

**BOARD OF COUNTY COMMISSIONERS
WALLA WALLA COUNTY, WASHINGTON**

An ordinance relating to adoption of a moratorium on applications for golf course developments on agricultural lands of long term commercial significance

WHEREAS, the Walla Walla County Board of County Commissioners adopted Ordinances 306 and 307 on November 9, 2004 allowing for a variety of recreational uses, such as golf courses, on agricultural lands; and

WHEREAS, the Eastern Washington Growth Management Hearings Board ("EWGMHB") issued a Final Decision and Order on March 10, 2005 directing Walla Walla County to remove golf courses from permitted uses in agricultural zones designated agricultural land of long-term commercial significance, and requiring that the County provide a schedule to come into compliance by June 8, 2005; and

WHEREAS, the County has appealed the EWGMHB Final Decision and Order (FDO) to the Walla Walla County Superior Court and wishes to defer compliance with the FDO until such time as a judgment is issued by the Superior Court; and

WHEREAS, allowing additional applications for golf courses to be filed and become vested under the current land use designations within agricultural lands of long term commercial significance would result in development, i.e. golf courses, inconsistent with the November 9, 2004 EWGMHB FDO.

WHEREAS, RCW 36.70A.390 authorizes the County to adopt a moratorium and to do so without a public hearing provided that a public hearing is held within 60 days of adoption of the moratorium;

WHEREAS, the Board of County Commissioners has determined that a moratorium on the filing of golf course development applications in agricultural lands of long term commercial significance is necessary for the protection of the public health, safety and general welfare and that a legal emergency exists requiring immediate imposition of the moratorium; and

NOW THEREFORE, the Walla Walla County Board of Commissioners does hereby ordain as follows:

Section 1. Imposition of Moratorium. A moratorium is imposed on the filing of new applications for golf courses in agricultural lands of long term commercial significance,



as designated and depicted on the Land Use Maps in the Walla Walla County Comprehensive Plan 2001-2021 and the Walla Walla County Zoning Map.

Section 2. Declaration of Emergency. The Board of County Commissioners finds that an emergency exists and that the moratorium is necessary for the protection of the public health, safety and general welfare.

Section 3. Effective Date. This ordinance shall take effect immediately upon its adoption for a period of six (6) months, unless repealed, extended or modified by the Board of County Commissioners.

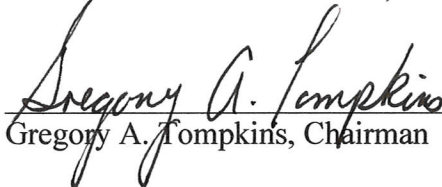
Section 4. Public Hearing. A public hearing on the moratorium adopted herein shall be held before the Board of County Commissioners within sixty (60) days of its adoption.

Section 5. Savings and Severability. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

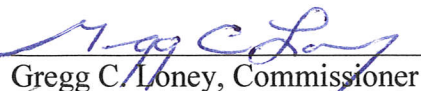
PASSED by the Walla Walla County Board of County Commissioners in regular session at Walla Walla, Washington, by the following vote, then signed by its membership and attested by its Clerk in authorization of such passage this 11th day of July, 2005.

2 YEA; 1 NAY; 0 ABSTAIN; and 0 ABSENT

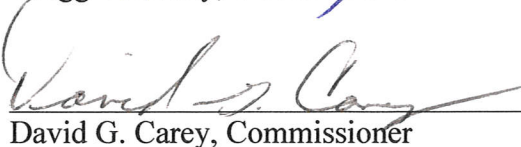
BOARD OF WALLA WALLA COUNTY COMMISSIONERS,
WALLA WALLA COUNTY, WASHINGTON




Gregory A. Tompkins, Chairman



Gregg C. Loney, Commissioner



David G. Carey, Commissioner

Attest: 

Connie R. Vinti, Clerk of the Board



2005-08512
Page: 2 of 2
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Walla Walla County, WA

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Ordinance No. 319