

## Attachment 1: Town of Friday Harbor - Ecology Required and Recommended Changes

The changes in **red** are **required** for consistency with the SMA (RCW 90.58) and the SMP Guidelines (WAC 173-26, Part III). Changes in **blue** are **recommended** and consistent with SMA (RCW 90.58) policy and the SMP Guidelines (WAC 173-26, Part III). Note that all references to SMP Provisions are based on the proposed SMP numbering and naming conventions.

ITEM	PROVISION	BILL FORMAT CHANGES (underline = additions; strikethrough = deletions)	RATIONALE
Req-1	<b>2.04 Applicability to Development, Use, and Modification</b>	A. <u>This Master Program, shall apply to all development</u> , and to any use or modification of areas within shoreline jurisdiction.	<b>Required Change - Reinserts language deleted in error within the draft SMP.</b> The Town Planning Director confirmed that this language was inadvertently deleted within the draft SMP.
Req-2	<b>5.02 Undesignated Shorelines</b>	Undesignated shorelines shall be assigned a <u>Natural</u> designation <u>until the shoreline can be redesignated through a master program amendment, by the Director on a case by cases basis, dependent on the surrounding designations, and the development and shoreline conditions that existed on the parcel at the time of the 2015 Inventory and Characterization Report in -).</u>	<b>Required Change: Remove case-by-case determination on shoreline environment designation when undesignated shorelines are encountered.</b> This change is necessary for consistency with WAC 173-26.211(2)(e) related to undesignated and unmapped shorelines. This guideline provision requires a default to urban conservancy or a comparable designation in the Town's SMP. The existing language defaults to conservancy, however the Town's SMP contains no such shoreline environment designation. This change would assign a natural designation in the rare event that an unmapped or undesignated shoreline was discovered within the Town, and would apply to the site until such time that an SMP amendment could be made to reevaluate the appropriate designation.
Req-3	<b>6.02.D Public Shoreline View Protection</b>	<del>Administration. Development and uses shall be located, designed and constructed to minimize the impact on public shoreline views. Development which would substantially reduce the extent or aesthetic quality of such views shall not be permitted without a variance.</del>	<b>Required Change – This provision is not needed and conflicts with other SMP provisions</b> The Town has specific regulations to protect designated view corridors within and outside of shoreline jurisdiction. The view corridors are depicted on a map maintained by the Town as approved and amended by the Town Council. The SMP regulations include a deviation process subject to specific demonstrations through review of a shoreline conditional use permit. The Town Planning Director has determined that this provision requiring avoidance of view impacts without a shoreline variance is covered by the aforementioned conditional use permit process. A shoreline variance can always be sought when such bulk, dimensional or performance standards subject to the criteria outlined in WAC 173-27-170.
Req-4	<b>6.02.I Critical Areas</b>	1. Development, uses and land surface modifications within critical areas and critical area buffers shall be governed by this Master Program and the <u>applicable</u> Town's critical area ordinance <u>provisions</u> adopted by reference <u>per section 11.09.C.</u>	<b>Required Change – Reference to Section 11.09</b> See rationale in Required Change 5 below
Rec-3	<b>8.04 Cumulative Impacts and No Net Loss</b>	In the granting of all conditional use permits, consideration shall be given to the cumulative impact of additional requests for like actions in the area and analysis shall demonstrate that there will be no net loss of ecological functions and values from the cumulative impacts of conditional use permits. <u>For example, if conditional use permits were granted to other developments and/or uses in the areas</u>	<b>Recommended Change – add additional detail explaining applicability of this provision</b> WAC 173-27-160 includes the added language to add context and direction to how this provision should be interpreted. The Town added this language to Section 7.04 related to review of cumulative impacts through a shoreline variance. Adding the language here would provide consistency with that change.

		<a href="#">where similar circumstances exist, the total of the conditional use permits shall also remain consistent with the policies of RCW 90.58.020 and shall not cause substantial adverse effects to the shoreline.</a>	
Req-5	<b>11.09 Relationship to other Town Ordinances or Plans</b>	<p>C. The Town’s Critical Areas Ordinance Chapter 18.18 FHMC as amended through ordinance <a href="#">no. 1720, dated June 3, 2021</a> <del>XXXX</del> is adopted by reference <a href="#">as part of this program with exception of the following provisions; as such is applicable to this Chapter.</a></p> <p>FHMC 18.08.090 – Minor Development Activities Allowed Without Critical Area Review            FHMC 18.08.110 – Reasonable Use Exceptions            FHMC 18.08.120 – Public Agency and Utility Exception            FHMC 18.08.130 – Violation and Enforcement</p>	<p><b>Required Change – Removal of critical area provisions inconsistent with Shoreline Management Permit and Enforcement Procedures.</b></p> <p>These sections of the Town critical areas ordinance conflict with the shoreline management permit and enforcement procedures found in WAC 173-27, which establish the minimum requirements for implementing the Shoreline Management Act.</p>
Req-6	<b>13.01-H Definitions</b>	<a href="#">“Hard Shoreline Stabilization Measures” Shoreline stabilization which includes a footing, foundation, or anchors. Materials are typically hardened structures armoring the shoreline such as bulkheads, revetments, groins, weirs, or similar engineered solutions.</a>	<p><b>Required Change – Add definition for “Hard Shoreline Stabilization Measures”</b></p> <p>This is a Town requested change to add this definition that was discussed before the Town Planning Commission but was inadvertently left off the initial review draft of the SMP.</p>
Req-7	<b>13.01-S Definitions</b>	<p><a href="#">“Soft Shoreline Stabilization Measures” Shore erosion control and restoration practices using only plantings or organic materials to restore, protect or enhance the natural shoreline environment. This technique mimics natural conditions for ecological functions and ecosystem wide processes. When used, organic/biodegradable structural components are to be placed to avoid significant disruption of sediment recruitment, transportation, and accretion. Examples include:</a></p> <ul style="list-style-type: none"> <li>A. <a href="#">Bioengineered shoreline stabilization</a></li> <li>B. <a href="#">Beach nourishment/replenishment</a></li> <li>C. <a href="#">Vegetated soil stabilization retention methods</a></li> <li>D. <a href="#">Driftwood</a></li> <li>E. <a href="#">Coir fiber logs</a></li> <li>F. <a href="#">Nonstructural shoreline stabilization</a></li> <li>G. <a href="#">Beach berms</a></li> <li>H. <a href="#">Vegetation enhancement</a></li> </ul>	<p><b>Required Change – Add definition for “Soft Shoreline Stabilization Measures”</b></p> <p>This is a Town requested change to add this definition that was discussed before the Town Planning Commission but was inadvertently left off the initial review draft of the SMP.</p>
Req-8	<b>13.01-N Definitions</b>	<a href="#">“Non-structural Shoreline Stabilization” means setbacks, relocation of structures to avoid the need for structural stabilization, groundwater management, drainage controls, planning and regulatory measures to avoid the need for structural stabilization.</a>	<p><b>Required Change – Add definition for “Non-structural Shoreline Stabilization”</b></p> <p>This is a Town requested change to add this definition that was discussed before the Town Planning Commission but was inadvertently left off the initial review draft of the SMP.</p>
Req-9	<b>Attachment 1 Shoreline Jurisdiction Map</b>	The official shoreline map is missing the “Construction Line Limit” as referenced in 6.15.C.7 related to Piers and Docks.	<p><b>Required Change – Amend map to show the construction line limit</b></p> <p>In addition to the missing construction line limit, the Planning Director will also add the waterward extent of the Town’s shoreline jurisdiction.</p>