



**DEPARTMENT OF ENVIRONMENTAL SERVICES**

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MEMORANDUM

TO: Clark County Planning Commission

COPY: Don Benton, Environmental Services Director; Brent Davis,  
Environmental Permitting Manager

FROM: Kevin Tyler; Resource Enhancement & Permitting Manager

DATE: November 20, 2014

**SUBJECT: Title 40 Update: Habitat Conservation & Wetland Protection Ordinances**

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**Purpose:**

The purpose of this hearing is to consider staff recommendations for updates to the Wetland Protection and Habitat Conservation Ordinances. This hearing will take public testimony and offer a recommendation to the Board of Clark County Commissioners.

**Background:**

On October 1, 2014 at a work session with the Board of Clark County Commissioners, Environmental Services presented several proposed code changes to the Wetland Protection and Habitat Conservation Ordinances (CCC 40.450 & CCC 40.440). Proposed changes to the Wetland Protection Ordinance (CCC 40.450) are being driven by changes the Washington Department of Ecology has made to the Washington State Wetland Rating System. Additional changes to the Habitat Conservation Ordinance are being requested to help improve customer service and flexibility in issuance of permits.

The proposed code changes were presented to the Clark County Planning Commission on November 6, 2014 as part of a work session. A SEPA Determination of Non-significance was published for this action on November 5, 2014 and the comment period ended on November 20, 2014. No comments were received. In addition, the proposed code changes were submitted to the Department of Commerce for the required 60-day review on October 6, 2014 and the 60-day review period will lapse on December 5, 2014.

**Process:**

Staff presented the proposed code changes at the November 6 Planning Commission work session and no substantial discussion was had on the matter. Environmental Services requests that the Planning Commission recommend approval of an ordinance adopting these Title 40 code updates to the Board of Clark County Commissioners at the public hearing to be held on December 9, 2014.

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