

ORDINANCE NO. 144-06

AN ORDINANCE ESTABLISHING A UNIFORM PROCESS FOR SETTING PERMIT FEES CHARGED BY COUNTY DEPARTMENTS AND AGENCIES ADMINISTERING LAND USE REGULATIONS; AMENDING ORDINANCE NO. 104-84; AMENDING ORDINANCE NO. 131-00; AMENDING RESOLUTION NO. 23-78; AMENDING ORDINANCE NO. 78-1969; AMENDING ORDINANCE NO. 114-92; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, permit fees charged for various county land use services have been set from time-to-time as part of the Ordinances establishing land use regulations; and

WHEREAS, the existence of multiple Ordinances relating to fees to be charged for county land use regulation services has led to inconsistencies and unnecessary administrative burdens; and

WHEREAS, it is in the best interests of the efficient administration of county business to establish a uniform process for setting fees related to the administration of land use regulations;

NOW THEREFORE:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF WAHIAKUM COUNTY, WASHINGTON, as follows:

**SECTION 1.** Section 8 of Ordinance No. 104-84 and Section 43.21C.080(2) of the Revised Code of Wahkiakum County are each hereby amended to read as follows:

“43.21C.080(2) FEES. Fees for any permits or inspections required by the terms or provisions of this Ordinance shall be as set from time to time by a Resolution duly adopted by the Board of County Commissioners.”

**SECTION 2.** Section 9(A) of Ordinance No. 131-00 and Section 43.70.090(A) of the Revised Code of Wahkiakum County are each hereby amended to read as follows:

“43.70.090 ESTABLISHMENT OF DEVELOPMENT PERMIT. A. Development Permit Required. A development permit shall be obtained before development begins within any critical area or its buffer. A development permit will be issued as part of a building or shorelines permit as may be required by law. In cases where the development is exempt from both building and shorelines permits, a development permit in the form of a letter will be used. Fees for the issuance of development permits and related inspections shall be as set from time to time by a Resolution duly adopted by the Board of County Commissioners.”

**SECTION 3.** Section 1 of Resolution 23-78 and Section 43.90.050 of the Revised Code of Wahkiakum County are each hereby amended to read as follows:

“43.90.050 PERMIT AND EXEMPTION APPLICATION – PROCESSING. Applications in Wahkiakum County for shoreline management permits or exemptions shall be submitted to the Wahkiakum County Permit Coordinator on application forms approved by said Permit Coordinator. At the time of such application, the applicant shall pay a processing fee in an amount as prescribed and set from time to time by a Resolution duly adopted by the Board of County Commissioners. Upon receipt of a complete application and the required fees, the Wahkiakum County Permit Coordinator shall:

- A. Provide a copy of each application together with supporting documentation available to him, to the Wahkiakum County Planning Commission for its review and recommendations;
- B. Make a recommendation to the Board of County Commissioners as to whether such application should be granted or denied based upon the guidelines set forth in the Wahkiakum County Shorelines Management Master Program as the same exists or is hereafter amended; and
- C. Present to the Board of County Commissioners for their action at the first regular meeting of the Board following action upon the application by the Planning Commission, the following:
  1. The application and supporting documentation;
  2. The recommendation of the Permit Coordinator; and
  3. The recommendation, findings and conclusions of the Planning Commission.”

**SECTION 4.** Section 58.17.609 of Ordinance No. 78-1969 and Section 58.17.609 of the Revised Code of Wahkiakum County are each amended to read as follows:

“**58.17.609 FEES.** The fees and charges for processing pre-applications for the preliminary and/or final plat approval, checking and approving plans and specifications, performing inspections, recording final plats, and other administrative actions under this Ordinance shall be as set from time to time by a Resolution duly adopted by the Board of County Commissioners.”

**SECTION 5.** Section 4(B)(1) of Ordinance No. 114-92 and Section 58.18.040(B)(1) of the Revised Code of Wahkiakum County are each hereby amended to read as follows:

“**58.18.040 ADMINISTRATION. B. Procedure—Application.** 1. Any person desiring to divide land not exempt under this chapter and situated in an unincorporated area of Wahkiakum County into four or fewer lots for the purpose of sale or lease shall submit an application for short subdivision approval to the Short Plat Administrator, together with an application fee as set from time to time by a Resolution duly adopted by the Board of County Commissioners, plus advertising fees.”

**SECTION 6: SEVERABILITY.** Should any section, clause, or provision of this Ordinance be declared invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof other than the part so declared invalid.

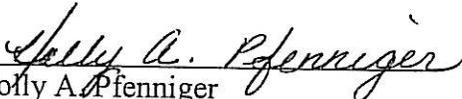
**SECTION 7: SAVINGS.** The Ordinance and Resolution sections amended under this Ordinance are amended upon the effective date of this Ordinance, except with respect to rights and duties which matured, taxes, assessments, or penalties which were incurred, and proceedings which were begun prior to March 1, 2006.

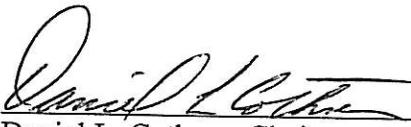
**SECTION 8: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after the 28th day of February, 2006.

**DULY PASSED AND ADOPTED FOLLOWING PUBLIC HEARING HEREON** this 28th day of February, 2006.

**BOARD OF COUNTY COMMISSIONERS  
OF WAHKIAKUM COUNTY, WASHINGTON**

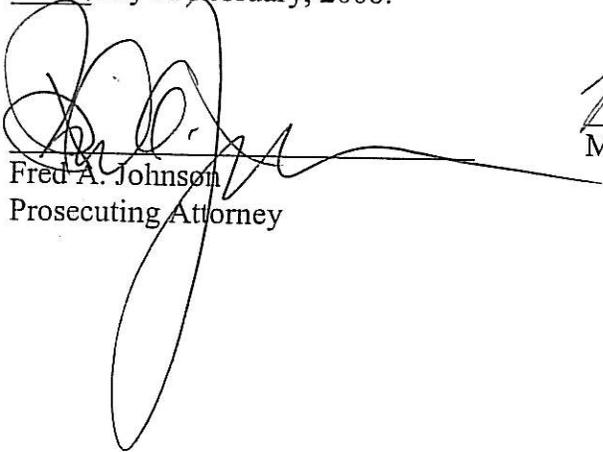
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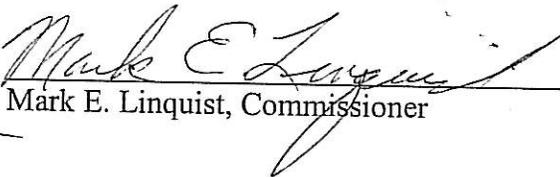
  
Holly A. Pfenniger  
Clerk of the Board

  
Daniel L. Cothren, Chairman

**APPROVED AS TO FORM** this  
28th day of February, 2006:

  
George A. Trott, Commissioner

  
Fred A. Johnson  
Prosecuting Attorney

  
Mark E. Linquist, Commissioner