



Lynden Shoreline Master Program Summary of Proposed Changes – 2020 Periodic Review

Lynden locally approved its Shoreline Master Program (SMP) in 2014. The proposed update to the 2014 SMP will include the required Dept of Ecology (DOE) Periodic Review. This Periodic Review is required to be complete on or before June 30, 2020. Furthermore, this update, with DOE approval, will finish the Comprehensive Update of the 2014 locally adopted SMP.

By and large, the proposed changes to the 2014 Plan are not substantive in that they do not significantly alter the way that the 2014 document regulates and protects shorelines in the City.

- Several changes update the code to reflect state-level revisions to the Shoreline Management Act. These are reflected in the Periodic Review Checklist. Most of these updates are explanations of the Act, including language to clarify definitions, to update filing procedures, to incorporate ADA language, and reword sections that need clarification.
- The proposed changes reflect the recent update to the City's Critical Areas Ordinance and refer to that Ordinance by reference rather than by including the CAO language directly into the SMP.
- The proposal removes reference to the "Natural" SMP shoreline designation as Lynden does not have any properties with that designation.
- Finally, the update corrects minor grammatical and spelling errors.

For Public Review Purposes:

A copy of the final draft for this proposed update is available on the City of Lynden's website. The document includes redlines and comments specific to each proposed change. Furthermore, the Periodic Review Checklist is also available on the website. The Checklist works through the statutory changes that have occurred since 2007 and references how those are being met in the SMP.

<https://www.lyndenwa.org/planning/environmental-regulations/>

Specific Proposed Changes:

The following are mention of the more significant proposed changes to the 2014 SMP.

Page 8-9, 1.04.02: Language is unchanged but just moved to this section. This section is a general discussion of the Act which seems like a more appropriate location than specific to the Nooksack River.

Page 35-36, 4.05: Remove the “Natural” designation language because Lynden has no properties with that designation.

Page 37-38, 4.06.02: Remove the “Natural” column from the table.

Page 38, 4.06.02: Shoreline Restoration does not require a Conditional Use permit.

Page 45-56: 5.06: Strike out Critical Area language as the Ordinance was recently updated and rather reference Chapter 16.16 to refer to the Ordinance. This allows the CAO to be updated independently without having to also update the SMP.

Page 90 8.02 and Page 97 8.04.04 and 8.05.01: In these 3 locations in the Administration section, these changes the language less specific so that future administration changes that the City may adopt may not force the entire SMP to also be updated. The changes can be made to LMC 16.08 instead of the entire SMP.

Page 97-98: 8.05.03: This is a Periodic Review requirement to clarify the process for filing permits with DOE. Was not in the code previously.

Page 100-104, 8.07: Periodic Review requirement regarding Nonconforming uses. The change just adapted the language to the wording suggested.

Page 107-113, Section 9. Updated this section to not strike out “proposed” projects that have been completed and emphasize invasive plant species control more than the 2014 language did.