



Kittitas County Voluntary Stewardship Program

Overview of Kittitas County Regulations

VSP Watershed Group

July 20, 2016

10:00am – 2:30pm

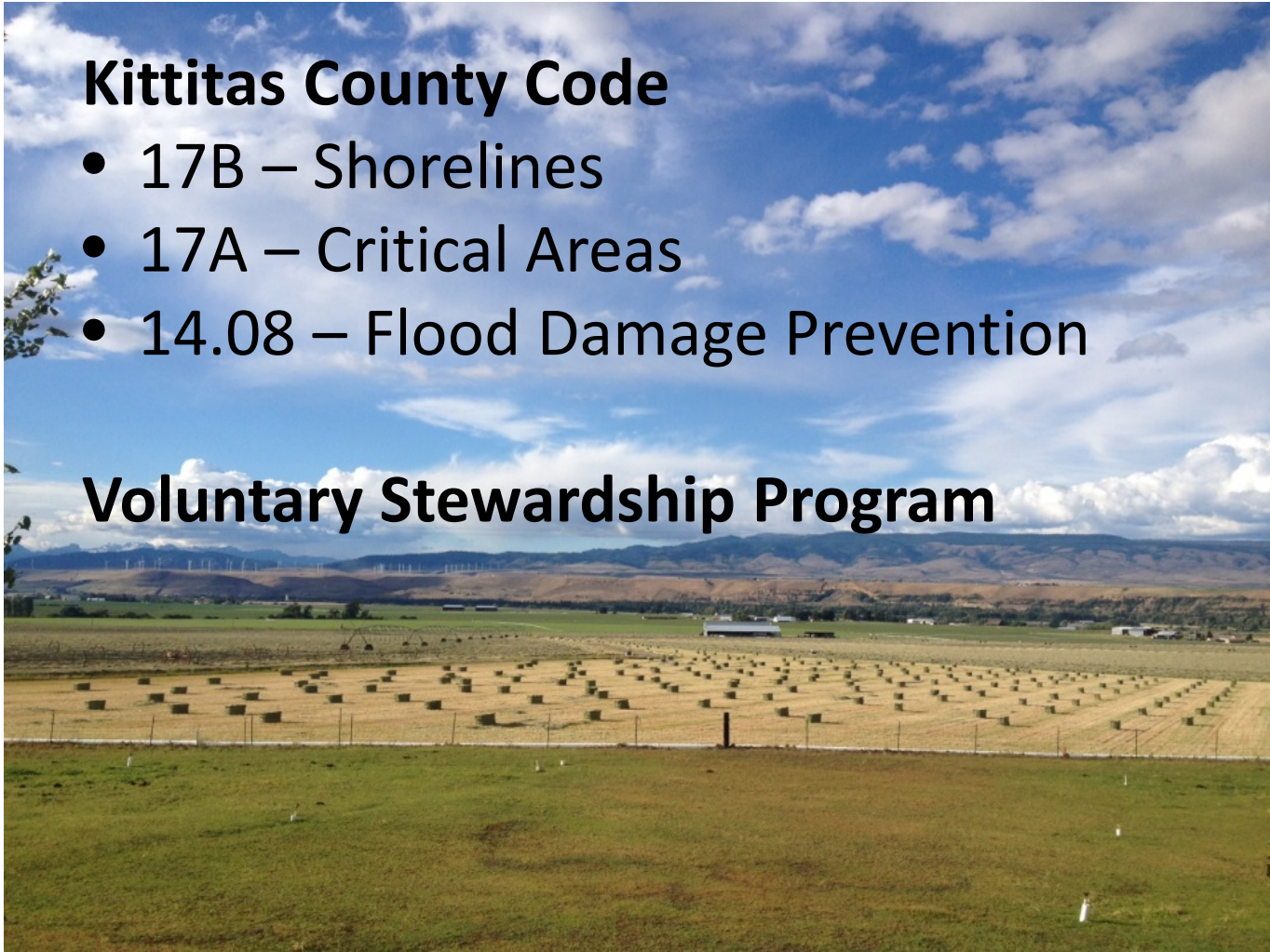


Agenda

Kittitas County Code

- 17B – Shorelines
- 17A – Critical Areas
- 14.08 – Flood Damage Prevention

Voluntary Stewardship Program



Kittitas County Code

Table of Contents

Title 1	General Provisions	Title 13	Water and Sewers
Title 2	Administration and Personnel	Title 14	Buildings and Construction
Title 3	Revenue and Finance	Title 15	Environmental Policy
Title 4	Fee Schedules	Title 15A	Project Permit Application Process
Title 5	Business Licenses and Regulations	Title 15B	Amendments to County Plans, Codes, and Standards
Title 6	Animals	Title 16	Subdivisions
Title 7	Reserved	Title 17	Zoning
Title 8	Health, Welfare, and Sanitation	Title 17A	Critical Areas
Title 9	Public Peace, Safety, and Morals	Title 17B	Shorelines
Title 10	Vehicles and Traffic	Title 18	Code Enforcement
Title 11	Reserved	Title 19	Airports
Title 12	Roads and Bridges	Title 20	Fire and Life Safety



Kittitas County Code

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Title 17B Shorelines

Where does KCC Title 17B apply in Kittitas County?

- All shorelines of the state – RCW 90.58.030
 - Rivers and streams greater than 20cfs
 - Lakes greater than 20 acres
- Upland areas within 200 feet of the ordinary high water mark of those waters
- Associated wetlands and river deltas
- Floodways and contiguous floodplain areas landward 200 feet from such floodways

**You can find the GIS data set on the [County's webpage](#)



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Edge of mapped
floodway



Title 17B Shorelines

KCC Title 17B applies to 51 rivers and streams in Kittitas County

- Bear Creek
- Big Creek
- Box Canyon Creek
- Cabin Creek
- Cherry Creek
- Cle Elum River
- Coal Creek
- Cold Creek
- Columbia River
- Cooke Creek
- Cooper River
- Fortune Creek
- French Cabin Creek
- Gold Creek
- Kachess River
- Little Naches River
- Manastash Creek
- Meadow Creek
- Middle Fork Little Naches River
- Middle Fork Teanaway River
- Mirror Creek
- Mineral Creek
- Naneum Creek
- N. Fork Little Naches River
- N. Fork Taneum Creek
- N. Fork Teanaway River
- Parke Creek
- Quartz Creek
- Roaring Creek
- Scatter Creek
- Silver Creek
- S. Fork Manastash Creek
- S. Fork Taneum Creek
- Stafford Creek
- Swauk Creek
- Taneum Creek
- Teanaway River
- Thorp Creek
- West Fork Box Canyon Creek
- Wilson Creek
- Yakima River



Title 17B Shorelines

KCC Title 17B applies to 44 lakes in Kittitas County

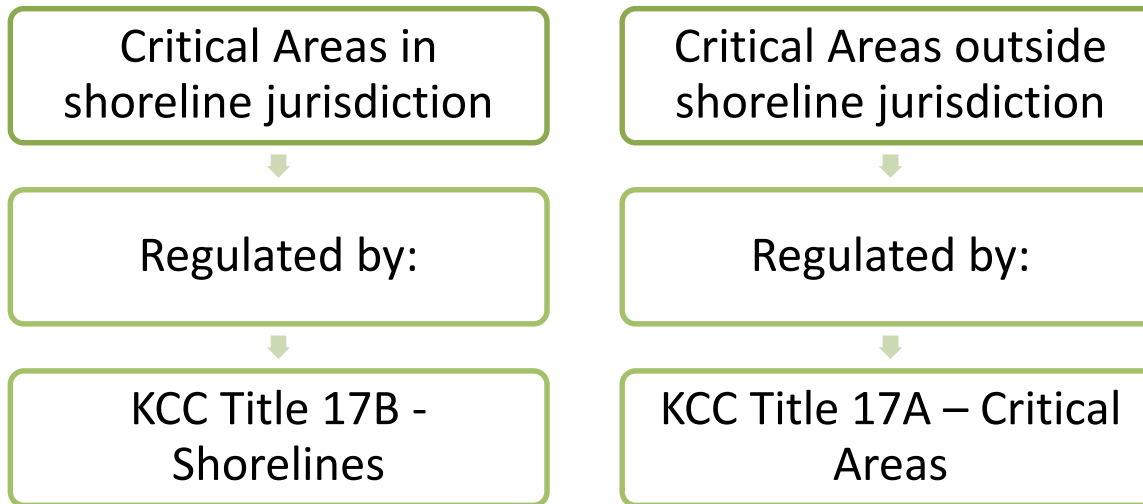


- Cooper Lake
- Fiorito Lake
- Lake Cle Elum
- Lake Easton
- Lake Kachess
- Lake Keechelus
- Lavender Lake
- Lost Lake
- Manastash Lake
- Matoon Lake
- Tucquala Lake
- Preist Rapids Dam Reservoir
- Wanapum Dam Reservoir



Title 17B Shorelines

How are critical areas integrated within shorelines?



**The Voluntary Stewardship Program is only an alternative to KCC Title 17A



Title 17B Shorelines

Shoreline Master Program and agricultural activities – RCW 90.58.065, KCC 17B.06.030

- Shoreline Master Programs shall not require modification of or limit agricultural activities occurring on agricultural lands.
- Shoreline Master Programs shall include provisions addressing new agricultural activities on land not meeting the definition of agricultural land, conversion of agricultural land to other uses, and development not meeting the definition of agricultural activities.



Title 17B Shorelines

Shoreline Master Program and agricultural activities – RCW 90.58.065, KCC 17B.06.030

- Agricultural activities – means agricultural activities and practices including, but not limited to: producing, breeding, or increasing agricultural products; rotating and changing agricultural crops; allowing land used for agricultural activities to lie fallow in which it is plowed and tilled but left unseeded; allowing land used for agricultural activities to lie dormant because the land is enrolled in a local, state, or federal conservation program, or the land is subject to a conservation easement; conducting agricultural operations; maintaining, repairing, and replacing agricultural equipment; maintaining, repairing, and replacing agricultural facilities, provided the facility is no closer to the shoreline than the original facility; and maintaining agricultural lands under production or cultivation.



Title 17B Shorelines

Agricultural Exemptions – WAC 173-27-040(2)(e) & (i) and KCC 17B.07.030(2)(e) & (i)

- Construction and practices normal or necessary for farming, irrigation, and ranching activities, including agricultural service roads and utilities on shorelands, construction of a barn or similar agricultural structure, and the construction and maintenance of irrigation structures including, but not limited to head gates, pumping facilities, and irrigation channels. Provided that a feedlot of any size; all processing plants; other activities of a commercial nature; alteration of the contour of the shorelands by leveling or filling other than that which results from normal cultivations; shall not be considered normal or necessary farming or ranching activities. A feedlot shall be an enclosure or facilities used or capable of being used for feeding livestock hay, grain, silage, or other livestock feed, but shall not include land for growing crops or vegetation for livestock feeding and/or grazing, nor shall it include normal livestock wintering operations.
- Operation, maintenance, or construction of canals, waterways, drains, reservoirs, or other facilities that now exist or are hereafter created or developed as part of an irrigation system for the primary purpose of making use of system waters including return flow and artificially stored groundwater from the irrigation of lands.



Title 17B Shorelines

What is the exemption process?

- Letter of exemption – required for all exemption requests to ensure proposal complies with the regulations of the Kittitas County Shoreline Master Program (KCC 17B.07.030)
- [Shoreline exemption application](#)



KITTTAS COUNTY COMMUNITY DEVELOPMENT SERVICES
411 N. Ruby St., Suite 2, Ellensburg, WA 98926
CDS@CO.KITTTAS.WA.US
Office (509) 962-7506
Fax (509) 962-7682

SHORELINE EXEMPTION PERMITTING

(For projects located within 200 feet of a body of water and/or associated floodway and wetlands under the jurisdiction of the Shoreline Master Program)

REQUIRED INFORMATION / ATTACHMENTS

- A scaled site plan is required showing location of all structures, driveways, well, septic, fences, etc. and proposed uses and distances from property lines, river, and Horizontal distance from OHWM. To show the Horizontal distance a profile view from the OHWM to the edge of structure/activity shall also be shown.
- Include JARPA or HPA forms *if required* for your project by a state or federal agency.
- SEPA Checklist, if not exempt per WAC 197-11-800.


Please note a Shoreline Variance or Shoreline Conditional Use Permit may also be required. See Kittitas County Shoreline Master Program

APPLICATION FEES:

\$830.00 Fees due for this application when SEPA is not required (One check made payable to KCCDS)

\$1500.00 Fees due for this application when SEPA is required (One check made payable to KCCDS)

FOR STAFF USE ONLY

Application Received By (CDS Staff Signature):	DATE:	RECEIPT #	
_____	_____	_____	
DATE STAMP IN BOX			

COMMUNITY PLANNING • BUILDING INSPECTION • PLAN REVIEW • ADMINISTRATION • PERMIT SERVICES • CODE ENFORCEMENT • FIRE INVESTIGATION



Title 17A Critical Areas

Current Critical Areas Regulations

17A.04	Wetlands
17A.05	Frequently Flooded Areas
17A.06	Geologically Hazardous Areas
17A.07	Habitat
17A.08	Aquifer Recharge Areas



Title 17A Critical Areas

Agricultural related exemptions – KCC 17A.03.020

- Existing and ongoing agricultural and irrigation activities, including such activities on land or portions of land subject to the nonexempt activities in section [17A.03.015\(a\)](#).



Title 17A Critical Areas

Agricultural activities – KCC 17A.02.010

- Agriculture is the grazing, feeding, and watering of livestock; plowing, seeding, cultivation, and harvesting for the production of crops and pasture; soil and water conservation practices; the creation and maintenance of farm or stock ponds, irrigation ditches, drainage ditches, underground drainage systems, fences and farm roads, the control of noxious weeds, and includes any associated structures, appurtenances, equipment, or activities.



Title 14.08 Flood Damage Prevention

Applies to all areas of special flood hazards

- Floodplain development permit required within any area of special flood hazard
 - Flood Insurance Rate Maps
 - Flood boundary and Floodway Maps
- [Floodplain development permit](#)



KITTITAS COUNTY
FLOOD CONTROL ZONE DISTRICT

FLOODPLAIN DEVELOPMENT PERMIT APPLICATION

(For any construction or placement of buildings, mining, dredging, filling, grading, paving, excavation, storage or drilling in the FEMA 100-Year Floodplain)

Please type or print clearly in ink. Attach additional sheets as necessary. Pursuant to KCC 15A.03.040, a complete application is determined within 28 days of receipt of the application submittal packet and fee. The following items must be attached to the application packet.

REQUIRED ATTACHMENTS

1. Project diagram with scale
2. Site plan(s) must include:
 - a. Vicinity map, using natural points of reference
 - b. Site boundary
 - c. Dimensions and locations of structures to be maintained
 - d. Dimensions and locations of proposed structures
 - e. Source, composition, and volume of fill material
 - f. Composition, volume of extracted materials and proposed disposal area
3. No net-loss of floodplain storage study *
4. Elevation Certificate (FEMA Form 086-0-33 (7/12)) **
5. SEPA Checklist (if not exempt per KCC 15.04 or WAC 197-11-800)


*Required for floodplains associated with Shorelines of the State, like the Yakima River, to prove that your structure will not displace more than 10 cubic yards of floodwater in the event of a base flood. See handout for more details on the required study.

All residences require the submission of three elevation certificates. Non-residential structures may also require an elevation certificate. A licensed land surveyor must complete the elevation certificate in zones with base flood elevations. A landowner or owner's representative may complete the elevation certificate in zones without base flood elevations. **The first elevation certificate must be received by the Kittitas County Floodplain Manager before building permit plan review commences. The second certificate is required prior to the framing inspection. The third certificate is required after the structure is completed and before occupancy or final approval. The elevation certificates ensure the structure is elevated 1-foot above the Base Flood Elevation as required by Kittitas County Code. If your structure is not built 1-foot above the BFE, flood insurance rates will be substantially higher. See FEMA Form 086-0-33 (7/12) for more information.

APPLICATION FEES:

\$180.00 Total fees due for this application (One check made payable to KCPW)

FOR STAFF USE ONLY

Application Received By: _____	Date: _____	Receipt # _____	
Project Number: _____			
KF- _____			
			DATE STAMP IN BOX

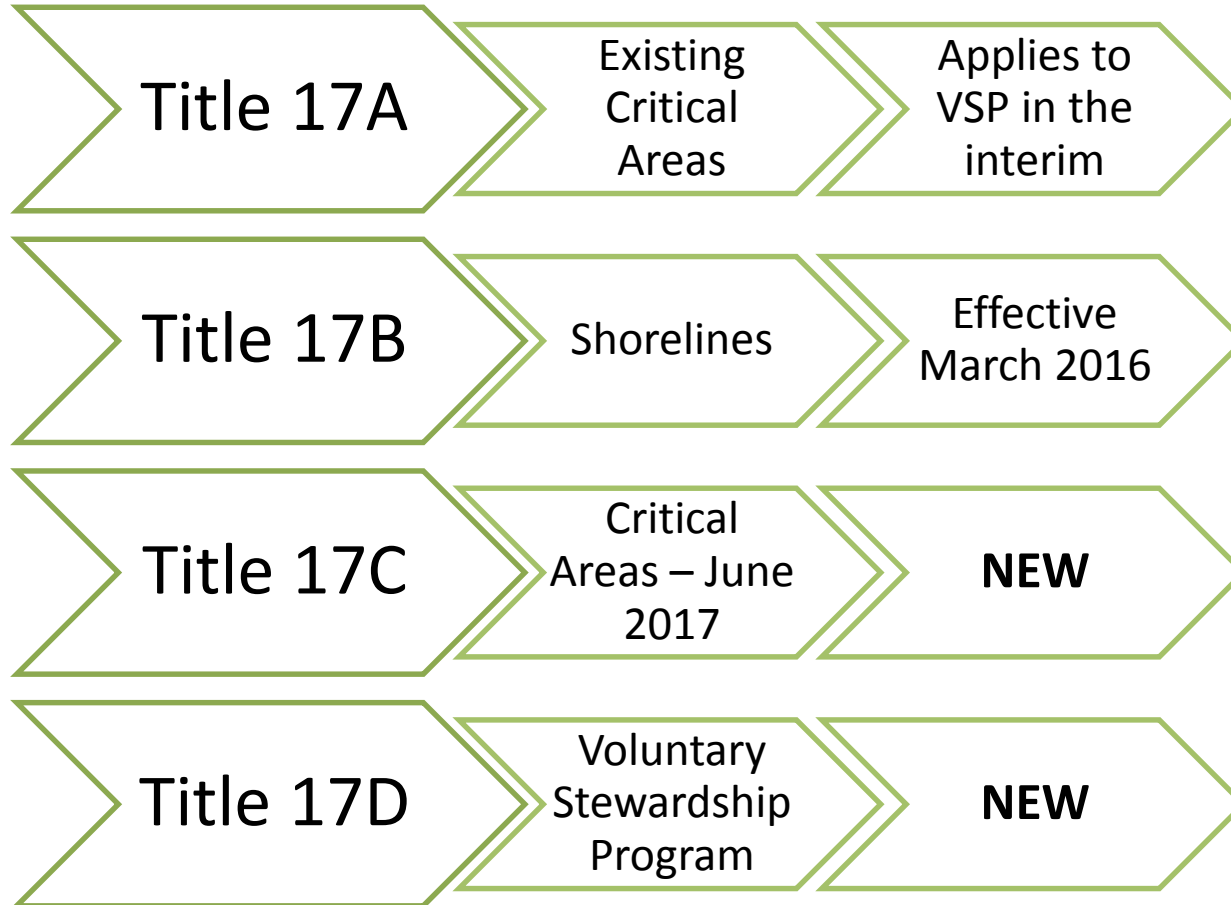
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Ellensburg, WA 98926

T: 509.962.7523
F: 509.962.7663



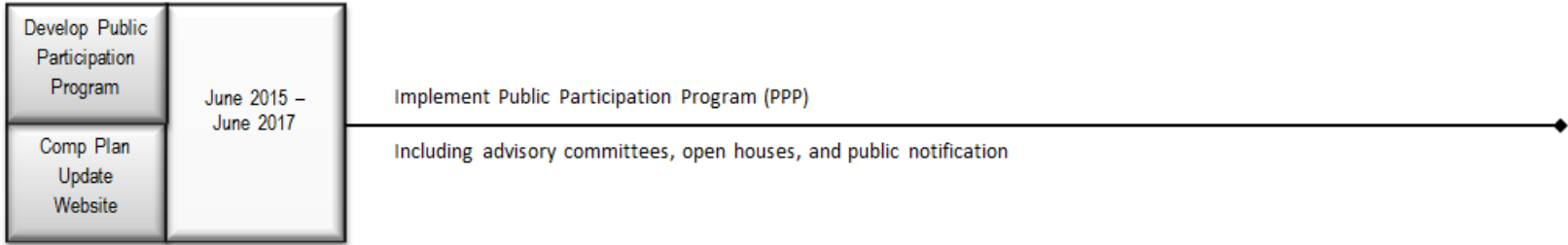
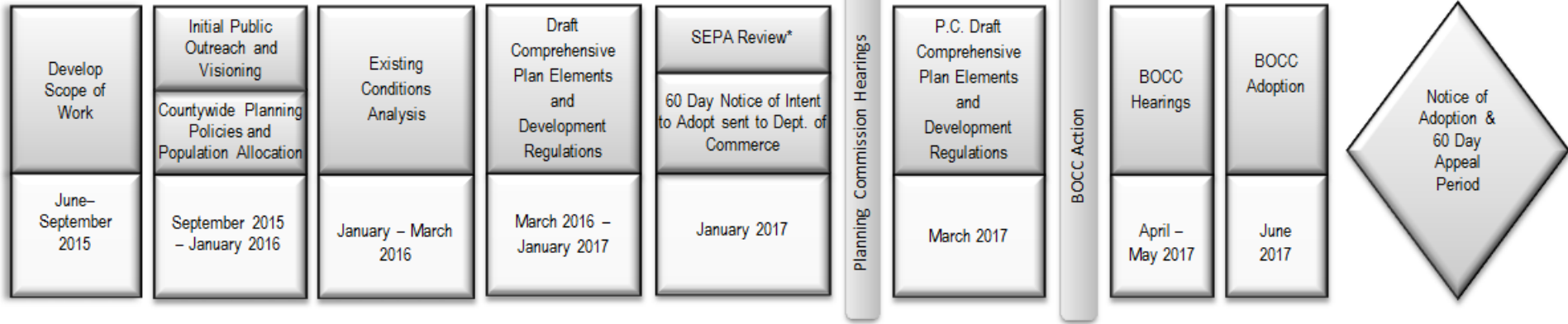
Kittitas County Code

How will VSP be integrated with Kittitas County Code?



Comprehensive Planning Process

2015	2016	2017
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* Depending upon threshold determination, further environmental review may be required. Additional environmental review may impact schedule



Questions?

