comment	Commenter	Comment Summary	Pierce County Comment
1.	Plauché & Carr	<p>We are submitting this letter on behalf of Taylor Shellfish Company, Inc. and Seattle Shellfish, LLC to comment on the 2020 proposed amendment to the Pierce County Shoreline Master Program (“SMP”), Ordinance No. 2020-49.</p> <p>Pierce County adopted the 2020 amendment in response to a February 21, 2020 decision by the Growth Management Hearings Board (“Board”) that determined two areas of the SMP (18E.40.040.E and Appendix C to Chapter 18S.70) remain noncompliant with the Shoreline Management Act and implementing guidelines. We have reviewed Ordinance No. 2020-49 and believe it satisfactorily resolves the remaining areas of noncompliance identified by the Board and appropriately corrects a typographical error in Table 18S.60.030-1.</p> <p>We appreciate the steps that Pierce County has taken to achieve compliance with the Board’s order and recommend that the Department of Ecology approve the 2020 proposed SMP amendment as submitted.</p>	<p>Agree.</p> <p>Pierce County’s adoption of Ordinance No. 2020-49 is responsive to the Order on Compliance issued by the Growth Management Hearings Board in Case No. 18-3-0013c.</p> <p>The amendments adopted in Chapter 18S.70-Appendix C and Section 18E.40.040 resolve the remaining issues.</p> <p>The amendment to Table 18S.60.030 -1 corrects a typographical error.</p>
2.	Marian Berejikian	<p>I would like to see a better definition of cumulative impacts in the document. How is it determined and who addresses it? I would like to see language that clearly spells out who makes the determination and how they arrived at their conclusion. Cumulative is defined as increasing by successive additions or made up of accumulated parts - Cumulative impacts should look at what is</p>	<p>There is no definition of “cumulative impacts” provided in PCC 18S because neither the SMA nor SMP guidelines provides one.</p> <p>“Cumulative impacts” is a term that refers to two different types of analyses.</p> <p>The scope of the first analysis, is more narrowly focused in regard to Shoreline Conditional Use Permits</p>

Public Comment Summary – Pierce County SMP, Ordinance No 2020-49

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		<p>currently on the ground, not projected into the future. Clarification is needed on this issue.</p>	<p>(PCC 18S.60.060) and Variances (18S.60.070) that specifically requires consideration of future projects – “In the granting of all Shoreline Conditional Use Permits, consideration shall be given to the cumulative impact of additional requests for like actions in the area”. “In the granting of all Shoreline Variances, consideration shall be given to the cumulative impact of additional requests for like actions in the area”. Additionally, PCC 18S.40.040.B.9 requires cumulative impact analysis for certain proposed complex aquaculture projects in particular areas.</p> <p>The scope of the second type of cumulative analysis is a more broad consideration of the potential for impacts to a waterbody from aquaculture when every other activity occurring in that waterbody (which could include, but isn’t limited to, such things as additional aquaculture, other industry types, recreation, overwater structures, shoreline armoring, and stormwater outfalls). This cumulative analysis can be a complex and lengthy scientific process and is typically required of larger projects proposed within relatively small waterbodies.</p> <p>Both types of analysis consider the combined impacts of a proposed activity together with current uses and potential impacts of reasonably foreseeable future aquaculture activities. The analysis involves a number of disciplines and the review often involves the efforts of two or three different Professional staff.</p>