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**Ordinance No. 345**

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Walla Walla County, WA

ORD

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

**ORDINANCE NO. 345**

APPROVING A REQUEST BY WALLA WALLA COUNTY FOR A ZONING CODE TEXT AMENDMENT TO WALLA WALLA COUNTY CODE SECTION 17.26.020 TO ALLOW SWINE OWNERSHIP FOR NONCOMMERCIAL USES IN UNINCORPORATED WALLA WALLA COUNTY, AMENDING ORDINANCES 70 AND 269.

**WHEREAS**, application has been made by Walla Walla County to request a zoning code text amendment to Walla Walla County Code Chapter Section 17.26.020, and

**WHEREAS**, the Planning Commission held a workshop on April 4, 2007, and

**WHEREAS**, the Board of County Commissioners held a workshop on April 16, 2007, and requested that the proposed fencing standards for swine be amended, and

**WHEREAS**, the Planning Commission held a public hearing on June 6, 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 May 24, 2007 a Notice of Public Hearing was published in the Waitsburg Times.
2. On May 24, 2007 a Notice of Public Hearing was published in the Walla Walla Union Bulletin.
3. On May 24, 2007 a Notice of Public Hearing was published in the Tri-City Herald.
4. On March 22, 2007 the applicant's proposed amendments were received by the Washington State Department of Community, Trade and Economic Development for review.
5. A Determination of Non-Significance was issued by the Walla Walla County SEPA Responsible Official on April 9, 2007.
6. Walla Walla County Code Section 17.16.020 was adopted by the County on April 1, 2002 and does not permit swine in Walla Walla County for anything other than commercial uses.
7. It appears that the exclusion of swine as a permitted use was a typographical error in Ordinance 269.
8. The amendment was proposed by Walla Walla County on March 19, 2007.



9. Approval of the amendment would allow for swine in unincorporated Walla Walla County for noncommercial uses.

Conclusions of Law:

1. The proposed amendment constitutes good planning and development regulations.
2. The proposed amendment is consistent with the Walla Walla County Comprehensive Plan.
3. As proposed the amendment will not have a significant adverse influence on public welfare and safety.

**WHEREAS**, the Board of County Commissioners held a public hearing July 2, 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-07-02 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 17.26.020**

Minimum standards for animals shall be as follows:

Type of Animal	Conditions
Horses -- Mules - Cows -Llamas	20,000 square feet of open fenced area for a maximum of two horses or mules. Plus, 10,000 additional square feet for each additional animal. Barns used for the housing of animals and storage of hay should be accessory buildings. Fences in residential zones for animals may be wood or woven wire construction of not less than four (4) feet in height nor more than six (6) feet. A maximum of two (2) strands of either barbed wire or electric fence with proper signs is allowed, if constructed a minimum of 12 inches inside the regular fence. All animal fencing shall be located or constructed in such a manner as to prevent the animals from encroaching on the abutting premises or property in any manner to prevent the destruction of trees, shrubbery and bushes. An enclosure for animals which does not provide forage shall be constructed 25 feet from the nearest lot line.
Dogs, cats	Not more than a combined total of four dogs or cats over six months of age on a parcel containing 1/2 acre or less and no more than a combined total of six on a parcel greater than one-half acre.  All cages, pens, runs or kennels used for holding animals shall be kept a minimum of 10 feet from any property line and shall be in a clean and sanitary condition, and must be disinfected on a routine basis. All waste material must be removed daily and disposed of in a sanitary method in accordance with regulations of the city/county health department.



Type of Animal	Conditions
Sheep, Goats and Pygmy Goats	2,500 square feet of open fenced area per sheep or goat. Fencing requirements shown for horses applied here.
Swine	<p><del>Not permitted</del> <u>All animal fencing shall be located or constructed in such a manner as to prevent the animals from encroaching on the abutting premises or property in any manner. 60 square feet of open fenced area per swine, with the following exemptions:</u></p> <p><u>(1) Within the following cities' UGA's: College Place, Walla Walla, Burbank, Prescott, and Waitsburg: Swine shall not be allowed on lots less than one (1) acre in area for a maximum two (2) swine. For miniature pigs: Only Vietnamese Pot-Bellied Pigs and African Pygmy Pigs for a maximum of two (2) pigs may be allowed on lots less than one acre. A minimum of one thousand square feet of open area and an enclosed fenced area of at least one hundred fifty square feet is required to own, keep, or harbor a miniature pig.</u></p> <p><u>(2) Within a Rural Activity Center: Swine shall not be permitted on lots less than one (1) acre in area within, for a maximum of four (4) swine. For miniature pigs: Only Vietnamese Pot-Bellied Pigs and African Pygmy Pigs for a maximum of two (2) pigs may be allowed on lots less than one acre within the unincorporated County. A minimum of one thousand square feet of open area and an enclosed fenced area of at least one hundred fifty square feet is required to own, keep, or harbor a miniature pig.</u></p>
Fowl, Poultry, Rabbits, Chinchillas, Nutrias	A maximum combined total of 50 animals are permitted per 6,000 sq. ft. of dedicated space or proportion thereof, and shall be housed in a pen or coop and further enclosed by a fence. Pens and coops shall be no closer than 45 feet from any residence and shall also observe minimum yard requirements, whichever is greater. No retail stand or building or killing or dressing of said animals for commercial purposes shall be permitted.
Bees	<p>The number of colonies of bees shall be limited to one colony for each 2,000 square feet of open space-when permitted by conditional use permit.</p> <p>1. During the period from June 1st until September 1st of each year the following regulations will be in effect in the area described below in (2).  A. Not more than one honey bee colony per acre of property cropped in commercial alfalfa for seed</p>



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Type of Animal	Conditions
Bees (continued)	<p>and/or commercial clover for seed that is blossoming is permitted.</p> <p>B. Not more than 1/4 honey bee colony per acre of property with blossoming bee forage of other types is permitted.</p> <p>C. Not more than 50 colonies are permitted in an apiary.</p> <p>D. Apiaries must be setback from property lines a distance of four feet per colony.</p> <p>E. Apiaries must be separated a distance of 400 feet and must be located within 400 feet of blossoms intended as forage.</p> <p>2. Honey Bee Control Area (June 1st to September 1st)</p> <p>Sections 1-3, 10-15, T6N, R32, EWM; Sections 13-15, 22-27, 34-36, T7N, R32, EWM; all of T6N, R33, EWM; Sections 13-36, T7N, R33, EWM; all of T6N, R34, EWM and Section 13-36 of T7N, R34, EWM, lying within Walla Walla County, Washington.</p>

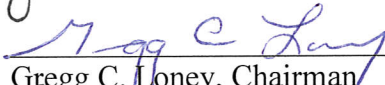
**Section 2. Effective Date.** This ordinance is effective immediately upon adoption.

**Section 3. 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.

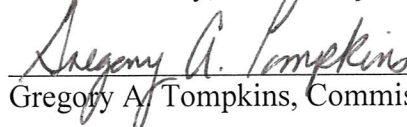
**Section 4. Publication.** This ordinance will be published by an approved summary consisting of the title.

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 2nd day of July, 2007.

Approved this 2<sup>nd</sup> Day of July, 2007

  
 Gregg C. Loney, Chairman

  
 David G. Carey, Commissioner

  
 Gregory A. Tompkins, Commissioner

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



Attest:

Connie R Vinti  
Connie R. Vinti, Clerk of the Board

Approved as to form:

Jesse P Nolte  
Jesse Nolte  
Deputy Prosecuting Attorney





**NOTICE IS HEREBY GIVEN** that on July 2, 2007 the Board of County Commissioners of Walla Walla County, Washington adopted county ordinances as follow:

Approving a request by Walla Walla County for a zoning code text amendment to Walla Walla County code section 17.26.020 to allow swine ownership for noncommercial uses in unincorporated Walla Walla County, amending ordinances 70 and 269.

An ordinance of the County of Walla Walla adopting the 2006 Edition of the International Building Code, the International Residential Code, the International Mechanical Code, the International Fire Code, the Uniform Plumbing Code, the Washington State Energy Code, the Washington State Ventilation and Indoor Air Quality Code, and amending the Uniform Code for the Abatement of Dangerous Buildings, and Appendix J, Grading, providing for the issuance of permits and collection of fees therefore; and amending Ordinance 311, Ordinance 303, Ordinance 221 (part), Ordinance 173, and WWCC chapter 15.04, Building Code, as amended, and repealing WWCC chapter 15.08, Manufactured/Mobile Home Installation, and adding a new chapter 15.08, Manufactured Homes/Commercial Coaches.

Both ordinances in their entirety are available from the Walla Walla County Commissioners' Office, Courthouse, 315 West Main (Room 203)/P. O. Box 1506, Walla Walla, WA 99362, or call 509/524-2505 to make a public records request.

Board of County Commissioners  
Walla Walla County, Washington

The Times  
July 12, 2007

Notary Public in and for the State of Washington.  
Residing at Waitsburg, Washington 99361