



## DETERMINATION OF NON-SIGNIFICANCE

### Description of Proposal:

CPZ2018-00010 Shoreline Master Program Amendments - the proposed Shoreline Master Program amendment would: incorporate the most recent updated critical areas ordinance; address a state law regarding special procedures for local review of WSDOT projects; incorporate a new rule regarding local procedures approving/amending shoreline master programs; address a new law and revised rules that clarify developments not required to obtain shoreline permits or local review; address statutes regarding EFSEC projects; add clarifying language regarding the forest practices and archeological, cultural and historic resources sections of code; revise and add definitions to align with state statutes; and, clean-up text and reference errors.

**Proponent:** *Clark County Community Planning*

**Location of proposal, including street address, if any:** *Clark County, Washington*

**Lead Agency:** *Clark County, Washington*

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. This information is available to the public on request.

This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 14 days from the date below.

Comments must be submitted by: May 12, 2018

**Responsible Official:** Oliver Orjiako  
**Position/title:** Director  
**Address:** **RE: SEPA Comments**  
Clark County Community Planning  
1300 Franklin Street; 3<sup>rd</sup> Floor  
P.O. Box 9810  
Vancouver, WA 98666-9810

**Date:** 4-11-18      **Signature:** Oliver Orjiako

The staff contact person and telephone number for any questions on this review is Jenna Kay, Planner II, (564) 397-4968.

**Clark County SEPA Environmental Checklist  
Washington Administrative Code (WAC) 197-11-960**

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**A. BACKGROUND**

**1. Name of proposed project, if applicable:**

CPZ2018-00010 Shoreline Master Program Amendments

**2. Name of applicant:**

Clark County, Washington

**3. Address and phone number of applicant and contact person.**

Oliver Orjiako; Director

Clark County Community Planning

P.O. Box 9810

Vancouver, WA 98666-9810

(564) 397-4112

**4. Date checklist prepared:**

April 11, 2018

**5. Agency requesting checklist:**

Clark County, Washington

**6. Proposed timing or schedule (including phasing, if applicable):**

If approved by the Clark County Council, the Clark County Shoreline Master Program (SMP) Amendments will go to the Department of Ecology (Ecology) for formal review. The amended SMP would become effective 14-days after Ecology approves it, expected to be sometime in late 2018 or early 2019.

**7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain.**

No, this is a non-project action.

**8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal.**

None, this is a non-project action.

9. **Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain.**  
None, this is a non-project action.

10. **List any government approvals or permits that will be needed for your proposal, if known.**  
Ecology will conduct a formal review of the SMP amendments once it is adopted by the council. This may or may not include a public hearing in the county.

11. **Give brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page.**

This SEPA review is for a non-project action, as such proposed uses, size and exact locations are not applicable. The proposed Shoreline Master Program amendment would: incorporate the most recent updated critical areas ordinance; address a state law regarding special procedures for local review of WSDOT projects; incorporate a new rule regarding local procedures approving/amending shoreline master programs; address a new law and revised rules that clarify developments not required to obtain shoreline permits or local review; address statutes regarding EFSEC projects; add clarifying language regarding the forest practices and archeological, cultural and historic resources sections of code; revise and add definitions to align with state statutes; and, clean-up text and reference errors.

12. **Location of the proposal. Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township, and range, if known. If a proposal would occur over a range of area, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit applications related to this checklist.**

The proposal includes shorelines of the state within Clark County that are subject to shoreline jurisdiction as defined by RCW 90.58.

## **B. ENVIRONMENTAL ELEMENTS**

### **1. Earth**

a. **General description of the site: Flat, rolling, hilly, steep slopes, mountainous, other.**  
The SMP amendment will apply to all shorelines in county jurisdiction, which include areas containing steep slopes and unstable soils.

b. **What is the steepest slope on the site (approximate percent slope)?**  
Not applicable, this is a non-project action.

- c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? If you know the classification of agricultural soils, specify them and note any prime farmland.**

Not applicable. This is a non-project action. Specific soil types will be determined during the shoreline review process for future development projects. Generally, soils in Clark County are of the Sauvie-Puyallup, Hillsboro-Gee-Odne, Hillsboro-Dollar-Cove, Lauren-Sifton-Wind River, Cinebar-Yacolt, Olympic-Kinney, Hesson-Olequa, and Hesson-Olympic associations. They range from fine to coarse and from poorly- to well-drained.

- d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.**

Not applicable, this is a non-project action. Specific soil types and their characteristics will be determined during the shoreline review process.

- e. Describe the purpose, type, and approximate quantities of any filling or grading proposed. Indicate source of fill.**

Not applicable, this is a non-project action. No development is anticipated as part of this application.

- f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe.**

Not applicable, this is a non-project action. Erosion concerns will be determined during the shoreline review process.

- g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?**

Not applicable, this is a non-project action. No development is anticipated as part of this application.

- h. Proposed measures to reduce or control erosion, or other impacts to the earth, if any:**

None, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

## **2. Air**

- a. What types of emissions to the air would result from the proposal (i.e., dust, automobile, odors, industrial wood smoke) during construction and when the project is completed? If any, generally describe and give approximate quantities if known.**

None, this is a non-project action.

- b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.**

Not applicable, this is a non-project action.

- c. Proposed measures to reduce or control emissions or other impacts to air, if any:**

Not applicable, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process, if needed.

### 3. Water

#### a. Surface:

- 1) **Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.**

The proposal includes shorelines of the state within Clark County that are subject to shoreline jurisdiction as defined by RCW 90.58. Shorelines of the state include the associated waters.

- 2) **Will the project require any work over, in, or adjacent to (within 200 feet) the described water? If yes, please describe and attach available plans.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 3) **Estimate the amount of fill and dredge material that would be placed in or removed from surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 4) **Will the proposal require surface water withdrawals or diversions? Give general description, purpose, and approximate quantities if known.**

Not applicable, this is a non-project action.

- 5) **Does the proposal lie within a 100-year flood plain? If so, note location on the site plan.**

Not applicable, this is a non-project action. Shoreline jurisdiction includes floodplains.

- 6) **Does the proposal involve any discharges of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge.**

No, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

#### b. Ground Water:

- 1) **Will ground water be withdrawn, or will water be discharged to ground water? Give general description, purpose, and approximate quantities if known.**

Not applicable, this is a non-project action.

- 2) **Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, containing the following chemicals . . .; agricultural; etc). Describe the general size of the system, the number of such systems, the number of houses to be**

served (if applicable), or the number of animals or humans the system(s) are expected to serve.

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

**c. Water Runoff (including storm water):**

- 1) Describe the source of runoff (including storm water) and method of collection and disposal, if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 2) Could waste materials enter ground or surface waters? If so, generally describe.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 3) Does the proposal alter or otherwise affect drainage patterns in the vicinity of the site? If so, describe.**

No, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- d. Proposed measures to reduce or control surface, ground, and runoff water impacts, if any:**

Not applicable, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

**4. Plants**

**a. Check or circle types of vegetation found on the site.**

deciduous tree: alder, maple, aspen, other

evergreen tree: fir, cedar, pine, other

shrubs

grass

pasture

crop or grain

orchards, vineyards or other permanent crops.

wet soil plants: cattail, buttercup, bullrush, skunk cabbage, other

water plants: water lily, eelgrass, milfoil, other

other types of vegetation

**b. What kind and amount of vegetation will be removed or altered?**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

**c. List threatened or endangered species known to be on or near the site.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any;**

None, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

- e. List all noxious weeds and invasive species known to be on or near the site.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

## 5. Animals

- a. Circle any birds and animals which have been observed on or near the site or are known to be on or near the site:**

birds: hawk, heron, eagle, songbirds, other:

mammals: deer, bear, elk, beaver, other:

fish: bass, salmon, trout, herring, shellfish, other:

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review that will identify any birds and animals which have been observed on or near the site.

- b. List any threatened or endangered species known to be on or near the site.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review that will show if any threatened or endangered species known to be on or near a site.

- c. Is the site part of a migration route? If so, explain.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- d. Proposed measures to preserve or enhance wildlife, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- e. List any invasive animal species known to be on or near the site.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

## 6. Energy and Natural Resources

- a. What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc.**

None, this is a non-project action.

- b. Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe.**

No, this is a non-project action.

- c. **What kinds of energy conservation features are included in the plans of this proposal? List other proposed measures to reduce or control energy impacts, if any:**

None, this is a non-project action.

## 7. Environmental Health

- a. **Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste that could occur as a result of this proposal? If so, describe.**

No, this is a non-project action.

- 1) **Describe special emergency services that might be required.**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 2) **Proposed measures to reduce or control environmental health hazards, if any:**

None, this is a non-project action.

- 3) **Describe any toxic or hazardous chemicals that might be stored, used, or produced during the project's development or construction, or at any time during the operating life of the project.**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 4) **Describe special emergency services that might be required.**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 5) **Proposed measures to reduce or control environmental health hazards, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

### b. Noise

- 1) **What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)?**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 2) **What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)? Indicate what hours noise would come from the site.**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- 3) **Proposed measures to reduce or control noise impacts, if any:**



None, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

## 8. Land and Shoreline Use

### a. What is the current use of the site and adjacent properties?

Not applicable, this is a non-project action. Shorelands accommodate a wide variety of uses.

### b. Has the site been used for agriculture? If so, describe.

Not applicable, this is a non-project action..

### c. Describe any structures on the site.

Not applicable, this is a non-project action.

### d. Will any structures be demolished? If so, what?

None, this is a non-project action.

### e. What is the current zoning classification of the site?

The SMP covers shorelines of the state within Clark County. Shorelands outside of urban growth areas are zoned for rural and resource lands uses. Shorelands in urban growth areas are zoned for a variety of residential and commercial uses.

### f. What is the current comprehensive plan designation of the site?

The SMP covers shorelines of the state within Clark County. Shorelands outside of urban growth areas are zoned for rural and resource lands uses. Shorelands in urban growth areas are zoned for a variety of residential and commercial uses.

### g. If applicable, what is the current shoreline master program designation of the site?

Not applicable, this is a non-project action. Current Shoreline designations include aquatic, natural, rural conservancy-residential, rural conservancy-resource lands, urban conservancy, medium intensity, and high intensity.

### h. Has any part of the site been classified as a critical area by the city or county? If so, specify.

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

### i. Approximately how many people would reside or work in the completed project?

None, this is a non-project action.

### j. Approximately how many people would the completed project displace?

None, this is a non-project action.

### k. Proposed measures to avoid or reduce displacement impacts, if any:

No measures are necessary as this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

### l. Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any:

No measures are necessary as this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

### m. Proposed measures to reduce or control impacts to agricultural and forest lands of long-term commercial significance, if any:

None, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

## 9. Housing

- a. **Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing.**

None, this is a non-project action.

- b. **Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing.**

None, this is a non-project action.

- c. **Proposed measures to reduce or control housing impacts, if any:**

None, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

## 10. Aesthetics

- a. **What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed?**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- b. **What views in the immediate vicinity would be altered or obstructed?**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- c. **Proposed measures to reduce or control aesthetic impacts, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

## 11. Light and Glare

- a. **What type of light or glare will the proposal produce? What time of day would it mainly occur?**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- b. **Could light or glare from the finished project be a safety hazard or interfere with views?**

No, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- c. **What existing off-site sources of light or glare may affect your proposal?**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- d. **Proposed measures to reduce or control light and glare impacts, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

## 12. Recreation

### a. **What designated and informal recreational opportunities are in the immediate vicinity?**

Shorelines in the county are home to several state, county, and local parks and greenways, in addition to the Ridgefield and Steigerwald National Wildlife Refuges. There are also several boat launching facilities, both public and private, in the county. Access to the shorelines is a stated goal of the Shoreline Management Act. The SMP will preserve current recreational opportunities.

### b. **Would the proposed project displace any existing recreational uses? If so, describe.**

No, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

### c. **Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

## 13. Historic and Cultural Preservation

### a. **Are there any places or objects listed on, or proposed for, national, state, or local preservation registers known to be on or next to the site? If so, generally describe.**

There are sites in the county listed on federal, state, and local inventories and registers. However, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

### b. **Generally describe any landmarks or evidence of historic, archaeological, scientific, or cultural importance known to be on or next to the site.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review. Development projects within shoreline jurisdiction will require a shoreline review that requires proof of submitting an archaeological pre-determination to the state (DAHP), if applicable.

### c. **Proposed measures to reduce or control impacts, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

### d. **Proposed measures to avoid, minimize, or compensate for loss, changes to, and disturbance to resources. Please include plans for the above and any permits that may be required.**

None, this is a non-project action. Site-specific measures and any mitigation measures will be developed during the shoreline review process.

#### 14. Transportation

- a. **Identify public streets and highways serving the site, and describe proposed access to the existing street system. Show on site plans, if any.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- b. **Is the site currently served by public transit? If not, what is the approximate distance to the nearest transit stop?**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- c. **How many parking spaces would the completed project have? How many would the project eliminate?**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- d. **Will the proposals require any new roads or streets, or improvements to existing roads or streets, not including driveways? If so, generally describe (indicate whether public or private).**

No, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- e. **Will the project use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe.**

No, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- f. **How many vehicular trips per day would be generated by the completed project? If known, indicate when peak volumes would occur.**

Not applicable, this is a non-project action.

- g. **Proposed measures to reduce or control transportation impacts, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- h. **Proposed measures to reduce or control transportation impacts, if any:**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

#### 15. Public Services

- a. **Would the project result in an increased need for public services (for example: fire protection, police protection, health care, schools, other)? if so, generally describe.**

No, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- b. **Proposed measures to reduce or control direct impacts on public services, if any.**

None, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

**16. Utilities**

- a. **Circle utilities currently available at the site: electricity, natural gas, water, refuse service, telephone, sanitary sewer, septic system, other.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

- b. **Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed.**

Not applicable, this is a non-project action. Development projects within shoreline jurisdiction will require a shoreline review.

**C. SIGNATURE**

The above answers are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.

Signature: Jenna Kay

Name of signee: Jenna Kay

Position and Agency/Organization: Planner II, Clark County

Date Submitted: April 11, 2018

**D. SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS**

Because these questions are very general, it may be helpful to read them in conjunction with the list of the elements of the environment. When answering these questions, be aware of the extent of the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

- 1. How would the proposal be likely to increase discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise?**

Adoption of the proposed amendment to the SMP would not have a direct impact on discharges to water, emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise. The current SMP for Clark County contains provisions restricting such or regulating these types of emissions. Additionally, any development within shoreline jurisdiction would be required to comply with all local, state and federal regulations and standards. The county currently regulates discharges in CCC Chapters 13.26A and 40.386.

- 2. How would the proposal be likely to affect plants, animals, fish or marine life?**

This proposal is a non-project action. No development is occurring. The proposed amendment to the SMP would protect plants, fish and other animals and habitats by

requiring development first to avoid impacts to fish and wildlife habitat, wetlands, frequently flooded areas and geologic hazard areas. Where impacts are unavoidable, they must be minimized and then mitigated to ensure no net loss of functions.

**3. How would the proposal be likely to deplete energy or natural resources?**

This non-project action would not deplete energy or natural resources.

**4. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection: such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, floodplains, or prime farmlands?**

No development is proposed at this time. Site plans for proposed development will be prepared and submitted at a future time. Future applications will be reviewed for compliance with applicable ordinances and code sections including habitat, wetlands, historic/archaeology, etc. Generally, the proposed amendment to the SMP provides updated policies and regulations to afford a greater level of protection for the shoreline environment. This amendment proposal incorporates updated county critical areas protection ordinances into the existing SMP.

**5. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?**

In developing the proposed amendment to the SMP, the comprehensive plan and the existing zoning were taken into consideration. The proposal is designed to be compatible with existing plans.

**6. How would the proposal be likely to increase demands on transportation or public services and utilities?**

This non-project proposal would not increase demands on transportation or public services and utilities.

**7. Identify, if possible, whether the proposal may conflict with local, state, or federal laws or requirements for the protection of the environment.**

Care has been taken to ensure that the provisions of the proposed amendment to the SMP will not conflict with other local, state, or federal laws or requirements for the protection of the environment. In many cases, existing state and local requirements are built into or cited in the SMP. Where conflicts do occur, the current SMP provides that the regulations providing the most protection to the environment will prevail.