



Title 40 Code Updates:

CPZ2019-00005

40.510.040 Type IV Process – Legislative Decisions

40.560 Plan and Code Amendments

Charter Amendments

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Clark County Council Work Session March 20, 2019
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Title 40 proposed updates

- **40.510.040 Type IV Process - Legislative Decisions**

Clarify and streamline existing practices

- **40.560 Plan and Code Amendments**

Clarify and reorganize process for annual reviews and dockets

- **Title 40**

Home Rule Charter name change from “board” to “council”
and correct scrivener’s errors in Section 40.430.010(D)





40.510.040 Type IV Process – Legislative Decisions

Repeal existing code and replace with reorganized code sections:

- Decision: Clarify the scope of Type IV review process to include periodic comp plan updates, annual updates (e.g., property-owner annual reviews and county-initiated dockets; development regulations, and Shoreline Master Program updates
- Process: Define Type IV legislative process pursuant to RCW 36.70A.035 and the appeals process pursuant to RCW 36.70A.280 and 36.70A.290
- Procedure: Clarify the scope of Planning Commission review
- Staff Report: Amend text to reflect current practice of posting the staff report on county website and emailing





- [illegible]





40.510.040 Type IV Process – Legislative Decisions

- Public Hearings:
 - Clarify the current practice of posting the PC recommendation to the county website within 3 business days following the hearing;
 - Clarify requirement for majority vote of a quorum of the commission;
 - Amend mail with email.
- Interim Actions, Moratoria, and Emergencies: Codify existing practice.





40.560 Plan and Code Amendments

- General Edits include:
 - Clarify processes and timelines
 - Add references to 40.510.040 and RCWs
 - Inform applicant “in writing” by email, not mail.
- Delete old H. Clarify Criteria for Commercial Map Changes
 - Move market analysis and transportation analysis to submittal requirements in 40.560.050.C.2
- Revise G. Clarify Additional Criteria for Rural Map Changes:
 - Clarify that per WAC 365-196-480(2)(e) the de-designation of natural resource designations be done on an area-wide basis





40.560 Plan and Code Amendments

- Rural Centers
 - Clarify existing language is divided into two sections: one for rural centers and one for natural resource land designations.
- Revise H. Additional Criteria for Rural Major Industrial Map Changes:
 - Delete reference to expired RCW.
 - Delete reference to concomitant rezone agreement; this is an archaic reference replaced with the Development Agreement per RCW36.70B.170





40.560 Plan and Code Amendments

- Revised I: Additional Required Criteria Specific to Urban Holding Map Changes
 - Clarify that removing UH is a Type IV process consistent with the comp plan
- Deleted old L. Mixed Use Designation Zone Change Request
 - Delete because the 2016 comp plan removed inconsistencies between MX and MU comp plan and zoning designations, making this section moot





40.560 Plan and Code Amendments

- M. Other Plan Amendment Categories
 - Codify current practice of updating the six (6) year Transportation Improvement Plan annually per RCW 36.81.121 and WAC 136-15-050
- Old Q. Out of Cycle Amendments:
 - Relocated to 40.560. B.6





40.560 Plan and Code Amendments

40.560.020 Changes to Zoning Districts and Code Amendments

- Rezone Agreements: deleted
- Release of Concomitant Rezone Agreements: deleted

Concomitant rezone agreement is an archaic reference replaced with the Development Agreement per RCW36.70B.170





40.560 Plan and Code Amendments

40.560.030 Amendments Docket

- Add definition for Docket

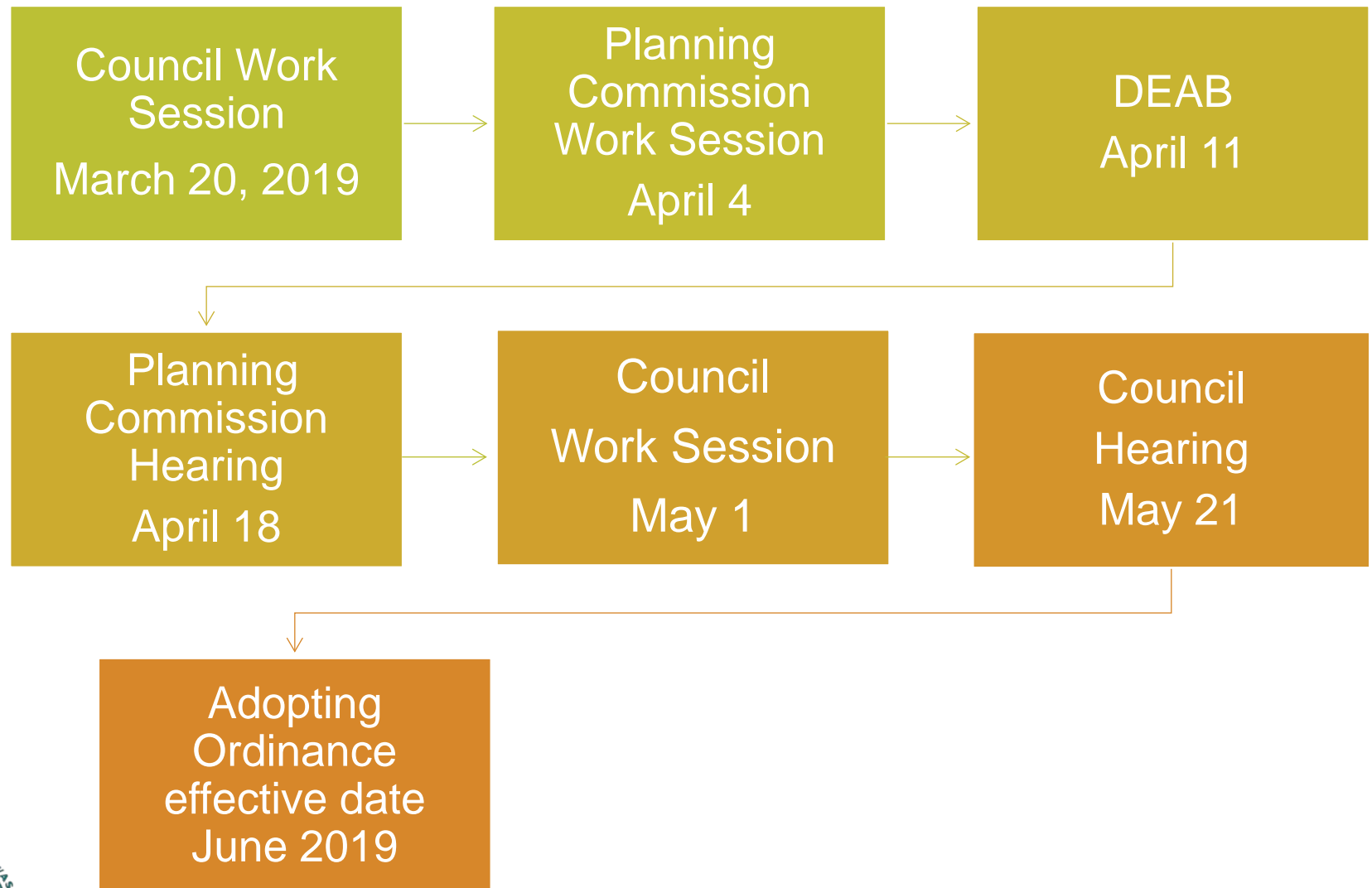
40.560.040 Annual Review Process –

- Sections added to codify existing practice:
- Annual Review timeline and submittal requirements (formerly old D)
- Pre-Application Review
- Review for Counter Complete
- Review for Fully Complete





Public Process



Thank you!

Clark County Public Service Center

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