

Section II: Development Regulations

Must be consistent with and implement the comprehensive plan. [RCW 36.70A.040](#), [WAC 365-196-800](#) and [810](#)

Critical Areas

Regulations protecting critical areas are required by [RCW 36.70A.060\(2\)](#), [RCW 36.70A.172\(1\)](#), [WAC 365-190-080](#) and [WAC 365-195-900](#) through [925](#).

Please visit Commerce's [Critical Areas webpage](#) for resources and to complete the [Critical Areas Checklist](#). Critical areas regulations must be reviewed and updated, as necessary, to incorporate legislative changes and best available science. Jurisdictions using periodic update grant funds to update critical areas regulations must submit the critical areas checklist as a first deliverable, in addition to this periodic update checklist.

Zoning Code

Note: Please review the new 2023 housing laws in the [Washington State Housing Laws of 2019 through 2023](#) guidance, on Commerce's [Planning for Housing webpage](#).

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
<p>Notice: For more information about housing regulatory changes regarding supportive housing types, see Supportive Housing Types Review Checklist on the Updating GMA Housing Elements webpage. And for additional information on middle housing and ADU regulations, see the Middle Housing webpage.</p>				
<p>a. Zoning designations are consistent and implement land use designations that accommodate future housing needs by income bracket as allocated through the countywide planning process. (RCW 36.70A.070(2)(c) - Amended in 2021 with HB 1220)</p> <p>Note: Zoning must reflect sufficient land capacity for all income housing needs, including emergency housing and permanent supportive housing.</p>	<p>Yes CCC 33.19; 33.20</p>	<p>Yes</p>	<p>Group homes included in Sequim and Carlsborg UGAs</p>	<p>Completed: <input type="checkbox"/> Date:</p>

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
b. The number of unrelated persons that occupy a household or dwelling unit except as provided in state law, for short term rentals, or occupant load per square foot shall not be regulated or limited by counties. (HB 5235) , RCW 36.01.227 new in 2021	Yes Definitions - CCC 33.03.010.100	yes	“Single-family dwelling” means a dwelling unit detached from any other dwelling unit and intended for occupation by one family and including accessory improvements and uses. This definition includes manufactured homes such as mobile homes, modular homes and other homes manufactured in components or as one complete dwelling unit.	Completed: <input type="checkbox"/> Date:
c. Family day care providers are allowed in all residential dwellings located in areas zoned for residential or commercial RCW 36.70A.450 . Review RCW 43.216.010 for definition of family day care provider and WAC 365-196-865 for more information.	Yes CCC 33.10; 33.13	Yes	Residential dwellings allowed in Rural Limited Commercial zone (RLC 33.15.060), but Family Day care centers are prohibited.	Completed: <input type="checkbox"/> Date:
d. Manufactured housing is regulated the same as site built housing. RCW 36.01.225 amended in 2019 . A local government may require that manufactured homes: (1) are new, (2) are set on a permanent foundation, and (3) comply with local design standards applicable to other homes in the neighborhood, but may not discriminate against consumer choice in housing. See: National Manufactured Housing Construction and Safety Standards Act of 1974	Yes CCC 33.03.010.100	No	Single-family dwelling definition includes manufactured homes such as mobile homes, modular homes and other homes manufactured in components or as one complete dwelling unit.	Completed: <input type="checkbox"/> Date:
e. Within urban growth areas, accessory dwelling units: counties (and cities) must adopt or amend by ordinance, and incorporate into their development regulations, zoning regulations and other official controls. RCW 36.70A.680 amended in 2023, RCW 36.70A.681 amended in 2023, RCW 36.70A.070(d)(iv) , RCW 36.70A.696 amended in 2023, RCW 36.70A.699 amended in 2020.	Yes CCC 33.50	No		Completed: <input type="checkbox"/> Date:

See new Commerce guidance on the Middle Housing webpage				
	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
<p>f. Residential structures occupied by persons with handicaps, and group care for children that meets the definition of “familial status” are regulated the same as a similar residential structure occupied by a family or other unrelated individuals. No city or county planning under the GMA may enact or maintain ordinances, development regulations, or administrative practices which treat a residential structure occupied by persons with handicaps differently than a similar residential structure occupied by a family or other unrelated individuals.</p> <p>RCW 36.70A.410, RCW 70.128.140 and 150, RCW 49.60.222-225 and WAC 365-196-860</p>	<p>Yes CCC 33.19; 33.20</p>	<p>Yes</p>	<p>Allowed in Sequim and Carlsborg UGAs, but only as conditional uses. Not mentioned in CCC 33.10 or 33.13.</p>	<p>Completed: <input type="checkbox"/> Date:</p>
<p>g. Within UGAs, affordable housing programs enacted or expanded under RCW 36.70A.540 amended in 2022 comply with the requirements of this section. Examples of such programs may include: density bonuses within urban growth areas, height and bulk bonuses, fee waivers or exemptions, parking reductions, expedited permitting conditioned on provision of low-income housing units, or mixed-use projects. WAC 365-196-300</p> <p>See also RCW 36.70A.545 and WAC 365-196-410(2)(e)(i)</p> <p>“affordable housing” is defined in RCW 84.14.010</p> <p>Review RCW 36.70A.620(3) amended in 2020, for minimum residential parking requirements.</p>	<p>No</p>	<p>Yes</p>	<p>Clallam County does not currently use any of the tools covered by RCW 36.70A.540. However, if new code is developed as a result of this plan, the resulting code will have to comply with this statute and others.</p>	<p>Completed: <input type="checkbox"/> Date:</p>
<p>h. Limitations on regulating: outdoor encampments, safe parking efforts, indoor overnight shelters and temporary small houses on property owned or controlled by a religious organization. RCW</p>	<p>No</p>	<p>Yes</p>	<p>Clallam County will need to amend CCC Title 16 to make allowances for outdoor encampments, safe parking sites, indoor overnight shelters, and temporary small</p>	<p>Completed: <input type="checkbox"/> Date:</p>

36.01.290 amended in 2020, RCW 35.21.915 amended in 2020			houses on property owned or controlled by a religious organization.	
	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
i. Within UGAs, allow an increased density bonus consistent with local needs for any affordable housing development of any single-family or multi-family residence located on real property owned or controlled by a religious organization. RCW 36.70A.545 , amended in 2019 (HB 1377).	No	Yes	Clallam County does not currently use any of the tools covered by RCW 36.70A.545. However, if new code is developed as a result of this plan, the resulting code will have to comply with this statute and others.	Completed: <input type="checkbox"/> Date:
j. Must not adopt, impose, or enforce requirements on an affordable housing development that are different than the requirements imposed on housing developments generally. RCW 36.130.020 (2008) Note: This applies to cities, counties, other local government entities and agencies.	No	Yes	Clallam County does not currently have affordable housing regulations.	Completed: <input type="checkbox"/> Date:
k. Rural regulations allow innovative techniques such as clustering, density transfer, design guidelines, and conservation easements to support rural economic advancement, a variety of densities, and uses that are not characterized by urban growth and that are consistent with rural character. RCW 36.70A.070(5)(b) and (c) and WAC 365-196-425(5)	Yes CCC 33.10	No	Cluster developments in Rural Zones (CCC 33.10)	Completed: <input type="checkbox"/> Date:
l. Adopt policies and regulations related to rural regulations for Type 1, 2 and 3 Limited Areas of More Intense Rural Development (LAMIRDs). RCW 36.70A.070 (5)(d) , see also WAC 365-196-425(6)	Yes CCC 33.22	No	LAMIRD CCC Chapter 33.22	Completed: <input type="checkbox"/> Date:

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
<p>m. Regulations discourage incompatible uses around general aviation airports. RCW 36.70.547 and WAC 365-196-455. Incompatible uses include: high population intensity uses such as schools, community centers, tall structures, and hazardous wildlife attractants such as solid waste disposal sites, wastewater or stormwater treatment facilities, or stockyards.</p> <p>For more guidance, see WSDOT's Aviation Land Use Compatibility Program.</p>	<p>Yes CCC 33.08</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>n. If a U.S. Department of Defense (DoD) military base employing 100 or more personnel is within or adjacent to the jurisdiction, zoning should discourage the siting of incompatible uses adjacent to military base. RCW 36.70A.530(3) and WAC 365-196-475. Visit Military One Source to locate any bases in your area and help make determination of applicability. If applicable, inform the commander of the base regarding amendments to the comprehensive plan and development regulations on lands adjacent to the base.</p>	<p>Not applicable</p>	<p>Not Applicable</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>o. Electric vehicle infrastructure (jurisdiction specified: adjacent to Interstates 5, 90, 405 or state route 520 and other criteria) must be allowed as a use in all areas except those zoned for residential, resource use or critical areas. RCW 36.70A.695</p>	<p>Not Applicable</p>	<p>Not Applicable</p>		<p>Completed: <input type="checkbox"/> Date:</p>

Shoreline Master Program

Consistent with [RCW 90.58](#) Shoreline Management Act of 1971

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
a. Zoning designations are consistent with Shoreline Master Program (SMP) environmental designations. RCW 36.70A.480	Yes See Clallam County Shoreline Environmental Designations (SED) Map	No		Completed: <input type="checkbox"/> Date:
b. If updated to meet RCW 36.70A.480 (2010), SMP regulations provide protection to critical areas in shorelines that is at least equal to the protection provided to critical areas by the critical areas ordinance. RCW 36.70A.480(4) and RCW 90.58.090(4) See Ecology's shoreline planners' toolbox for the SMP Checklist and other resources and Ecology's Shoreline Master Programs Handbook webpage	Yes CCC 35.35	No		Completed: <input type="checkbox"/> Date:

Resource Lands

Defined in [RCW 36.70A.030](#) (3, 12 and 17) and consistent with [RCW 36.70A.060](#) and [RCW 36.70A.170](#)

a. Zoning is consistent with natural resource lands designations in the comprehensive plan and conserves natural resource lands. RCW 36.70A.060(3) , WAC 365-196-815 and WAC 365-190-020(6) . Consider innovative zoning techniques to conserve agricultural lands of long-term significance RCW 36.70A.177(2) . See also			To verify with county the presence or absence of the future land use map.	Completed: <input type="checkbox"/> Date:
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WAC 365-196-815(3) for examples of innovative zoning techniques.				
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Commented [KC9]: I am having a difficult time locating a comprehensive plan land use map. I can find zoning maps for the county, but nothing that shows the general com plan land use designations. CCC 33.05.010 shows the distinctions of the comp plan designations and zoning in a table, but there is no map. Therefore, I cannot answer this question at this time without the comp plan map.

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
b. Regulations to assure that use of lands adjacent to natural resource lands does not interfere with natural resource production. RCW 36.70A.060(1)(a) and WAC 365-190-040 Regulations require notice on all development permits 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 regulations to implement comprehensive plan	No	Yes	Clallam County should amend code to require notice on all development permits and plats within 500 feet of designated natural resource lands that the property is within or near a designated natural resource land	Completed: <input type="checkbox"/> Date:
c. For designated agricultural land, regulations encourage nonagricultural uses to be limited to lands with poor soils or otherwise not suitable for agricultural purposes. Accessory uses should be located, designed and operated to support the continuation of agricultural uses. RCW 36.70A.177(3)(b)	No	Yes		Completed: <input type="checkbox"/> Date:
d. Counties must conduct a comprehensive countywide analysis when classifying, designating and de-designating natural resource lands. WAC 365-190-040(10)(c)	Yes CCC 31.08.200(12)	No		Completed: <input type="checkbox"/> Date:
e. Designate mineral lands and associated regulations as required by RCW 36.70A.131 and WAC 365-190-040(5) .	No	Yes		Completed: <input type="checkbox"/> Date:

Commented [KC10]: I was unable to locate a code requirement for this public noticing for development adjacent to natural resource land. Most logical place to me seemed CCC 26.10.

For more information review the WA State Dept. of Natural Resources (DNR)'s Geology Division site				
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Siting Essential Public Facilities

Regulations for siting essential public facilities should be consistent with [RCW 36.70A.200](#) and consider [WAC 365-196-550](#). Essential public facilities include those facilities that are typically difficult to site, such as airports, state education facilities, state or regional transportation facilities, state and local correctional facilities, solid waste handling facilities, and in-patient facilities including substance abuse facilities, mental health facilities, group homes, and secure community transition facilities. Regulations may be specific to a local jurisdiction, but may be part of county-wide planning policies (CWPPs).

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
<p>Regulations or CWPPs include a process for siting EPFs and ensure EPFs are not precluded. RCW 36.70A.200 amended in 2023, WAC 365-196-550(6) lists process for siting EPFs. WAC 365-196-550(3) details preclusions. EPFs should be located outside of known hazardous areas.</p> <p>Visit Commerce's Behavioral Health Facilities Program page for information on establishing or expanding new capacity for behavioral health EPFs.</p> <p>Note: RCW 36.70A.200 amended by SB 5536 to include EPFs for opioid treatment programs</p>	Yes CWPP page 15-16	Yes	The Clallam CWPP speaks to the requirements outlined in the WAC and how the Comp plans and local regulations of the cities within Clallam need to adopt EPF siting processes but lacks implantation.	Completed: <input type="checkbox"/> Date:

Subdivision Code

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
a. Subdivision regulations are consistent with and implement comprehensive plan policies. RCW 36.70A.030(5) and 36.70A.040(4) .	Yes CCC 29.10.100	No		Completed: <input type="checkbox"/> Date:
b. Written findings to approve subdivisions establish adequacy of public facilities. RCW 58.17.110 amended in 2018 <ul style="list-style-type: none"> Streets or roads, sidewalks, alleys, other public ways, transit stops, and other features that assure safe walking conditions for students. Potable water supplies, sanitary wastes, and drainage ways. RCW 36.70A.590 amended 2018 Open spaces, parks and recreation, and playgrounds Schools and school grounds Other items related to the public health, safety and general welfare WAC 365-196-820(1) .	Yes CCC 29.30.200(15); 29.30.300(3); 29.30.400(1)(c); 29.30.500(3);	Yes	Provisions for open spaces, parks and recreation, playgrounds, and schools and school grounds are not mentioned in Chapter 29.30 - STANDARDS FOR SUBDIVISIONS, SHORT SUBDIVISIONS, LARGE LOT DIVISIONS. This should be updated to include these standards.	Completed: <input type="checkbox"/> Date:
c. Preliminary subdivision approvals under RCW 58.17.140 are valid for a period of five or seven years (previously five years). See also RCW 58.17.170 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	Yes CCC 29.19.300	No		Completed: <input type="checkbox"/> Date:

preliminary plat approval is issued on or after January 1, 2015.				
d. Include in short plat regulations procedures for unit lot subdivisions allowing division of a parent lot into separately owned unit lots. RCW 58.17.060(3) new in 2023 by SB 5258 - section 11	No	Yes	The County will need to add provisions to CCC 29 allowing division of a parent lot into separately owned unit lots in short subdivisions.	Completed: <input type="checkbox"/> Date:

Stormwater

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
a. Regulations protect water quality and implement actions to mitigate or cleanse drainage, flooding, and storm water run-off that pollute waters of the state, including Puget Sound or waters entering Puget Sound. RCW 36.70A.070(1) Regulations may include: adoption of a stormwater manual consistent with Ecology’s latest manual for Eastern or Western Washington, adoption of a clearing and grading ordinance –See Commerce’s 2005 Technical Guidance Document for Clearing and Grading in Western Washington . Adoption of a low impact development ordinance. See Puget Sound Partnership’s 2012 Low Impact Development guidance and Ecology’s 2013 Eastern Washington Low Impact Development guidance . Additional Resources: Federal Grants to Protect Puget Sound Watersheds , Building Cities in the Rain , Ecology Stormwater Manuals , Puget Sound Partnership Action Agenda	Yes, CCC 27.14	No	Current adopted stormwater code meets statute. LID ordinances may be updated during this update.	Completed: <input type="checkbox"/> Date:
b. Provisions for corrective action for failing septic systems that pollute waters of the state. RCW 36.70A.070(1) . See also: DOH Wastewater Management , Ecology On-Site Sewage System Projects & Funding	Yes, CCC 27.14.120 and CCC 33.59	No	Septic discharges classified as “Pollutant” under CCC 27.14.040. This code section may be updated to include specificity for waters of the state.	Completed: <input type="checkbox"/> Date:

Organic Materials Management Facilities

New in 2022, HB 1799 added a section to the GMA aimed at reducing the volumes of organic materials collected in conjunction with other solid waste and delivered to landfills, supporting productive uses of organic material wastes and reduction of methane gas (a greenhouse gas).

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
<p>New section RCW 36.70A.142; new in 2022 legislation HB 1799: Development regulations newly developed, updated, or amended <i>after January 1, 2025</i> allow for the siting of organic materials (OM) management facilities as identified in local solid waste management plans (SWMP) to meet OM reduction and diversion goals. Siting to meet criteria described in RCW 70A.205.040(3).</p> <p>See also RCW 36.70.330. For applicability, see RCW 70A.205.540</p>	Yes, CCC 33.40.070	Yes	Siting of solid waste disposal facilities are allowed as a conditional use in the Commercial Forest zone. May need to be updated to criteria mentioned in statute.	Completed: <input type="checkbox"/> Date:

Impact Fees

May impose impact fees on development activity as part of the financing for public facilities, provided that the financing for system improvements to serve new development must provide for a balance between impact fees and other sources of public funds; cannot rely solely on impact fees.

<p>a. If adopted, impact fees are applied consistent with RCW 82.02.050 amended in 2015, RCW 82.02.060 amended in 2023 by SB 5258, .070, .080, .090 amended in 2018 and .100.</p> <p>WAC 365-196-850 provides guidance on how impact fees should be implemented and spent.</p>	Not applicable. Per CCC 31.02.810, no impact fees exist.	No	"The funding to make this Plan work includes the second one-quarter percent local real estate excise tax as allowed under Chapter 82.46 RCW. This revenue source would be in lieu of development impact fees." This may be updated under the 2025 periodic update.	Completed: <input type="checkbox"/> Date:
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<p>b. Jurisdictions collecting impact fees must adopt and maintain a system for the deferred collection of impact fees for single-family detached and attached residential construction, consistent with RCW 82.02.050(3) amended in 2016</p>	<p>Not applicable. Per CCC 31.02.810, no impact fees exist.</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>c. If adopted, limitations on impact fees for early learning facilities. RCW 82.02.060 amended in 2021</p>	<p>Not applicable. Per CCC 31.02.810, no impact fees exist.</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
	<p>In Current Regs? Yes/No If yes, cite section</p>	<p>Changes needed to meet current statute? Yes/No</p>	<p>Notes</p>	
<p>d. If adopted, exemption of impact fees for low-income and emergency housing development. RCW 82.02.060 amended in 2023. See also definition change in RCW 82.02.090(1)(b) amended in 2018</p>	<p>Not applicable. Per CCC 31.02.810, no impact fees exist.</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>e. Ensure impact fees are not assessed on the construction of accessory dwelling units that are greater than 50 percent (50%) of the impact fees that would be imposed on the principal unit. RCW 36.70A.681 new in 2023 by HB 1337</p>	<p>Not applicable. Per CCC 31.02.810, no impact fees exist.</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>f. The schedule of impact fees reflects the proportionate impact of new housing units, including multifamily and condominium units, based on the square footage, number of bedrooms, or trips generated, in the housing unit in order to produce a proportionally lower impact fee for smaller housing units. RCW 82.02.060 amended in 2023 by SB 5258</p>	<p>Not applicable. Per CCC 31.02.810, no impact fees exist.</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>

Concurrency and Transportation Demand Management (TDM)

Ensures consistency in land use approval and the development of adequate public facilities as plans are implemented, maximizes the efficiency of existing transportation systems, limits the impacts of traffic and reduces pollution.

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
<p>a. The transportation concurrency requirement includes specific language that prohibits development when level of service standards for transportation facilities cannot be met. RCW 36.70A.070(6)(b) amended in 2023, WAC 365-196-840.</p> <p>Note: Concurrency is required for transportation, but may also be applied to park facilities, etc.</p>	Yes. CCC 31.02.420(1)(a) and (7)	Possibly	Current regulations include other methods of meeting concurrency when levels of service standards cannot be met due to a new development. May need to be updated to meet current statute.	Completed: <input type="checkbox"/> Date:
<p>b. Measures exist to bring into compliance locally owned transportation facilities or services that are below the levels of service established in the comprehensive plan. RCW 36.70A.070(6)(a)(iii)(B) and (D). RCW 36.70A.070(6)(b) amended in 2023</p> <p>Levels of service can be established for automobiles, pedestrians and bicycles. See WAC 365-196-840(3) on establishing an appropriate level of service.</p>	Yes. CCC 31.02.420(1)(a), 31.02.420(1)(d), 31.02.420(1)(j)	No		Completed: <input type="checkbox"/> Date:
<p>c. Highways of statewide significance (HSS) are exempt from the concurrency ordinance. RCW 36.70A.070(6)(a)(iii)(C).</p>	Yes	No	Highways not listed under concurrency definition in 31.02.410(1).	Completed: <input type="checkbox"/> Date:
<p>d. Traffic demand management (TDM) requirements are consistent with the comprehensive plan. RCW 36.70A.070(6)(a)(vi). Examples may include requiring new development to be oriented towards transit streets, pedestrian-oriented site and building design, and requiring bicycle and pedestrian connections to street and trail networks. WAC 365-196-840(4) recommends adopting methodologies that analyze the transportation</p>	Yes, CCC 31.02.420(1)(i)(iii), 31.02.420(1)(i)(iv)	Yes	Regulations that list specific TDM strategies as requirements may be needed. Currently TDM strategies are encouraged.	Completed: <input type="checkbox"/> Date:

system from a comprehensive, multimodal perspective.				
	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
e. If required by RCW 82.70 , a commute trip reduction (CTR) ordinance to achieve reductions in the proportion of single-occupant vehicle commute trips has been adopted. The ordinance should be consistent with comprehensive plan policies for CTR and Department of Transportation rules.	Not applicable.	No	County does not provide financial incentives to employees who ride share, car share, or use public transportation.	Completed: <input type="checkbox"/> Date:

Tribal Participation in Planning

New in 2022 (see [HB 1717](#)). A federally recognized Indian tribe may voluntarily choose (opt-in) to participate in the county or regional planning process. See Commerce's new [Tribal Planning Coordination for GMA](#) webpage for guidance and staff contacts.

a. Mutually agreeable memorandum of agreement between local governments and tribes in regard to collaboration and participation in the planning process unless otherwise agreed at the end of a mediation period. RCW 36.70A.040(8)(a) new in 2022	No	Yes	HB 1717 requirements will need to be demonstrated in the updated plan. The planning process includes an engagement plan that builds in tribal collaboration and participation.	Completed: <input type="checkbox"/> Date:
b. Policies consistent with countywide planning policies that address the protection of tribal cultural resources in collaboration with federally recognized Indian tribes that are invited, provided that a tribe, or more than one tribe, chooses to participate in the process. RCW 36.70A.210(3)(i) new in 2022	Yes, CCC 31.02.120(5), 31.02.140(10), 31.02.140(22),	No		Completed: <input type="checkbox"/> Date:

Regulations to Implement Optional Elements

a. New fully contained communities are consistent with comprehensive plan policies, RCW 36.70A.350 and WAC 365-196-345	Yes CCC 31.05.270(2)	No	Comprehensive Plan adopts GMA Regulations.	Completed: <input type="checkbox"/> Date:
b. If applicable, master planned resorts are consistent with comprehensive plan policies,	Yes, CCC 33.25.050(2)(a)	No		Completed: <input type="checkbox"/> Date:

RCW 36.70A.360 , RCW 36.70A.362 and WAC 365-196-460	and CCC 31.02.270			
	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
c. If applicable, major industrial developments and master planned locations outside of UGAs are consistent with comprehensive plan policies, RCW 36.70A.365 , RCW 36.70A.367 and WAC 365-196-465	Yes, CCC 31.02.275	No		Completed: <input type="checkbox"/> Date:
d. Regulations include procedures to identify, preserve, and/or monitor historical or archaeological resources. RCW 36.70A.020(13) , WAC 365-196-450	Yes, CCC 35.25.170, and CCC 31.02.330	No		Completed: <input type="checkbox"/> Date:
e. Other development regulations needed to implement comprehensive plan policies such as energy, sustainability or design are adopted. WAC 365-196-445	Yes	No	Will be reviewed during periodic update process to ensure consistency with new comprehensive plan policies.	Completed: <input type="checkbox"/> Date:
f. Design guidelines for new development are clear and easy to understand; administration procedures are clear and defensible.	Yes	No	Will be reviewed during periodic update process to ensure consistency with new comprehensive plan policies.	Completed: <input type="checkbox"/> Date:
g. Local design review includes one or more ascertainable guideline, standard or criterion by which an applicant can determine whether a given building design is permissible under that development regulation. May not result in a reduction in density, height, bulk or scale below the generally applicable development regulations for a development proposal in the applicable zone. RCW 36.70A.630 new in 2023 by HB 1293	Not applicable	No	Clallam County does not currently have a design review process. This may be revisited during the periodic update process.	Completed: <input type="checkbox"/> Date:

Project Review Procedures

In 2023, [SB 5290](#) substantially amended local permit review processes. Codification and additional resources from Commerce are forthcoming.

	In Current Regs? Yes/No If yes, cite section	Changes needed to meet current statute? Yes/No	Notes	
<p>Project review processes integrate permit and environmental review. RCW 36.70A.470, RCW 36.70B and RCW 43.21C.</p> <p>Resources include WAC 365-196-845, WAC 197-11(SEPA Rules), WAC 365-197 (Project Consistency Rule, Commerce, 2001) and Ecology SEPA Handbook.</p> <p>Integrated permit and environmental review procedures for:</p> <ul style="list-style-type: none"> • Notice of application • Notice of complete application • One open-record public hearing • Combining public hearings & decisions for multiple permits • Notice of decision • One closed-record appeal 	Yes CCC 26.10.340(3) and 26.10.350	No		Completed: <input type="checkbox"/> Date:

Plan & Regulation Amendments

If procedures governing comprehensive plan amendments are part of the code, then assure the following are true:

a. Regulations limit amendments to the comprehensive plan to once a year (with statutory exceptions). RCW 36.70A.130(2) and WAC 365-196-640(3)	Yes, CCC 31.08.300	No		Completed: <input type="checkbox"/> Date:
b. Regulations define <i>emergency</i> for an emergency plan amendment. RCW 36.70A.130(2)(b) and WAC 365-196-640(4)	No	Yes	Current regulations state that the Board of Commissioners determine an emergency.	Completed: <input type="checkbox"/> Date:

<p>c. Regulations include a docketing process for requesting and considering plan amendments. RCW 36.70A.130(2), RCW 36.70A.470, and WAC 365-196-640(6)</p>	<p>Yes, CCC 31.08.305, 31.08.310, 31.08.320, 31.08.330, 31.08.340, 31.08.360, 31.08.370,</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
	<p>In Current Regs? Yes/No If yes, cite section</p>	<p>Changes needed to meet current statute? Yes/No</p>	<p>Notes</p>	
<p>d. A process has been established for early and continuous public notification and participation in the planning process. RCW 36.70A.020(11), RCW 36.70A.035 and RCW 36.70A.140. See WAC 365-196-600 regarding public participation and WAC 365-196-610(2) listing recommendations for meeting requirements.</p>	<p>Yes, CCC 31.08.330, 26.10.400, 26.10.410</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>e. A process exists to assure that proposed regulatory or administrative actions do not result in an unconstitutional taking of private property RCW 36.70A.370. See the 2018 Advisory Memo on the Unconstitutional Taking of Private Property</p>	<p>Yes, CCC 31.08.100</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>f. Provisions ensure adequate enforcement of regulations, such as zoning and critical area ordinances (civil or criminal penalties). See implementation strategy in WAC 365-196-650(1).</p>	<p>Yes, CCC 31.08.200</p>	<p>No</p>		<p>Completed: <input type="checkbox"/> Date:</p>
<p>g. Adoption of a policy and regulation establishing the effective date of an action that expands a UGA; creates or expands a LAMIRD; establishes a new fully contained community; or creates or expands a master planned resort. The effective date is:</p> <ul style="list-style-type: none"> 60 days after the date of public notice of adoption of the comprehensive plan, development regulation or amendment to 	<p>No, CCC 31.08.430</p>	<p>Yes</p>	<p>Effective date is set as 10 days after adoption. UGA and LAMIRD expansions shall be treated as a comprehensive plan amendment per CCC 31.02.250(1)(a) and 31.02.263(4)(f).</p>	<p>Completed: <input type="checkbox"/> Date:</p>

<p>the plan or regulation, implementing the action as provided in RCW 36.70A.290(2); or</p> <ul style="list-style-type: none"> • If a petition for review to the Growth Management Hearings Board is timely filed, upon the issuance of the Board's final order. <p>RCW 36.70A.067, new in 2022</p>				
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● Appendix A: Element updates per HB 1181 – Climate Change and Resiliency

Required Updates to GMA Elements per HB 1181							
GMA Periodic Update Due Dates	Greenhouse Gas Reduction Sub-element	Climate Resilience Sub-element	Transportation Element	Land Use Element	Capital Facilities Element*	Utilities Element*	Parks & Recreation Element*
For jurisdictions with a 2024 deadline and subject to GHG Emissions Reduction [Sec. 15 (10)]	Due 2029	Due 2029	Due 2029	Due in 2034			
For jurisdictions with a 2025 & 2026 deadline and subject to GHG Emissions Reduction [Sec. 4 (1) and (2)]	X	X	X	X	X*	X*	X*
Jurisdictions <u>not</u> subject to GHG Emissions Reduction (all years) [Sec. 4 (3) and 9(e)(i)]	Optional	X See RCW 36.70A.070(9)(e)	**	Only counties over 20k pop.	X*	X*	X*

Table notes: “X” indicates a GMA update requirement. One asterisk (*) indicates jurisdictions should make a good faith effort to update their elements to be consistent; refer to HB 1181 (Chapter 228, Laws of 2023) for specifics. Two asterisks (**) indicates 22 cities that need to update their transportation element based on population, not whether or not their county is among those that must develop a GHG emissions element.