

### Periodic Update Checklist for Counties – Updated July 2014

Covers laws through 2012

This checklist is intended to help counties that are fully planning under the Growth Management Act (GMA) to conduct the "periodic review and update" of comprehensive plans and development regulations required by RCW 36.70A.130(4). Counties can use the checklist to identify components of their comprehensive plan and development regulations that may need to be updated to reflect the latest information, or to comply with changes to the GMA since their last update.

This checklist includes only components of the comprehensive plan and development regulations that are specifically required by the GMA. Statutory requirements adopted since 2003 are emphasized in highlighted text to help identify new components of the GMA that may not have been addressed in annual updates or other amendments outside of the required periodic update process. Counties within the Puget Sound Regional Council boundaries may want to use this checklist in tandem with PSRC checklists. A separate checklist is available for cities. Expanded checklists (one for Comprehensive Plans, one for Development Regulations) are also available, which include a more comprehensive list of related good ideas and things to consider.

#### How to fill out the checklist

With the most recent version of your comprehensive plan and development regulations in hand, fill out each item in the checklist. Select the check box or type in text fields, answering the following questions:

Is this item addressed in your current plan or regulations? If YES, fill in the form with citation(s) to where in the plan or code the item is addressed. We recommend using citations rather than page numbers because they stay the same regardless of how the document is printed. If you have questions about the requirement, follow the hyperlinks to the relevant statutory provision or rules. If you still have questions, visit the Commerce Web page or contact one of the Commerce planners assigned to your region.

**Is amendment needed to meet current statute?** Check YES to indicate a change to your plan or regulations will be needed. Check NO to indicate that the GMA requirement has already been met. Local updates may not be needed if the statute hasn't changed since your previous update, if your county has kept current with required inventories, or if there haven't been many changes in local circumstances. Check "Further Review Needed" if you are unsure whether the requirement has already been met.

**Is your county considering optional amendments?** Use this field to note areas where your county may elect to work on or amend sections of your plan or development regulations that are not strictly required by the GMA.

### How to use the completed checklist

Commerce strongly encourages you to use the completed checklist to develop a detailed work plan (see Appendix B) for your periodic update. The checklist can be used to inform the contents of a council resolution that defines what actions will be taken as part of the GMA periodic update.

	Addressed	Amend-	Is county
	in current	ment	considering
	plan or	needed to	optional
	regs? If yes,	meet	amend-
	note where.	current	ments?
		statute?	

# I. Required Comprehensive Plan Elements and Components:

	1. A Land Use Element that is consistent with county-wide planning policies (CWPPs) and RCW 36.70A.070(1).				
a.	A <b>future land use map</b> showing city limits and urban growth area (UGA) boundaries.  RCW 36.70A.070(1) and RCW 36.70A.110(6)  WAC 365-196-400(2)(d), WAC 365-196-405(2)(i)(ii)	☐ No ☐ Yes Location(s)	☑ Yes □ No □ Further review needed		
b.	Urban Growth Area review. Periodic review and update, if needed, of UGA boundaries. Based on population projection made for the County by OFM, the county and each city must include areas and densities sufficient to permit the urban growth projected to occur in the county or city for the succeeding twenty year period, except UGAs completely within a national historic reserve.  RCW 36.70A.110(2) and (6); RCW 36.70A.130  WAC 365-196-310	☐ No ☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed		
C.	If there is an urban growth area (UGA) expansion into the 100-year floodplain of a river segment that is located west of the Cascade crest and when the river has a mean annual flow of 1,000 or more cubic feet per second, it meets the statutory exceptions to the general ban on such UGA expansions. RCW 36.70A.110(8), Adopted 2009.	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed		
d.	A consistent population projection throughout the plan which should be consistent with the Office of Financial Management forecast for the county or the county's subcounty allocation of that forecast.  RCW 43.62.035; WAC 365-196-405(2)(f)	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed		
e.	Estimates of population densities and building intensities based on future land uses.  RCW 36.70A.070(1); WAC 365-196-405(2)(c)(i)	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed		
f.	Consideration of urban planning approaches that increase physical activity.  RCW 36.70A.070(1), Amended in 2005  WAC 365-196-405 (2)(j)	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed		

		in current plan or regs? If yes, note where.	Amend- ment needed to meet current statute?	Is county considering optional amend- ments?
g.	Provisions for protection of the quality and quantity of	□No	☐ Yes	
	groundwater used for public water supplies.	☐ Yes	□No	
	RCW 36.70A.070(1)	Location(s)	☐ Further review	
			needed	
h.	Identification of lands useful for public purposes such as	□No	☐ Yes	
	utility corridors, transportation corridors, landfills, sewage	☐ Yes	□ No	
	treatment facilities, stormwater management facilities,	Location(s)	☐ Further	
	recreation, schools, and other public uses.		review	
	RCW 36.70A.150 and WAC 365-196-340		needed	
i.	Identification of open space corridors within and between	□ No □ Yes	☐ Yes ☐ No	
	<b>urban growth areas</b> , including lands useful for recreation, wildlife habitat, trails, and connection of critical areas.	Location(s)	☐ Further	
	RCW 36.70A.160 and WAC 365-196-335	Location(3)	review	
			needed	
j.	If there is an airport within or adjacent to the county:	□No	☐ Yes	
	policies, land use designations (and zoning) to discourage	☐ Yes	□ No	
	the siting of incompatible uses adjacent to general aviation	Location(s)	☐ Further	
	<b>airports.</b> RCW 36.70A.510; RCW 36.70.547, New in 1996.		review	
	Note: The plan (and associated regulations) must be filed with the Aviation Division of WSDOT. WAC 365-196-455		needed	
k.	If there is a Military Base within or adjacent to the jurisdiction	□No	☐ Yes	
IX.	employing 100 or more personnel: <b>policies, land use</b>	☐ Yes	□ No	
	designations, (and consistent zoning) to discourage the siting	Location(s)	☐ Further	
	of incompatible uses adjacent to military bases.	, ,	review	
	RCW 36.70A.530(3), New in 2004. See WAC 365-196-475		needed	
l.	Where applicable, a review of drainage, flooding, and	□No	☐ Yes	
	stormwater run-off in the area and nearby jurisdictions and	☐ Yes	□ No	
	provide guidance for corrective actions to mitigate or cleanse	Location(s)	☐ Further	
	those discharges that pollute waters of the state.		review	
	RCW 36.70A.070(1) and WAC 365-196-405(1)(e)		needed	
m	Note: RCW 90.56.010(26) defines waters of the state.  Policies to designate and protect critical areas including	□No	☐ Yes	
	wetlands, fish and wildlife habitat protection areas,	□Yes	□ No	
	frequently flooded areas, critical aquifer recharge areas, and	Location(s)	☐ Further	
	geologically hazardous areas. In developing these policies,		review	
	the county must have included the <b>best available science</b>		needed	
	(BAS) to protect the functions and values of critical areas,			
	and give "special consideration" to conservation or			
	protection measures necessary to preserve or enhance			

		in current plan or regs? If yes, note where.	Amend- ment needed to meet current statute?	Is county considering optional amend- ments?
	anadromous fisheries.			
	RCW 36.70A.030(5), RCW 36.70A.172, BAS added in 1995.			
	See WAC 365-195-900 through -925.			
	Note: A voluntary stewardship program was created in ESHB			
	1886 [New in 2011] as an alternative for protecting critical			
	areas in areas used for agricultural activities. Counties had			
	the opportunity to opt into this voluntary program before			
	January 22, 2012. See requirements of the voluntary			
	stewardship program. RCW 36.70A.700 through .904.			
n.	If forest or agricultural lands of long-term commercial	□No	☐ Yes	
	significance are designated inside an urban growth area,	☐ Yes	□ No	
	there must be a program authorizing Transfer (or Purchase)	Location(s)	☐ Further	
	of Development Rights.		review	
	RCW 36.70A.060(4), Amended in 2005		needed	
ο.		□ No	☐ Yes	
	with minimum guidelines to classify agricultural, forest,	☐ Yes	□No	
	mineral lands and critical areas?	Location(s)	☐ Further	
	RCW 36.70A.050, WAC 365-190, and WAC 365-195, see 900-		review	
	925.		needed	
p.	Policies for agriculturally designated lands limiting	□No	☐ Yes ☐ No	
	nonagricultural uses to lands with poor soils or otherwise not	☐ Yes	□ NO □ Further	
	suitable for agricultural purposes, and policies limiting the allowable range of accessory uses to those allowed by	Location(s)	review	
	statute. RCW 36.70A.177(3) [Amended in 2004 and 2006]		needed	
<u> </u>	Policies <b>encouraging the conservation</b> of productive forest	□No	☐ Yes	
ч.	and agricultural lands and discouraging incompatible uses.	□ Yes	□ No	
	RCW 36.70A.020(8), Amended in 1997.	Location(s)	☐ Further	
	WAC 365-190-050, WAC 365-196-815	(1)	review	
			needed	
r.	Review of designated mineral resource lands.	□No	☐ Yes	
	RCW 36.70A.131 requires consideration of new information,	☐ Yes	□ No	
	including data available from the Department of Natural	Location(s)	☐ Further	
	Resources, relating to mineral resource deposits when		review	
	reviewing mineral resource land designations. Minerals		needed	
	include sand, gravel and valuable metallic substances.			
	RCW 36.70A.030(11) and WAC 365-190-070.			
s.	If the county is eligible and has designated a major industrial	□ No	☐ Yes	
	development or master planned location outside of the	☐ Yes	□No	
	UGA, is the area consistent with the criteria in the GMA?	Location(s)	☐ Further	
1	RCW 36.70A.365 and .367. New in 1995, Amended in 2004,	ĺ	review	

		Addressed	Amend-	Is county
		in current	ment	considering
		plan or	needed to	optional
		regs? If yes,	meet	amend-
		note where.	current	ments?
			statute?	
		_		
	and <b>2007</b> . WAC 365-196-465, WAC 365-196-470		needed	
t.	If the county has permitted a master planned resort, have	□ No	☐ Yes	
	the requirements of RCW 36.70A.360 and RCW 36.70A.362	☐ Yes	□ No	
	been met?	Location(s)	☐ Further	
	WAC 365-196-460		review	
			needed	
2.	A <b>Housing Element</b> to ensure the vitality and character of estal	blished reside		rhoods and
	is consistent with relevant CWPPs, and RCW 36.70A.070(2). Se		_	
a.	Goals, policies, and objectives for the preservation,	□No	☐ Yes	
	improvement, and development of housing.	☐ Yes	□ No	
	RCW 36.70A.070(2)(b) and WAC 365-196-410(2)(a)	Location(s)	☐ Further	
			review	
			needed	
b.	An inventory and analysis of existing and projected housing	□No	☐ Yes	
	needs over the planning period.	□Yes	□ No	
	RCW 36.70A.070(2)(a) and WAC 365-196-410(2)(b) and (c)	Location(s)	☐ Further	
	100 30.707.1070(2)(a) and write 303 130 410(2)(b) and (c)	Location(s)	review	
			needed	
	Identification of sufficient land for bounding including but	ПМа		
C.	Identification of sufficient land for housing, including but	□No	☐ Yes	
	not limited to, government-assisted housing, housing for low-	☐ Yes	□No	
	income families, manufactured housing, multifamily housing,	Location(s)	☐ Further	
	group homes, and foster care facilities.		review	
	RCW 36.70A.070(2)(c)		needed	
d.	Adequate provisions for existing and projected housing	□ No	☐ Yes	
	<b>needs</b> for all economic segments of the community	☐ Yes	□ No	
	RCW 36.70A.070(2)(d) and WAC 365-196-410.	Location(s)	☐ Further	
			review	
			needed	
e.	If enacting or expanding an affordable housing program	□No	☐ Yes	
	under RCW 36.70A.540: identification of land use	☐ Yes	□ No	
	designations within a geographic area where increased	Location(s)	☐ Further	
	residential development will assist in achieving local growth	=======================================	review	
	management and housing policies?		needed	
	RCW 36.70A.540, <b>New in 2006</b> .WAC 365-196-870		necueu	
f.	Policies so that manufactured housing is not regulated	□No	☐ Yes	
۱.				
	differently than site built housing.	☐ Yes	□No	
	RCW 35.21.684, 35.63.160, 35A.21.312, and 36.01.225,	Location(s)	☐ Further	
	Amended in 2004		review	
			needed	
		i	I	

		Addressed in current	Amend- ment	Is county considering
		plan or	needed to	optional
		regs? If yes,	meet	amend-
		note where.	current	ments?
			statute?	
	If the county has a population of over 125,000: <b>provisions</b>	□No	☐ Yes	
g.	for accessory dwelling units (ADUs) to be allowed in single-	☐ Yes	□ No	
	family residential areas.	Location(s)	☐ Further	
	RCW 36.70A.400, RCW 43.63A.215(3)	Location(3)	review	
	10W 30.70A.400, NeW 43.03A.213(3)		needed	
3	A Capital Facilities Plan (CFP) Element to serve as a check on t	he practicality		other
٠.	elements of the plan, covering all the capital facilities planned	•	_	
	entities including local government and special districts, etc; ir	• •		
	systems, storm water facilities, schools, parks and recreational	_	•	•
	facilities. Capital expenditures from Park and Recreation Elem		•	
	the CFP Element. The CFP Element must be consistent with CV		•	
	include:	ŕ		,
a.	Policies or procedures to ensure capital budget decisions	□ No	☐ Yes	
	are in conformity with the comprehensive plan.	☐ Yes	□ No	
	RCW 36.70A.120	Location(s)	☐ Further	
			review	
			needed	
b.	An <b>inventory</b> of existing capital facilities owned by public	□ No	☐ Yes	
	entities.	☐ Yes	□ No	
	RCW 36.70A.070(3)(a) and WAC 365-196-415(2)(a)	Location(s)	☐ Further	
			review	
			needed	
c.	A forecast of needed capital facilities.	□ No	☐ Yes	
	RCW 36.70A.070(3)(b) and WAC 365-196-415(2)(b)	☐ Yes	□ No	
	Note: The forecast of future need should be based on	Location(s)	☐ Further	
	projected population and adopted levels of service (LOS)		review	
٠.	over the planning period.	□ Na	needed	
a.	Proposed locations and capacities of expanded or new	□ No	☐ Yes	
	capital facilities.	☐ Yes	□No	
	RCW 36.70A.070(3)(c) and WAC 365-196-415 (3)(c)	Location(s)	☐ Further	
			review	
	A six year plan (at least) identifying sources of public manage	□ No	needed  ☐ Yes	
е.	A <b>six-year plan</b> (at least) identifying sources of public money to finance planned capital facilities.	□ No □ Yes	□ Yes	
	·			
	RCW 36.70A.070(3)(d) and RCW 36.70A.120 and WAC 365-	Location(s)	☐ Further	
	196-415(2)(c)		review needed	
			necueu	

		Addressed in current plan or regs? If yes, note where.	Amend- ment needed to meet current statute?	Is county considering optional amend- ments?
f.	A policy or procedure to reassess the Land Use Element if	□No	☐ Yes	
	probable funding falls short of meeting existing needs.	☐ Yes	□ No	
	RCW 36.70A.070(3)(e) and WAC 365-196-415(2)(d)	Location(s)	☐ Further	
			review	
			needed	
g.	If impact fees are collected: identification of public facilities	□ No	☐ Yes	
	on which money is to be spent.	☐ Yes	□ No	
	RCW 82.02.050(4) and WAC 365-196-850	Location(s)	☐ Further	
			review	
	A Hillian Element High in a situation in the selection CM/DDs	- 1 004/26 70/	needed	
4.	A <b>Utilities Element</b> which is consistent with relevant CWPPs a	nd RCW 36.70A	4.070(4) and	includes:
a.	The general location, proposed location and capacity of all	□ No	☐ Yes	
	existing and proposed utilities.	□ Yes	□ No	
	RCW 36.70A.070(4) and WAC 365-195-420	Location(s)	☐ Further	
			review	
Г	A Rural Element consistent with RCW 36.70A.070(5), RCW 36.	704 011 DCW	needed	45.46
5.	A RIITAI FIAMANT CONCICTANT WITH RI W 36 /IIA II/III51 RI W 36			
	17), and should consider WAC 365-196-425. Rural lands are la	ands not includ		
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		in current plan or regs? If yes, note where.	ment needed to meet current statute?	considering optional amend-ments?
	characterized by urban growth as specified in RCW 36.70A.070(5)(b), Amended in 2004. WAC 365-196-425(4)			
6.	A <b>Transportation Element</b> which must be consistent with relevent The Transportation Element must include:	vant CWPPs an	nd RCW 36.70	)A.070(6).
a.	An <b>inventory</b> of air, water, and ground transportation facilities and services, including transit alignments, stateowned transportation facilities, and general aviation airports. RCW 36.70A.070(6)(a)(iii)(A) and WAC 365-196-430(2)(c).	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
b.	Adopted <b>levels of service (LOS) standards</b> for all arterials, transit routes and highways.  RCW 36.70A.070(6)(a)(iii)(B), New in 1997 and WAC 365-196-430	☐ No☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
C.	Identification of specific actions to bring locally-owned transportation facilities and services to established LOS. RCW 36.70A.070(6)(a)(iii)(D), Amended in 2005. WAC 365-196-430	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
d.	A forecast of traffic for at least 10 years, including land use assumptions used in estimating travel.  RCW 36.70A.070(6)(a)(i); RCW 36.70A.070(6)(a)(iii)(E).  WAC 365-196-430(2)(f).	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
e.	A projection of state and local system needs to meet current and future demand.  RCW 36.70A.070(6)(a)(iii)(F)  WAC 365-196-430(2)(f)	☐ No☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
f.	A pedestrian and bicycle component.  RCW 36.70A.070(6)(a)(vii), Amended 2005  WAC 365-196-430(2)(j)	☐ No☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
g.	A description of any existing and planned <b>transportation demand management (TDM) strategies</b> , such as HOV lanes or subsidy programs, parking policies, etc. RCW 36.70A.070(6)(a)(vi) WAC 365-196-430(2)(i)	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	

		Addressed in current plan or regs? If yes, note where.	Amend- ment needed to meet current statute?	Is county considering optional amend- ments?
h.	An analysis of future funding capability to judge needs	□No	☐ Yes	
	against probable funding resources.	□ Yes	□ No	
	RCW 36.70A.070(6)(a)(iv)(A)	Location(s)	☐ Further	
	WAC 365.196-430(2)(k)(iv)	, ,	review	
			needed	
i.	A multiyear financing plan based on needs identified in the	□ No	☐ Yes	
	comprehensive plan, the appropriate parts of which serve as	☐ Yes	□ No	
	the basis for the 6-year street, road or transit program.	Location(s)	☐ Further	
	RCW 36.70A.070(6)(a)(iv)(B) and RCW 35.77.010.		review	
	WAC 365-196-430(2)(k)(ii)		needed	
j.	If probable funding falls short of meeting identified needs: a	□No	☐ Yes	
	discussion of how additional funds will be raised, or how	☐ Yes	□No	
	land use assumptions will be reassessed to ensure that LOS	Location(s)	☐ Further review	
	standards will be met. RCW 36.70A.070(6)(a)(iv)(C) WAC 365-196-430(2)(I)(ii)		needed	
k.	A description of intergovernmental coordination efforts,	□No	☐ Yes	
κ.	including an assessment of the impacts of the transportation	□ Yes	□ No	
	plan and land use assumptions on the transportation systems	Location(s)	☐ Further	
	of adjacent jurisdictions and how it is consistent with the	200001011(0)	review	
	regional transportation plan. RCW 36.70A.070(6)(a)(v).		needed	
	WAC 365-196-430(2)(a)(iv)			
7.	Provisions for siting essential public facilities (EPFs), consisten	nt with CWPPs	and RCW 36	.70A.200.
	This section can be included in the Capital Facilities Element, La		•	wn
	element. Sometimes the identification and siting process for E	PFs is part of t	he CWPPs.	
	WAC 365-196-340 and 550.	T =		
a.	A process or criteria for identifying and siting essential	□No	☐ Yes	
	public facilities (EPFs).	☐ Yes	□ No □ Further	
	RCW 36.70A.200, Amended in 1997 and 2001  Notes: EPFs are defined in RCW 71.09.020(14). Jurisdictions	Location(s)	review	
	should consider OFM's list of EPFs that are required or likely		needed	
	to be built within the next six years. Regional Transit		needed	
	Authority facilities are included in the list of essential public			
	facilities. RCW 36.70A.200(1), amended 2010.			
	WAC 365-196-550(d)			
b.	Policies or procedures that ensure the <b>comprehensive plan</b>	□No	☐ Yes	
	does not preclude the siting of EPFs.	☐ Yes	□ No	
	RCW 36.70A.200(5); WAC 365-196-550(3)	Location(s)	☐ Further	
	Note: If the EPF siting process is in the CWPPs, this policy		review	
	may be contained in the comprehensive plan as well.		needed	

		Addressed	Amend-	Is county
		in current	ment	considering
		plan or	needed to	optional
		regs? If yes,	meet	amend-
		note where.	current statute?	ments?
			Statuter	
Q	Consistency is required by the GMA.			
	All plan elements must be consistent with relevant county-	□No	☐ Yes	
u.	wide planning policies (CWPPs) and, where applicable,	□ Yes	□ No	
	Multicounty Planning Policies (MPPs), and the GMA.	Location(s)	☐ Further	
		Location(s)		
	RCW 36.70A.100 and .210		review	
	WAC 365-196-400(2)(c), 305 and 520		needed	
b.	All plan elements must be <b>consistent with each other.</b>	□No	☐ Yes	
	RCW 36.70A.070 (preamble)	☐ Yes	□ No	
	WAC 365-197-400(2)(f)	Location(s)	☐ Further	
			review	
			needed	
c.	The plan must be coordinated with the plans of adjacent	□No	☐ Yes	
	jurisdictions.	☐ Yes	□ No	
	RCW 36.70A.100	Location(s)	☐ Further	
	WAC 365-196-520		review	
			needed	
9.	Shoreline Provisions:			
	Comprehensive plan acknowledges that for shorelines of the	□No	☐ Yes	
	state, the goals and policies of the shoreline management act	□ Yes	□No	
	as set forth in RCW 90.58.020 are added as one of the goals	Location(s)	☐ Further	
	of this chapter as set forth in RCW 36.70A.020 without	Location(3)	review	
	creating an order of priority among the fourteen goals. The		needed	
	goals and policies of the shoreline master program approved		lieeded	
	under RCW 90.58 shall be considered an element of the			
	comprehensive plan. RCW 36.70A.480, WAC 365-196-580			
40	P. Life and Market and the second of the sec			
10.	Public participation, plan amendments and monitoring.			Lb C
	Note: House Bill 2834, passed in 2012, eliminates the requirem			er the GMA
	to report every 5 years on its progress in implementing its com	<del>i</del>		T
a.	A process to ensure public participation in the	□No	☐ Yes	
	comprehensive planning process.	☐ Yes	□No	
	RCW 36.70A.020(11), .035, and .140; WAC 365-196-600(3)	Location(s)	☐ Further	
	Note: The process should address annual amendments (if		review	
	the jurisdiction allows for them) [RCW 36.70A.130(2),		needed	
	Amended in 2006], emergency amendments[RCW			
	36.70A.130(2)(b)], and may include a specialized periodic			
	update process. Plan amendment processes may be			
	coordinated among cities within a county [RCW			
	36.70A.130(2)(a)] and should be well publicized.			

		Addressed	Amend-	Is county
		in current	ment	considering
		plan or	needed to	optional
		regs? If yes,	meet	amend-
		note where.	current	ments?
			statute?	
b.	The plan describes the process for making amendments.	□ No	☐ Yes	
	RCW 36.70A.130(2)(a). Plan provides that amendments are	☐ Yes	□ No	
	to be considered no more often than once a year, not	Location(s)	☐ Further	
	including the exceptions described in RCW 36.70A.130(2).		review	
	WAC 365-196-640.		needed	
c.	A process to assure that proposed regulatory or	□No	☐ Yes	
	administrative actions do not result in an unconstitutional	☐ Yes	□ No	
	taking of private property. See Attorney General's Advisory	Location(s)	☐ Further	
	Memorandum: Avoiding Unconstitutional Takings of Private		review	
	Property for guidance.		needed	
	RCW 36.70A.370			

Addressed	Amend-	Is county
in current	ment	considering
plan or	needed to	optional
regs? If yes,	meet	amend-
note where.	current	ments?
	statute?	

# II. Required Components of Development Regulations: WAC 365-196-810

11.	Regulations designating and protecting critical areas are required by RCW 36.70A.170, RCW 36.70A.060(2) and RCW 36.70A.172(1). <i>Note</i> : A voluntary stewardship program was created in ESHB 1886 (2011) as an alternative for protecting critical areas in areas used for agricultural activities. Counties may choose to opt into this voluntary program before January 22, 2012. Click <i>here</i> for the requirements of the voluntary stewardship program.			
	Classification and designation of each of the five types of critical areas (wetlands, critical aquifer recharge areas, fish and wildlife habitat conservation areas, frequently flooded areas, and geologically hazardous areas), if they are found within your county.  RCW 36.70A.170 and RCW 36.70A.190; WAC 365-196-830(2)  Note: Senate Bill 5292 adopted in 2012 clarified that certain water-based artificial features or constructs are excluded from being considered part of a fish and wildlife habitat conservation areas.	□ No □ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
b.	Findings that demonstrate <b>Best Available Science (BAS)</b> was included in developing policies and regulations to protect the function and values of critical areas. In addition, finding should document giving special consideration to conservation or protection measures necessary to preserve or enhance anadromous fisheries.  RCW 36.70A.172(1); WAC 365-195	☐ No☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
C.	Regulations that protect the functions and values of wetlands.  RCW 36.70A.060(2) and RCW 36.70A.172(1)  WAC 365-190-090	☐ No ☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
d.	A <b>definition of wetlands</b> consistent with RCW 36.70A.030(21) WAC 365-190-090, WAC 173-22-035	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
e.	<b>Delineation of wetlands</b> using the approved federal wetlands delineation manual and applicable regional supplements RCW 36.70A.175, RCW 90.58.380, WAC 173-22-035	☐ No ☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	

		in current plan or regs? If yes, note where.	Amend- ment needed to meet current statute?	Is county considering optional amend- ments?
f.	Regulations that protect the functions and values of <b>critical</b>	□No	☐ Yes	
	aquifer recharge areas ("areas with a critical recharging effect on aquifers used for potable water" RCW 36.70A.030(5)(b)).	☐ Yes Location(s)	□ No □ Further review	
	RCW 36.70A.060(2), RCW 36.70A.172(1), WAC 365-190-100		needed	
g.	Regulations to protect the <b>quality and quantity of ground water</b> used for public water supplies.  RCW 36.70A.070(1)	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
h.	Regulations that protect the functions and values of <b>fish and wildlife habitat conservation areas.</b> In addition, counties shall give special consideration to conservation or protection measures necessary to preserve or enhance <b>anadromous fisheries</b> .  RCW 36.70A.060(2) and RCW 36.70A.172(1); WAC 365-195-925(3), 365-190-130	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
i.	Regulations that protect the functions and values of frequently flooded areas.  RCW 36.70A.060(2) and RCW 36.70A.172(1)  WAC 365-190-110, WAC 173-158-040	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
j.	Definition of "fish and wildlife habitat conservation areas" does not include such artificial features or constructs as irrigation delivery systems, irrigation infrastructure, irrigation canals, or drainage ditches that lie within the boundaries of and are maintained by a port district or an irrigation district or company.  RCW 36.70A.030(5) New in 2012.	□ No □ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
k.	Provisions to ensure water quality and stormwater drainage regulations are consistent with applicable Land Use Element policies.  RCW 36.70A.070(1), WAC 365-196-405	☐ No☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
I.	Regulation of <b>geologically hazardous areas</b> consistent with public health and safety concerns.  RCW 36.70A.030(9), RCW 36.70A.060(2) and RCW 36.70A.172(1)  WAC 365-190-120	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	

	Addressed in current plan or regs? If yes,	Amend- ment needed to meet	Is county considering optional amend-
	note where.	current	ments?
		statute?	
<ul> <li>m. Provisions that allow "reasonable use" of properties constrained by presence of critical areas.</li> <li>RCW 36.70A.370. See Attorney General's Advisory Memorandum: Avoiding Unconstitutional Takings of Private Property for guidance.</li> </ul>	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
n. If your county is assuming regulation of forest practices as provided in RCW 76.09.240: forest practices regulations that protect public resources, require appropriate approvals for all phases of conversion of forest lands, are guided by GMA planning goals, and are consistent with adopted critical areas regulations.  RCW 36.70A.570, Amended in 2007, 2010 and RCW 76.09.240 Amended in 2007, 2010.  Note: Applies only to counties fully planning under the GMA with a population greater than 100,000 and the cities and towns within those counties where a certain number of Class IV applications have been filed within a certain timeframe.  12. Shoreline Master Program  See Washington State Department of Ecology's SMP Submittal Chemostra.	□ No □ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
a. <b>Zoning</b> is consistent with Shoreline Master Program (SMP) environmental designations.  RCW 36.70A.070; RCW 36.70A.480  WAC 365-196-580	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
h (f CNAD requilations have been undeted to most Feelegy's	<u> </u>		
b. If SMP regulations have been updated to meet Ecology's shoreline regulations and approved by Ecology: protection for critical areas in shorelines is accomplished solely through the SMP. The exception is where buffers are not adequate to protect critical areas. RCW 36.70A.480(4), Amended in 2003, 2010 and RCW 90.58.090(4). WAC 365-196-580	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
shoreline regulations and approved by Ecology: protection for critical areas in shorelines is accomplished solely through the SMP. The exception is where buffers are not adequate to protect critical areas. RCW 36.70A.480(4), Amended in 2003, 2010 and RCW 90.58.090(4). WAC 365-196-580  13. The Zoning Code:	☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
shoreline regulations and approved by Ecology: protection for critical areas in shorelines is accomplished solely through the SMP. The exception is where buffers are not adequate to protect critical areas. RCW 36.70A.480(4), Amended in 2003, 2010 and RCW 90.58.090(4). WAC 365-196-580	☐ Yes	☐ Yes ☐ No ☐ Further review	

	Addressed in current plan or regs? If yes, note where.	Amend- ment needed to meet current statute?	Is county considering optional amend- ments?
		review needed	
c. If the county has a population of over 125,000, accessory dwelling units (ADUs) are allowed in single-family residential areas.  RCW 43.63A.215(3)	□ No □ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
d. If there is an airport within or adjacent to the city: zoning that discourages the siting of incompatible uses adjacent to general aviation airports. RCW 36.70.547, New in 1996).  Note: The zoning regulations must be filed with the Aviation Division of WSDOT.  RCW 36.70A.510, RCW 36.70.547; WAC 365-196-455	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
e. If there is a Military Base within or adjacent to the jurisdiction employing 100 or more personnel: zoning that discourages the siting of incompatible uses adjacent to military bases.  RCW 36.70A.530(3), New in 2004. WAC 365-196-475	☐ No☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
f. Residential structures that are occupied by <b>persons with</b> handicaps are regulated the same as a similar residential structure occupied by a family or other unrelated individuals. RCW 36.70A.410, WAC 365-196-860	☐ No ☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
g. A variety of rural densities and innovative techniques that protect rural character.  RCW 36.70A.070(5)(b)and (c)  WAC 365-196-425(5)	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
h. Zoning consistent with natural resource lands designations in the comprehensive plan.  RCW 36.70A.060(3), RCW 36.70A.030(2),(8),and (10),  WAC 365-196-800, WAC 365-196-815, WAC 365-190(020)(6).	☐ No ☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
i. Regulations to conserve natural resource lands.  RCW 36.70A.060(1)(a)  WAC 365-196-800	□ No □ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	

		in current plan or	Amend- ment needed to	Is county considering optional
		regs? If yes, note where.	meet current statute?	amend- ments?
		·		
j.	Regulations that encourage nonagricultural uses to be limited to lands with poor soils or otherwise not suitable for agricultural purposes with the exception of accessory uses. Accessory uses located, designed and operated so as to not interfere with, and to support the continuation of, the overall agricultural use. Accessory uses consistent with RCW 36.70A.177(3)(b). New in 2004, amended in 2006.	☐ No☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
k.	Regulations to assure that the <b>use of lands adjacent to natural resource lands</b> shall not interfere with natural resource production.  RCW 36.70A.060(1)(a), WAC 365-190, WAC 365-196-815	☐ No☐ Yes Location(s)	☐ Yes☐ No☐ Further review needed	
I.	Regulations that require <b>notice on all development permits</b> and plats within 500 feet of designated natural resource lands that the property is within or near a designated natural resource land on which a variety of commercial activities may occur that are not compatible with residential development for certain periods of limited duration and that an application might be made for mining-related activities? RCW 36.70A.060(1)(b), Amended from 300 to 500 ft in 1998.	☐ No☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
m.	Mineral lands <b>designations and regulations</b> reviewed as required by RCW 36.70A.131.  Note: For more information, contact DNR's Geology Division at (360) 902-1439 or review DNR's earth resource mapping. WAC 365-190-040(5)	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
n.	Cities adjacent to I-5, I-90, I-405, or SR 520 and counties for lands within 1 mile of these highways must adopt regulations that allow electric vehicle infrastructure (EVI) as a use in all areas except those zoned for residential or resource use, or critical areas <i>by July 1, 2011</i> . RCW 36.70A.695, <b>New in 2009</b> .	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
	Development regulations of all jurisdictions must allow electric vehicle battery charging stations in all areas except those zoned for residential or resource use, or critical areas by July 1, 2011.  RCW 36.70A.695, New in 2009.	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further review needed	
	Subdivision Code regulations			
a.	Subdivision code is <b>consistent with comprehensive plan policies</b> .  RCW 36.70A.030(7)and 36.70A.040(4)(d), WAC 365-196-820	☐ No ☐ Yes Location(s)	☐ Yes ☐ No ☐ Further	

		in current plan or regs? If yes, note where.	ment needed to meet current statute?	considering optional amend-ments?
			roviou	
			review needed	
h	Code requires written findings documenting that proposed	□No	☐ Yes	
٥.	subdivisions provide appropriate provision under RCW	☐ Yes	□ No	
	58.17.110(2)(a) for: Streets or roads, sidewalks, alleys,	Location(s)	☐ Further	
	other public ways, transit stops, and other features that	2000.0(0)	review	
	assure safe walking conditions for students; potable water		needed	
	supplies [RCW 19.27.097], sanitary wastes, and drainage			
	ways (stormwater retention and detention); open spaces,			
	parks and recreation, and playgrounds; and schools and			
	school grounds. WAC 365-196-820(1)			
c.	Preliminary subdivision approvals under RCW 58.17.140 are	□ No	☐ Yes	
	valid for a period of five or seven years (previously five	☐ Yes	□ No	
	<mark>years).</mark>	Location(s)	☐ Further	
	RCW 58.17.140 and RCW 58.17.170.		review	
	[Amended 2010 by SB 6544 and in 2012 by HB 2152.		needed	
	Note: Preliminary plat approval is valid for: seven years if			
	the date of preliminary plat approval is on or before			
	December 31, 2014; five years if the preliminary plat			
	approval is issued on or after January 1, 2015; and nine			
	years if the project is located within city limits, not subject			
	to the shoreline management act, and the preliminary plat is approved on or before December 31, 2007.			
15	. Concurrency , Impact Fees, and TDM			
	The transportation concurrency ordinance includes specific	□No	☐ Yes	
a.	language that prohibits development when level of service	□ Yes	□ No	
	standards for transportation facilities cannot be met.	Location(s)	☐ Further	
	RCW 36.70A.070(6)(b)	200001011(3)	review	
	WAC 365-196-840		needed	
b.	If adopted: <b>impact fee methods</b> are consistent with RCW	□No	☐ Yes	
	82.02.050 through 100.	☐ Yes	□ No	
	Note: The timeframe for expending or encumbering impact	Location(s)	☐ Further	
	fees has been extended to ten years. [RCW 82.02.070 and		review	
	RCW 82.02.080, Amended in 2011; WAC 365-196-850		needed	
c.	If required by RCW 70.94.527: a commute trip reduction	□ No	☐ Yes	
	ordinance to reduce the proportion of single-occupant	☐ Yes	□ No	
	<mark>vehicle commute trips.</mark>	Location(s)	☐ Further	
	RCW 70.94.521-551, Amended in 2006; WAC 468-63		review	
	Note: WSDOT maintains a list of affected jurisdictions		needed	
		Î	I	

		I	I
	Addressed	Amend-	Is county
	in current	ment	considering
	plan or	needed to	optional
	regs? If yes,	meet	amend-
	note where.	current	ments?
		statute?	
		T	
d. Development regulations may implement traffic demand	□ No	☐ Yes	
management (TDM) policies.	☐ Yes	□ No	
RCW 36.70A.070(6)(a)(vi)	Location(s)	☐ Further	
WAC 365-196-840(4)		review	
, <i>,</i>		needed	
16. Siting Essential Public Facilities (EPFs)		<u>'</u>	
Regulations are consistent with Essential Public Facility siting	□No	☐ Yes	
process in countywide planning policies or city comprehensive	☐ Yes	□ No	
plan, and <b>do not preclude the siting of EPFs.</b>	Location(s)	☐ Further	
RCW 36.70A.200(5), WAC 365-196-550		review	
11011 3011 31 11200(3), 11110 303 130 330		needed	
17. Project Review Procedures		- Heeded	
Project review processes integrate permit and environmental	□ No	☐ Yes	
review for: notice of application; notice of complete	☐ Yes	□ No	
application; one open-record public hearing; allowing	Location(s)	☐ Further	
	Location(s)	review	
applicants to combine public hearings and decisions for			
multiple permits; notice of decision; one closed-record appeal.		needed	
RCW 36.70A.470, RCW 36.70B and RCW 43.21C			
WAC 365-196-845			
18. General Provisions The GMA requires that development regul			
implement the comprehensive plan. [RCW 36.70A.030(7) and			10
a. A process for early and continuous public participation in	□ No	☐ Yes	
the development regulation development and amendment	☐ Yes	□ No	
process. RCW 36.70A.020(11),.035, .130 and .140.	Location(s)	☐ Further	
		review	
		needed	
b. A process to assure that proposed regulatory or	□No	☐ Yes	
administrative actions do not result in an unconstitutional	☐ Yes	□ No	
taking of private property.	Location(s)	☐ Further	
RCW 36.70A.370, WAC 365-196-855		review	
Note: See Attorney General's Advisory Memorandum:		needed	
Avoiding Unconstitutional Takings of Private Property.			
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This checklist covers the requirements of the Growth Management Act through the laws of 2012. It does not address related issues, or things that are not specifically required but that are commonly found in comprehensive plans and the implementing regulations. It may be useful to look at the expanded checklists (one for comprehensive plans, one for development regulations) and the Growth Management Act Amendment Changes 1995-2012 (amended annually). For more information, please visit: <a href="http://www.commerce.wa.gov/Services/localgovernment/GrowthManagement/Growth-Management-Planning-Topics/Pages/GMA-Periodic-Update.aspx">http://www.commerce.wa.gov/Services/localgovernment/GrowthManagement/Growth-Management-Planning-Topics/Pages/GMA-Periodic-Update.aspx</a>