

ORDINANCE NUMBER 10-2013

**BEFORE THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY,
WASHINGTON:**

**IN THE MATTER OF COUNTY PLANNING – TEXT CHANGE TO CHAPTER 33 OF
THE FRANKLIN COUNTY DEVELOPMENT REGULATIONS (ZONING)
ORDINANCE 7-2005.**

APPLICANT: Franklin County, 1016 North 4th Avenue, Pasco, WA 99301.

WHEREAS, on October 30, 2013 the Clerk of the Board did set this date for a public meeting to consider the positive recommendation of the Franklin County Planning Commission to amend Chapter 33 (Use Regulations) of the Franklin County Development Regulations (Zoning) Ordinance 7-2005 and prohibit land uses such as medical marijuana collective gardens in Franklin County.

WHEREAS, at the public meeting the Board has found as follows:

1. The County Planning Commission, after public hearing and consideration on TC 2013-03 did recommend approval of said text change, and
2. The proposal **IS IN** accordance with the goals and policies of the Franklin County Comprehensive Plan.
3. The proposed text amendment is in compliance with the intent and spirit of the Franklin County Development Regulations (Zoning)
4. The proposed text amendment is in recognition of Chapter 69.51A RCW, and in adherence to Title 21 USC §§ 801-971.

WHEREAS, it appears to be in the public use and interest to approve said text change.

NOW, THEREFORE, BE IT ORDAINED that the text change be implemented in accordance with the Franklin County Development Regulations (Zoning), Ordinance 7-2005 and be amended to read as follows:

CHAPTER 33 USE REGULATIONS

Sections:

- 33.1.0 Purpose
- 33.2.0 Permitted Land Uses
- 33.2.5 *Prohibited Land Uses***
- 33.3.0 Access Requirements to Public Roads
- 33.4.0 Accessory Buildings
- 33.5.0 Accessory Dwelling Units
- 33.6.0 Accessory Dwelling Units – detached
- 33.7.0 Adult Entertainment Establishments
- 33.8.0 Bed and Breakfast Facilities
- 33.9.0 Caretaker's Residence

- 33.10.0 Communication Towers
- 33.11.0 Compost Boxes/Piles
- 33.12.0 Hazardous Waste
- 33.13.0 Mobile Office
- 33.14.0 Natural Resource Uses
- 33.15.0 Outdoor Residential Lighting
- 33.16.0 Outdoor Shops and Sales
- 33.17.0 Pawnshop and Secondhand Shops
- 33.18.0 Residential Design Standards: Urban Growth Areas and Rural Shoreline Areas
- 33.19.0 Residential Design Standards: Rural Residential and Rural Settlement Areas
- 33.20.0 Rural Retail Business
- 33.21.0 Supplemental Use Classifications – Planning Determinations
- 33.22.0 Swimming pools
- 33.23.0 Swine/Pig Animal Standards
- 33.24.0 Tattoo parlors
- 33.25.0 Temporary use of a trailer (Travel Trailer, RV, 5th Wheel, Etc.)
- 33.26.0 Vehicle-Related Uses
- 33.27.0 Wineries

33.1.0 PURPOSE. The purpose of this chapter is to establish supplemental development standards which qualify or supplement, as the case may be, the district regulations contained herein. The supplemental development standards are intended to assure land use compatibility and promote the public health, safety and welfare of the community.

33.2.0 PERMITTED LAND USES. Table 70-1 “Permitted Land Uses” is incorporated as part of this section and is inserted at the end of this chapter. The land uses listed in Table 70-1 are designated as permitted by right (P), accessory (A) or requiring a conditional use permit (CUP).

33.2.5 PROHIBITED LAND USES. *The following use(s) are specifically prohibited in all zoning districts in unincorporated Franklin County.*

- (1). *Medical Marijuana Collective Gardens, per R.C.W. 69.51A.085, unless otherwise allowed by Federal law.*

SIGNED AND DATED THIS 30th DAY OF OCTOBER 2013.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON




CHAIRMAN



CHAIR PRO TEM

ATTEST:



CLERK OF THE BOARD

OPPOSED

MEMBER

Ord 10-2013