

**ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE relating to critical areas best available science definitions

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

SECTION 3. Ordinance 609, Section 56 is hereby amended to read as follows and will now be known as "APPENDIX A-GENERAL REFERENCES AND BEST AVAILABLE SCIENCE" but will not be codified:

General References and Best Available Science Sources for Benton County Critical Area Regulations.

This document serves as the General References and Best Available Science produced for the Benton County Critical Area Regulations.

Benton County is mandated by the Growth Management Act of Washington (GMA) to review and update its comprehensive plan and development regulations according to a schedule established in RCW 36.70A.130(5). This review and update includes the critical area regulations per RCW 36.70A.130(1)(c). The review of critical area regulations under RCW 36.70A.172(1) requires the inclusion of best available science (BAS) and consideration given to anadromous fisheries.

The following documents represent a partial list of general references, data and best available science. This list is not meant to be exhaustive, and may be added to in the future. This document is intended to provide an index of the science and data that may be reviewed by Benton County in the development of the County's Critical Area Ordinance.

**GENERAL REFERENCES**

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RCW 36.70A. Growth Management Act

RCW 36.70A.172 Critical Areas - Designation and Protection - Best Available Science.

WAC 365-190 Critical Areas.

WAC 365-195 Best Available Science.

WAC 222-16-030 Water Typing System

WAC 173-22 Designation of Shorelands and Wetlands

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RCW 90.58 Shoreline Management Act  
RCW 43.21C State Environmental Policy  
RCW 90.44 Regulation of Public Groundwaters  
RCW 90.48.020 Waters of the State  
RCW 77. Department of Fish and Wildlife

**BEST AVAILABLE SCIENCE SOURCES**

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SECTION 4. Severability. If any provision of this Ordinance is declared unconstitutional, or the applicability thereof to any person or circumstance is held invalid, the constitutionality of the remainder of the Ordinance and the applicability thereof to other persons and circumstances shall not be affected thereby.

SECTION 5. Effective Date. This Ordinance shall take effect and be in full force upon its passage and adoption.

ADOPTED AND PASSED this \_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Chairman of the Board.

\_\_\_\_\_  
Chairman Pro-Tem.

\_\_\_\_\_  
Member.

Approved as to Form:

Constituting the Board of  
County Commissioners of  
Benton County, Washington

\_\_\_\_\_  
Deputy Prosecuting Attorney

Attest: \_\_\_\_\_  
Clerk of the Board