

ORDINANCE NO. 1593

AN ORDINANCE ADOPTING A SHORELINES MASTER PROGRAM AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS:

1. The City of Montesano has land and water within the City subject to the jurisdiction of the Shorelines Management Act.
2. The Shorelines Management Act requires that local governments prepare a Master Program to guide and manage the development of the areas within the Act's jurisdiction.
3. The Montesano Shoreline Citizen Advisory Committee has prepared a Shorelines Master Program for the City after consultation with citizens, property owners, and governmental agencies.
4. The Advisory Committee has conducted all necessary public hearings on the proposed program and recommends approval.
5. All necessary hearings have been held; all necessary notices given; and all necessary environmental reviews conducted.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF MONTESANO:

SECTION I: That certain document entitled "City of Montesano Shoreline Master Program" consisting of eight chapters, one appendix, and a map as on file in the Office of the

CFO/City Clerk and signed by the Mayor is hereby adopted by reference as the Shoreline Master Program for the City.

SECTION II: The CFO/City Clerk is directed to forward a copy of this Ordinance and the adopted program to the Department of Ecology for approval and adoption into the State Shoreline Management Master Program.

SECTION III: Chapters 1 through 8 and Appendix, as well as the map of the adopted program, shall be codified in Title XIV of the City Code.

SECTION IV: This Ordinance shall take effect five days after publication of a Synopsis of the Ordinance to the extent such may be allowed by law: PROVIDED that in any event, it shall go into effect no later than the date upon which the City receives confirmation that the Washington State Department of Ecology has approved this plan for inclusion into the State Master Program.

SECTION V: If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases had been declared invalid or unconstitutional, and if for any reason this Ordinance should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.

SECTION VI: Corrections by the CFO/City Clerk or Code Reviser. Upon approval of the Mayor and City Attorney, the CFO/City Clerk and the Code Reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors, references to other local, state, or federal laws, codes, rules, or regulations, or ordinance number and section/subsection numbering.

PASSED THIS 28th DAY OF JUNE, 2016, by the City Council of the City of Montesano, and signed in approval therewith this 29th day of JUNE, 2016.

CITY OF MONTESANO:



VINI E. SAMUEL, Mayor

ATTEST:



DOUG STREETER, CFO/City Clerk

APPROVED AS TO FORM:



CHRISTOPHER JOHN COKER, City Attorney

PUBLISHED: JULY 14, 2016

SYNOPSIS OF ORDINANCE NO. 1593

AN ORDINANCE ADOPTING A SHORELINES MASTER PROGRAM AND PROVIDING FOR AN EFFECTIVE DATE; AND REPEALING ORDINANCE 1333.

On June 28, 2016, the City Council of the City of Montesano adopted Ordinance Number 1593. The intent and purpose of the Ordinance was to adopt the "City of Montesano Shoreline Master Program" to define areas within the City identified as shorelines under state law and update the plans and regulations governing activities within those areas.

A complete copy of this Ordinance is available during regular business hours at the Office of the Clerk-Controller, City Hall, Montesano, Washington. The Ordinance will be made available for review without cost; a copy will be provided upon request without cost if such request is timely made. This Synopsis is published pursuant to the laws of the State of Washington.

DATED this 11th day of JULY, 2016.



DOUG STREETER, CFO/City Clerk

Affidavit of Publication

The Vidette

Montesano, Washington

RECEIVED
JUL 18 2016
CITY OF MONTESANO

STATE OF WASHINGTON)
)ss
County of Grays Harbor)

Brittnee Morris, being first duly sworn on oath, deposes and says: That she is the **legal clerk** of THE VIDETTE, a weekly newspaper, which has been established, published in the English language, and circulated continuously as a weekly newspaper in the City of Montesano, and in said County and State, and of general circulation in said county for more than six (6) months prior to the date of the first publication of the Notice hereto attached, and that the said Vidette was on the 23rd day of June, 1941, approved as a legal newspaper by the Superior Court of said Grays Harbor County, and that the annexed is a true copy of

Syn. of Ord. 1593 City of Montesano

as it appeared in the regular and entire issue of said paper itself and not in a supplement thereof, for a period of 1 week commencing on the 14th day of July, 2016, and ending on the 14th day of July, 2016 and that said newspaper was regularly distributed to its subscribers during all of this period. That the amount of \$48.33 is the total cost for publication of this notice.

Brittnee Morris

Subscribed and sworn to me before
this 14th day of July, 2016.

Dustin Bebie
Notary Public in and for the State of Washington,
Residing at Aberdeen

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DATED this 8th day of July, 2016.

DOUG STREETER,
CFO/City Clerk
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