

**RESOLUTION NO. R2021-004**

**A RESOLUTION accepting the *City of Tumwater and Thurston Joint Plan* update (2021) and recommending that the Thurston County Board of Commissioners adopt the updated plan as part of the County's Comprehensive Plan.**

**WHEREAS**, the City of Tumwater and Thurston County value joint planning; and

**WHEREAS**, the Cities of Lacey, Olympia, and Tumwater and Thurston County initially agreed upon the process of joint planning in the 1988 *Memorandum of Understanding: An Urban Growth Management Agreement*. This agreement established short and long-term urban growth areas for the Cities of Lacey, Olympia, and Tumwater and outlined a process for Thurston County to jointly plan for these areas with each City; and

**WHEREAS**, in 1990, the Washington State Legislature passed the Growth Management Act. The Act requires Thurston County and each of its cities to adopt a Comprehensive Plan and to establish a 20-year urban growth boundary jointly for each urban area. To guide this planning effort, the Act mandated that Thurston County create County-Wide Planning Policies; and

**WHEREAS**, Thurston County adopted County-Wide Planning Policies (Policies) in 1992 in collaboration with its cities and towns. The Policies reaffirmed joint planning would be used to plan for each city's urban growth area. In 1993, representatives of Thurston County and its cities and towns met to clarify the intent of the County-Wide Planning Policies and affirm the long and short-term urban growth boundaries established in the 1988 *Memorandum of Understanding: An Urban Growth Management Agreement*. The Policies state that changes to these boundaries may be proposed through the joint planning process; and

**WHEREAS**, the Tumwater City Council and Thurston County Commissioners authorized work to begin on the City of Tumwater and Thurston County Joint Plan (Joint Plan) for the City of Tumwater urban growth area in 1993; and

**WHEREAS**, the Joint Plan was adopted in 1995 by the City and County and subsequently amended in 2009; and

**WHEREAS**, to ensure successful implementation of the Joint Plan, Thurston County and the Cities of Lacey, Olympia, and Tumwater entered into an agreement in 1995 titled *Memorandum of Understanding: Urban Growth Area Zoning and Development Standards*; and

**WHEREAS**, the Joint Plan has not been substantially updated since its adoption in 1995; and

**WHEREAS**, the City is required to plan under Chapter 36.70A RCW, the Growth Management Act; and

**WHEREAS**, this Ordinance meets the goals and requirements of the Growth Management Act; and

**WHEREAS**, the City of Tumwater has adopted a Comprehensive Plan, in accordance with the Growth Management Act; and

**WHEREAS**, the City of Tumwater adopted the Joint Plan in 1995 and made minor amendments to the Joint Plan in 2009; and

**WHEREAS**, the City of Tumwater adopted the required Growth Management Act update to its Comprehensive Plan in 2016; and

**WHEREAS**, the City of Tumwater and Thurston County staff worked on the Joint Plan in 2016 and 2017 and then again from 2020 to the present; and

**WHEREAS**, continued coordination, monitoring, and public outreach will be essential to achieving the vision laid out in the Joint Plan; and

**WHEREAS**, the Joint Plan update can only be successful if implemented on a communitywide basis with ongoing support from local governments, private entities, community groups, neighborhoods, and the public; and

**WHEREAS**, in accordance with RCW 36.70A.106 and WAC 365-196-630, a notice of intent to adopt the *City of Tumwater and Thurston County Joint Plan* update was sent to the State of Washington Department of Commerce and to other state agencies on April 8, 2021 to allow for a sixty-day review and comment period, which comment period ended prior to adoption of this ordinance; and

**WHEREAS**, an Environmental Checklist for a non-project action was prepared by Thurston County under the State Environmental Policy Act (Chapter 43.21C RCW) on [TBD], 2021, pursuant to Chapter 197-11 WAC, and a Determination of Non-Significance (DNS) was issued on [TBD], 2021; and

**WHEREAS**, the Attorney General *Advisory Memorandum and Recommended Process for Evaluating Proposed Regulatory or Administrative Actions to Avoid Unconstitutional Takings of Private Property* (September 2018) was reviewed and utilized by the City in objectively evaluating the proposed amendments; and

**WHEREAS**, the City of Tumwater and Thurston County Planning Commissions received a joint briefing on the *City of Tumwater and Thurston County Joint Plan* update on March 31, 2021, held a joint worksession on April 15, 2021, and held a joint public hearing on May 20, 2021; and

**WHEREAS**, following the public hearing and deliberations, the Planning Commissions recommended approval of the *City of Tumwater and Thurston County Joint Plan* update to the City Council; and

**WHEREAS**, the General Government Committee held briefings on the *City of Tumwater and Thurston County Joint Plan* update on April 14, 2021 and June 9, 2021; and

**WHEREAS**, the City Council discussed the *City of Tumwater and Thurston County Joint Plan* update in a worksession on June 22, 2021; and

**WHEREAS**, the City Council considered the *City of Tumwater and Thurston County Joint Plan* update July 6, 2021; and

**WHEREAS**, the City Council finds that the provisions of this Ordinance are in the best interest of and protect the health, safety, and welfare of the residents of the City.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUMWATER AS FOLLOWS:**

**Section 1.** The City Council accepts the updated document “*City of Tumwater and Thurston County Joint Plan*” as the Comprehensive Plan element for the City’s unincorporated Urban Growth Area and forwards the *City of Tumwater and Thurston County Joint Plan* update to the Thurston County Board of Commissioners for final action.

**Section 2.** The City Council will support implementation of the *City of Tumwater and Thurston County Joint Plan* through work with Thurston County on the implementation actions in the Plan.

**Section 3.** The City Council agrees to move the *City of Tumwater and Thurston County Joint Plan* forward to adoption through the Comprehensive Plan amendment process once the Thurston County Board of Commissioners adopts it and then through their respective staff and planning groups for integration, as appropriate, of relevant actions into local plans, regulations, and programs.

**Section 4. Ratification.** Any act consistent with the authority and prior to the effective date of this Resolution is hereby ratified and affirmed.

**Section 5. Severability.** The provisions of this Resolution are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this Resolution or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the Resolution, or the validity of its application to other persons or circumstances.

**Section 6. Effective Date.** This Resolution shall become effective immediately upon acceptance and signature as provided by law.

**RESOLVED** this \_\_\_ day of \_\_\_\_\_, 2021.

CITY OF TUMWATER

\_\_\_\_\_  
Pete Kmet, Mayor

ATTEST:

\_\_\_\_\_  
Melody Valiant, City Clerk

APPROVED AS TO FORM:

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Karen Kirkpatrick, City Attorney