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BOARD OF COUNTY COMMISSIONERS WALLA WALLA COUNTY, WASHINGTON

ORDINANCE NO. 339

APPROVING A REQUEST BY ORGANIX, INC. FOR A ZONING CODE TEXT AMENDMENT TO WALLA WALLA COUNTY CODE CHAPTER 17.08 AND SECTION 17.16.014 ESTABLISHING A DEFINITION FOR AN ORGANIC WASTE PROCESSING FACILITY AND TO ALLOW IT TO BE A PERMITTED USE IN THREE ZONING DISTRICTS: PRIMARY AGRICULTURE 40-ACRE, AGRICULTURE INDUSTRIAL HEAVY, AND AGRICULTURE INDUSTRIAL LIGHT.

WHEREAS, application has been made by Oganix, Inc. to request a zoning code text amendment to Walla Walla County Code Chapter 17.08 and Section 17.16.014, and

WHEREAS, the Planning Commission held a workshop on December 6, 2006 and recommended changing the proposed amendment to be allowed in the Agriculture Industrial Heavy and Agriculture Industrial Light in addition to the Primary Agriculture 40-Acre zoning district, and

WHEREAS, the Planning Commission held a public hearing on January 10, 2007 to consider the request and recommends to the Board of County Commissioners that the zoning code text amendment be approved based on the following findings of fact and conclusions of law:

Findings of Fact:

- 1. On December 28, 2006 a Notice of Public Hearing was published in the Waitsburg Times.
- 2. On December 28, 2006 a Notice of Public Hearing was published in the Walla Walla Union Bulletin.
- 3. On December 28, 2006 a Notice of Public Hearing was published in the Tri-City Herald.
- 4. On October 23, 2006 the applicant's proposed amendments were received by the Washington State Department of Community, Trade and Economic Development for review.
- 5. Walla Walla County Code Chapter 17.08 and Walla Walla County Code Section 17.16.014 were adopted by the County on April 1, 2002.
- 6. The amendment was proposed by the applicant on August 26, 2006.



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7. Approval of the amendments would establish a definition for Organic Waste Processing Facilities and establish them as permitted uses in the Agriculture Industrial Heavy Zone, Agriculture Industrial Light Zone, and Primary Agriculture 40-Acre Zone.

Conclusions of Law:

- 1. The proposed amendments constitute good planning and development regulations.
- 2. The proposed amendments are consistent with the Walla Walla County Comprehensive Plan.
- 3. As proposed the amendments will not have a significant adverse influence on public welfare and safety.
- 4. The proposed amendments are consistent with the purpose statements of the following zoning districts: Primary Agriculture 40-Acre, Agriculture Industrial Heavy, and Agriculture Industrial Light.

WHEREAS, the Board of County Commissioners held a properly advertised public hearing February 20, 2007 for the purpose of receiving testimony for and/or against said request now therefore,

BE IT ORDAINED, by the Walla Walla County Board of County Commissioners that they uphold the Planning Commission recommendation and approve the zoning code text amendment, Docket Number ZCA-06-05 based on the findings of fact and conclusions of law above. The amendments read as follows:

Section 1. Amendment to Walla Walla County Code Chapter 17.08 Walla Walla County Code Section 17.08.364

Organic Waste Processing Facility: A facility that is operated for the purpose of producing marketable compost, other soil amendments, and/or energy recovery from the onsite and/or offsite organic material fraction of the waste stream, provides a direct benefit/link to the agricultural operation on the premises and other agricultural lands in the vicinity, and is permitted, designed in compliance with the applicable regulations contained in the Washington Administrative Code Chapter 173-350. Feedstock may include, but is not limited to agricultural waste, industrial food processing waste, commercial and residential yard waste, biosolids, or food waste from local or regional sources.

Section 2. Amendment to Walla Walla County Code Section 17.06.014

-			Reg	ionai	Land	Uses				
	Zone									
	PA- 40	AI- L	AI-				 ***************************************	 ***************************************	 ***************************************	
SPECIFIC USE										
Organic Waste Processing Facility		P	P							

Section 3. Effective Date. This ordinance is effective immediately upon adoption.

Section 4. 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.

Section 5. Publication. This ordinance will be published by an approved summary consisting of the title.

PASSED by the Walla Walla County Board of County Commissioners in regular session at Walla Walla, Washington, then signed by its membership and attested by its Clerk in authorization of such passage this 20th day of February, 2007.

Approved this 20th Day of <u>February</u>

Constituting the Board of County Commissioners of Walla Walla County, Washington

Tompkins, Commissioner

Attest:

Connie R. Vinti, Clerk of the Board

Approved as to form

Prosecuting Attorney

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