

BOARD OF YAKIMA COUNTY COMMISSIONERS

ORDINANCE NO. 4-2013

**IN THE MATTER OF AMENDING YCC TITLE 16C, THE CRITICAL AREAS
ORDINANCE OF YAKIMA COUNTY**

WHEREAS, the Washington State Growth Management Act (GMA) requires Yakima County to review and evaluate its development regulations and to take legislative action, if needed, to revise its development regulations to ensure they comply with the requirements of, and time periods in, RCW36.70A; and

WHEREAS, Yakima County adopted amendments (Ordinance No. 13-2007) to the Yakima County Critical Areas Ordinance (YCC Title 16C) in December 2007 as part of the required seven year plan update requirement of the Growth Management Act; and

WHEREAS, in February 2008, a number of petitioners appealed the adoption of the ordinance to the Eastern Washington Growth Management Hearings Board (GMHB) in consolidated Case No. 08-10008c, alleging that certain provisions of the ordinance failed to comply with certain provisions of the GMA, codified as Chapter 36.70A RCW; and

WHEREAS, the GMHB issued its Final Decision and Order (FDO) in case No. 08-1-Q008c on April 5, 2010, concluding that certain of the provisions of Ordinance 13-2007 appealed by the petitioners failed to comply with the Growth Management Act including those related to fisheries habitat and wetlands; and

WHEREAS, Yakima County appealed the GMHB's FDO to the Superior Court of the State of Washington; and

WHEREAS, the Superior Court issued its decision upholding the County's designation and regulation of stream corridors and associated buffers; and

WHEREAS, the decision of the Superior Court was appealed by petitioners to Division III of the Washington State Court of Appeals, asserting that the stream and wetland buffers protected under the authority of the GMA critical areas requirements were not fully compliant with the GMA; and

WHEREAS, the Court of Appeals concluded that stream buffer widths and minimums were specifically cited as not in compliance with the GMA, reversed the Superior Court decision and remanded the matter to Superior Court; and

WHEREAS, the parties stipulated to an order of mandate by the GMHB on September 18, 2012; and

WHEREAS, filed a stipulated motion for Extension of compliance Schedule on January 31, 2013; and

WHEREAS, Yakima County has coordinated with Petitioner Yakama Nation, to draft amendments to the text of YCC Chapter 16C.03 and 16C.06, Table 6-1 and 6-2, Appendix A pertaining to designated Type 2 Stream Corridors, addressing the GMHB decision and Court decisions; and

WHEREAS, Yakima County has coordinated on several occasions with Petitioners Futurewise, the Yakama Nation and Intervenor Farm Bureau to review draft amendments to Chapter 16C.03 and 16C.06, Table 6-1 and 6-2, Appendix A pertaining to Designated Type 2 Stream Corridors, and to Exhibit 3 the hydrologically related critical areas stream type maps; and

WHEREAS, the Yakama Nation has agreed that the revisions to text, tables Appendix A and maps satisfy their concerns with buffer widths; and

WHEREAS, the Yakima County SEPA Responsible Official issued a Final Determination of Non-Significance (SEP2013-00016) for the proposed edits to Title 16C, on May 29, 2013; and

WHEREAS, the Board of Yakima County Commissioners held a properly advertised public hearing on June 4, 2013 at the Yakima City Hall Hearing Room, 129 N. 2nd Street Yakima, WA, for the purpose of taking testimony on the proposed amendments to the text and maps of the Yakima County Critical Areas Ordinance Title 16C; and

WHEREAS, the Board has carefully considered oral and written testimony from the public and recommendations from staff; and

WHEREAS, the Board is now satisfied that this legislative matter has been sufficiently considered, and that the process leading to the development of the amended Critical Areas Ordinance has been open, extensive, continuous and afforded opportunities to all who wanted to participate or offer testimony; and

WHEREAS, the Board has, at its properly advertised agenda, deliberated on the proposed amendments, weighed the evidence presented, balanced the goals of the GMA and the desires of the citizens of Yakima County in a final set of amendments to YCC Title 16C that complies with the decisions of the Court of Appeals and the Growth Board; and

WHEREAS, the Board of Yakima County Commissioners further finds and concludes that adoption and implementation of the amendments to the YCC Title 16C to be in the public interest and essential to direct the future growth and development of Yakima County, consistent with the County's Comprehensive *Plan 2015*; now, therefore,

BE IT HEREBY ORDAINED:

Section 1. Findings. The Board of Yakima County Commissioners finds that all statutory and County prerequisites for the review and evaluation of YCC Title 16C, as well as the minimum requirements for ensuring adequate public notification and opportunities for comment and participation in the amendment process, have been met. The Board makes the following findings:

- A. Legislative Intent. The Board of Yakima County Commissioners finds that it has fully considered the evidence presented throughout the public process of updating, adopting and amending YCC Titles 16C to fulfill the requirements of State law. The Board reaffirms that it has considered the best available science documentation in its decisions and finds the record to be compelling in its support of the designation and protection of critical areas and the balancing of the public and private interests as expressed by the adopted Critical Areas Ordinance and the amendments herein contained.
- B. Findings substantiating basis for compliance. The document attached hereto as Exhibit 1 is hereby adopted as findings of the Board of Yakima County Commissioners in support of its decision to amend YCC Title 16C. The findings document illustrates the Board has deliberated on the proposed amendments, weighed the evidence presented, balanced the goals of the GMA and the

desires of the citizens of Yakima County in a final set of amendments to YCC Title 16C text, tables, maps and appendix A that are fully compliant with the GMA and resolve issues remaining after rulings by the Courts and the Growth Board. The Board of YC asserts these findings demonstrate its desire to:

- (1) Conclude this appeal process in the interest of the citizens of Yakima County;
- (2) Fulfill the requirements of State law as interpreted by the Courts and the GMHB, and,
- (3) Work in good faith with parties to the appeals including petitioners and interveners.

- C. State Environmental Policy Act (SEPA). The SEPA Responsible Official has reviewed the potential adverse environmental impacts of the proposed amendments in accordance with the provisions of YCC Title 16C, culminating in a *Final Determination of Non-significance* issued on May 29, 2013 (File SEP2013-00016). The SEPA determination incorporated by reference prior documents as authorized under WAC 197-11-635. The Board finds that environmental review is complete and adequate.

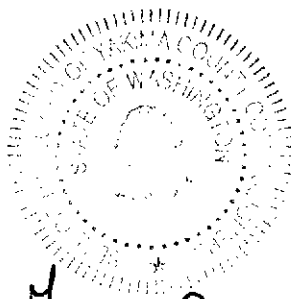
Section 2. Adoption of text amendments. The document attached hereto as Exhibit 2 and entitled *Amendments to Critical Areas Ordinance of Yakima County, Washington*, is hereby adopted as an official control required by RCW 36.70A. The amendments shall be made to YCC Title 16C and codified. YCC Title 16C shall apply to all unincorporated lands under Yakima County's land use jurisdiction, except for lands under jurisdiction of the Shoreline Management Act (RCW 90.58) and for agricultural activities conducted on agricultural and rural lands regulated under YCC Title 16A. Exhibit 2 text amendments also contain a revised *Appendix A* to the Critical Areas Ordinance. Appendix A designates Type 2 streams where important salmonid species have been documented to have a primary association using the State's Salmonid Stock Inventory (SaSI) system.

Section 3. Maps of hydrologically related critical areas streams. The document attached hereto as Exhibit 3 provides stream type mapping as provided in YCC 16C.06.08. The revised stream typing system designated by Appendix A depicts regulated Type 2 streams based on the State's SaSI system. A revised map of Type 3 and 4 streams is provided for general reference.

Section 4. Severability. If any section, sentence, clause, or phrase of the amended YCC Title 16C as contained in Exhibit 2 to this ordinance should be held to be invalid or unconstitutional by any body or court with authority and jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, clause or phrase of the adopted YCC Title 16C.

Section 5. Effective Date. This ordinance as amended by Sections 2 and 3 herein shall be effective upon signature.

DONE this 16th day of July, 2013





Attest: Tiera L. Girard
Clerk of the Board


Michael D. Leita, Chairman


Kevin J. Bouchey, Commissioner



J. Rand Elliott, Commissioner
*Constituting the Board of County Commissioners
for Yakima County, Washington*

EXHIBIT 1

Findings of the Board of Yakima County Commissioners in support of amendments to YCC Title 16C The Critical Areas Ordinance (CAO) for Yakima County

The following findings are hereby adopted by the Board of Yakima County Commissioners (the Board) in support of legislative amendments to YCC Title 16C in Ordinance 4-2013.

1. Exhibit 2 to Ordinance 4-2013 contains amendments to the text, tables, maps and Appendix A of YCC Title 16C. The proposed legislation is intended to bring to conclusion the on-going appeals concerning specific and ever narrowing issues concerning compliance with the Growth Management Act. The Board finds that the substantive changes made in these amendments comply with the GMA and resolve issues remaining after rulings by the Courts and the Growth Management Hearings Board (GMHB).
2. The Board enters these findings following close coordination by its staff and counsel with Petitioner Yakama Nation, to draft amendments to the text of YCC Chapters 16C.03 and 16C.06, Tables 6-1 and 6-2, Appendix A pertaining to designated Type 2 Stream Corridors, and to hydrologically related critical areas (HRCA) maps, addressing the GMHB decision and Court decisions.
3. Yakima County met on several occasions with Petitioners Futurewise, the Yakama Nation and Intervenor Farm Bureau to review draft amendments. The substance of the changes to Chapters 16C.03 and 16C.06, Tables 6-1 and 6-2, and Appendix A pertaining to designated Type 2 streams are outlined below.
4. Based on changes proposed in Exhibit 2, the Yakama Nation has agreed that the revisions to text, tables, Appendix A and maps now satisfy their concerns with the effects of buffer widths, adjustment criteria and protection of salmonid species based on the State's Salmonid Stock Inventory (SaSI), as evidenced by the attached Settlement Agreement (Exhibit 4).
5. Specific changes proposed in the text of Exhibit 2 include the following:
 - a. Sections 16C.03.23, 16C.06.16 criteria for adjusting vegetative buffers have been amended to eliminate the minimum buffer widths. The buffer adjustment criteria have been strengthened to ensure that reduction of buffer widths will not adversely affect salmonid habitat.
 - b. Section 16C.06.06 pertaining to stream typing is the principal change in the Title 16C amendments. Stream typing has been updated using the State of Washington's Salmonid Stock Inventory (SaSI) system data reviewed and agreed to with the Yakama Nation. Using this system ensures that those defined Type 2 stream reaches listed in Appendix A of the CAO known to be used by anadromous fish are protected. The SaSI based inventory provided a substantial means to base the County stream typing system on

empirical data. Exhibit 3 identifies those Type 2, Type 3, and Type 4 streams that will change.

- c. Tables 6-1 and 6-2 are amended to eliminate the minimum buffer width in favor of a criteria-based process. The Type 2 stream buffer width is increased from seventy-five to one hundred feet to provide greater regulatory protection to those specific stream reaches known to be important salmonid habitat according to the State's SaSI data in conjunction with data provided by the Yakama Nation. The Type 2 Inventory is based on available and substantiated data that is supported by County and Yakama Nation.
6. The Board held an advertised hearing on June 4, 2013. The hearing was closed after no testimony or evidence was presented, but held the record open for thirty days to provide opportunity for additional comments.
7. One response was timely received. Petitioner Futurewise submitted comments on June 20, 2013 concerning the re-designation of Wenas Creek west of North Wenas Road to a Type 3 stream, stating that Wenas Creek should be a Type 2 stream up to the dam. *SaSI defines a stock as "a group of fish that return to spawn in a given area at the same time and that are, for the most part, reproductively isolated from other such groups."* WDFW's published SaSI data along with data provided by the Yakama Nation does not show that a stock of salmonid species is present within Wenas Creek from North Wenas Road up to the dam.
8. A request for expedited review was submitted to the Washington Department of Commerce on June 6, 2013. WDFW and other state agencies with expertise on these issues were given opportunity to comment or request additional time for further study. Receiving no statements of concern or requests for additional time to review the proposed amendments, the Department of Commerce granted the County's request on June 20, 2013.
9. The Board finds that Exhibit 2 addresses remaining issues in the Court and GMHB decisions, that it has considered the best available science documentation in its decisions, and finds the record to be compelling in its support of the designation and protection of critical areas and balancing the public and private interests as expressed by the adopted Critical Areas Ordinance and the amendments herein contained.
10. The Board finds that it has, at its properly advertised agenda on July 16, 2013, deliberated on the proposed amendments, weighed the evidence presented, balanced the goals of the GMA and the desires of the citizens of Yakima County in the set of amendments to YCC Title 16C to be adopted by Ordinance 4-2013.

EXHIBIT 2 to Ordinance 4-2013

Amendments to YCC Title 16C, the Critical Areas Ordinance of Yakima County, Washington,

16C.03.23 Adjustment

- 1) **Classification Criteria** – For projects not required to be processed under RCW Chapter 90.58 (Shoreline Management Act), the Administrative Official is authorized to administratively adjust the development standards specified herein. Existing structures, parcel size, property boundaries, and other constraints may preclude conformance with building setbacks, vegetative buffers, and other provisions of this chapter. Given such constraints, administrative adjustments may be authorized where the site plan and project design include measures which ensure the protection and performance of the functional properties identified in Section 16C.06.05 (Functional Properties). ~~Adjustments of vegetative buffer standards listed in table 6-1 and 6-2 may be allowed down to the minimum buffer width listed. Reductions below the minimum may be considered but require that stricter criteria be met in sub-section 3(d) below.~~ Adjustments from prohibited use limits are not allowed.
- 2) **Process** – Requests for an Adjustment permit shall be processed as a Type II permit, in accordance with YCC Title 16B (Project Permit Administration). Requests for adjustments of development standards shall be made in writing and shall specify the standard(s) for which an adjustment is sought and the reasons why the adjustment is sought.
- 3) **Decision Criteria** - Decisions on Adjustment permits shall be based on the general decision criteria found in section 16C.03.14 (Authorization Decisions – Basis for Action) together with the criteria below.
 - a) A particular standard may be reduced or modified as long as the Administrative Official determines that the adjustment and/or reduction:
 - i) is consistent with the purpose of this title;
 - ii) is consistent with the intent of the standard; and,
 - iii) will not result in degradation of the critical area.
 - b) The Administrative Official shall consider the following:
 - i) The proximity and relationship of the project to any critical area and its impact on the critical area;
 - ii) The functions and values that the critical area performs;
 - iii) The overall intensity of the proposed use;
 - iv) The presence of threatened, endangered, or sensitive species;
 - v) The site's susceptibility to severe erosion;
 - vi) The use of a buffer averaging or buffer enhancement plan by the applicant which uses native vegetation or other measures which will enhance the functions and values of the Hydrologically Related Critical Area (HRCA).
 - c) When granting an adjustment to the provisions of this chapter, the Administrative Official may require alternative measures to be taken to protect the function and value of the HRCA. These alternative measures may include, but are not limited to, the following:
 - i) Restoration of impaired channels and banks to conditions which support natural stream flows, fish habitat, and other values;

- ii) Restoration, enhancement, and preservation of soil characteristics and the quantity and variety of native vegetation;
- iii) Provisions for erosion control and for the reduction and filtration of stormwater runoff to moderate the effects of the project on the stream channel and the available area of vegetation separating the project from the stream channel;
- iv) Removal or alteration of existing manmade facilities associated with stream channels, or drainage ways which improve stream-flow characteristics or improve the movement or exchange of surface waters or floodwaters;
- v) Replacement of lost wetlands or other stream corridor features on an acre-for-acre and equivalent value or at a higher acre and/or value basis;
- vi) Conservation easements for key portions of stream corridor property and/or their inclusion within public or private conservation programs which provide for their long-term preservation and maintenance.
- vii) Vegetative Buffer Averaging. Vegetative buffers may be modified by averaging buffer widths. Buffer averaging is preferred in the use of mitigation sequencing (16C.03.10 Mitigation Requirements), over a reduction in the buffer standards.
- d) The following ~~additional~~ criteria must be met to reduce the vegetative buffers ~~critical areas stream and wetland buffers~~ found in tables 6-1 and 6-2 ~~below the minimum listed in the respective tables.~~
 - i) There is a hardship related to maintenance of the ~~minimum~~ buffer width that results from parcel boundaries or existing on-site development.
 - ii) ~~When warranted under (a) above,~~ The buffer width shall be the maximum possible while meeting the minimum needs of the proposal.
 - iii) The development will not result in a reduction of habitat functions and values.
 - iv) The buffer reduction will not adversely affect salmonid habitat.

16C.06.06 Stream, Lake and Pond Typing System

For purposes of this title, Yakima County hereby adopts a stream, lake and pond typing system, for those features designated as critical areas in section 16C.06.03 (Hydrologically Related Critical Area Features), as follows:

- 1) **Type 1** streams, lakes and ponds are those waters , within their ordinary high water mark (OHWM), meeting the criteria as "shorelines of the state" and "shorelines of statewide significance" under RCW Chapter 90.58, but not including those waters' associated wetlands as defined in RCW Chapter 90.58. The current list of Shoreline waters, along with their specific shoreline environments are provided in Appendix B and C of the Shoreline Master Program. Type 1 streams and lakes are protected by the Shoreline Mater Program (YCC Title 16D), rather than the CAO;

~~--- Type 2 streams are those streams that may be perennial or seasonal and that are known to be used by anadromous fish. streams, lakes and ponds are those surface water features which~~ **Type 2 streams** require protection due to the nature of their contributions to the functional properties listed in Section 16C.06.05. ~~, and are considered "Streams, Lakes and/or Ponds of Local Importance",~~ Designated Type 2 streams are listed in Appendix A of this title. ~~Habitats of local importance are designated using the process listed in section 16C.06.04 (Upland Wildlife Habitat and Habitats of Local Importance);~~

2)

- 2)3) **Type 3** streams include all perennial streams within Yakima County not classified as Type 1 or 2;
- 3)4) **Type 4** streams are all intermittent streams within Yakima County not classified as Type 1, 2 or 3;
- 4)5) **Type 5** streams are all ephemeral streams within Yakima County not classified as Type 1, 2, 3 or 4. Type 5 streams are not regulated under this title;
- 5)6) **Lakes and ponds** not designated as a shoreline that receive water from the OHWM of a Type 2, 3, or 4 shall have the same surface water type as the highest stream type associated with it. ~~Lakes or ponds not designated as a shoreline that are connected to a Type 1 stream shall be Type 3 ponds;~~
- 6)7) **Natural lakes and ponds**, not designated as a shoreline, that do not receive water from the OHWM of a Type 1, 2, 3, or 4 stream shall be Type 3 ponds.

16C.06.08 Maps

Certain fish and wildlife habitat and hydrologically related critical areas have been inventoried and are depicted on a series of paper and electronic maps maintained at the Yakima County Public Services Department. The best available graphic depiction of critical areas within the county will be used and continuously updated as reliable data becomes available. Maps may be both regulatory and non-regulatory in nature as described below:

- 1) Regulatory maps are created with a defined process not necessarily corresponding directly with easily observable physical features such as streams and wetlands. These maps define the regulated critical areas. They are also formally adopted by the Board of Yakima County Commissioners and may only be changed by that body. Regulatory maps include the following:
 - a) Any floodway or floodplain identified as a special flood hazard area by the Federal Insurance Administration in the Flood Insurance Study for Yakima County.
- 2) Administrative maps are intended to indicate the approximate presence, location and/or typing of the subject critical area features, and act as a trigger for further investigation of the extent and characteristics of critical areas in a specific project location. These maps were created using reconnaissance level or better data. Given site-specific variations in reconnaissance level data, more detailed information developed at the site-specific level may be used to modify the maps as it is developed; the maps maintained by the Yakima County Public Services Department do not officially define the extent or characteristics of specific critical areas; rather the physical characteristics that exist "on the ground" define the boundaries of the regulated critical areas. Administrative maps include, but are not limited to the following:
 - a) Wetlands;
 - b) Streams;
 - c) Channel migration zone;
 - d) Species and Habitats of Local Importance - Mapped habitat areas for newly listed species will be generated as needed to supplement the existing maps. Habitats of local importance currently include:
 - i) Type 2 Streams, lakes and/or ponds listed in Appendix A ~~and described in section 16C.06.06(2) above.~~
 - e) Upland Wildlife Habitat Analysis Map.

16C.06.16 Vegetative Buffers

Establishment. There is hereby established a system of vegetative buffers that are necessary to protect the functions and values of certain hydrologically related critical areas. Standard ~~and minimum~~ buffers for streams, lakes, ponds and wetlands, based on a review of the best available science, are listed in table 6-1 and 6-2.

- 1) Vegetative buffers shall be measured horizontally from the Ordinary High Water Mark (OHWM) for streams, lakes and ponds, and from the wetland edge for wetlands, as identified in the field. The width of the buffer shall be determined according to the stream or wetland type.
- 2) Buffer width may be reduced through an Adjustment (16C.03.23) permit process. Type 1 streams, lakes, and ponds are protected by the Shoreline Master Program (YCC Title 16D) rather than the Critical Areas Ordinance (YCC Title 16C).
- ~~3) The minimum buffer widths listed in Tables 4-1 and 4-2 apply only for Adjustments. Adjustments below the minimum buffer must meet additional approval criteria as provided in section 16C.03.23(3)(d) (Adjustments).~~
- 4) ~~3)~~ The adequacy of these standard buffer widths presumes the existence of a relatively intact native vegetation community in the buffer zone adequate to protect the stream functions and values at the time of the proposed activity. If the vegetation is degraded, then no adjustment to the buffer width should be granted and re-vegetation should be considered. Where the use is being intensified, a degraded buffer should be re-vegetated to maintain the standard width.

Table 6 – 1

Stream Type	Buffer Width
	Standard/(minimum adjustment) See 16C.06.16, subsections 1-4.
Type 1 Shoreline streams, lakes and ponds	100' (Type 1 streams, lakes, and ponds are protected by the Shoreline Master Program (YCC Title 16D) rather than the Critical Areas Ordinance (YCC Title 16C))
Type 2 streams, lakes and ponds	75' 100'/(25')
Type 3 streams (Perennial), lakes and ponds	50'/(25')
Type 4 streams (Intermittent), lakes and ponds	25'/(15')
Type 5 streams (Ephemeral)	No buffer standards Type 5 streams are not regulated through buffer requirements, but activities such as clearing, grading, dumping, filling, or activities that restrict or block flow, redirect flow to a point other than the original exit point from the property or result in the potential to deliver sediment to a drainage way/channel, are regulated under clearing and grading regulations. These drainages may also be protected under geologically hazardous area, floodplain, stormwater, building and construction, or other development regulations.

Table 6-2

Type 1 Wetlands (standard/minimum)	Type 2 Wetlands (standard/minimum)	Type 3 Wetlands (standard/minimum)	Type 4 Wetlands (standard/minimum)
200' /25'	100' /25'	75' /25'	50' /25'

YAKIMA COUNTY
CRITICAL AREAS ORDINANCE
Appendix A
Designated Type 2 Streams

The following stream reaches within Yakima County are designated Type-2 Streams under the Critical Areas Ordinance.

Foundation Creek: From the mouth of Hacket Canyon (Sec. 13, T12N, R14E) downstream to the North Fork Ahtanum Creek.

Little Rattlesnake Creek: From the Wenatchee National Forest boundary (Sec. 3025, T15N, R15E) downstream to mouth at Rattlesnake Creek (Sec. 3, T15N, R15N).

Middle Fork Ahtanum Creek: From the north boundary of Sec. 25, T12N, R14E, downstream to the North Fork Ahtanum.

Mule Dry Creek: From the east boundary of Sec. 24, T9N, R20E, downstream to Satus Creek.

Nasty Creek: From the east boundary of Sec. 32, T13N, R15E, downstream to the North Fork Ahtanum Creek.

Nile Creek: From the east boundary of Sec. 31, T16N, R15E, downstream to the Naches River.

North Fork Ahtanum Creek: From east boundary of Sec. 20, T12N, R14E, downstream to shoreline jurisdiction (Sec. 22, T12N, R14E).

Reynolds Creek:

From the east boundary of Sec. 16, T13N, R15E, to South Fork Cowiche Creek (Sec. 18, T13N, R16E).

Rock Creek:

From the south boundary of Sec. 8, T16N, R15E, downstream to the Naches River.

South Fork Cowiche Creek:

From the north boundary of Sec. 29, T13N, R15E, downstream to shoreline jurisdiction (Sec. 33, T14N, R16E).

South Fork Ahtanum Creek:

From the east boundary of Sec. 32, T12N, R15E, downstream to shoreline jurisdiction (the NE ¼ of the NW ¼ of Sec. 26, T 12N, R 15E)

Wenas Creek:

From North Wenas Road~~east line of SEC5-TWP14N RGE18E~~ (Sec. 13, T14N, R18E) downstream to the Yakima River.

Wide Hollow Creek:

From South 96th Ave. ~~the east line of the SW1/4 of the NW1/4 (SEC28 TWP13N RGE17E)~~ downstream to the municipal boundary for the City of Yakima. (Sec. 34, T13N, R18E).

Wildcat Creek:

From the Wenatchee National Forest boundary (Sec. 25, T14N, R13E) downstream to the Tieton River.


EXHIBIT 3

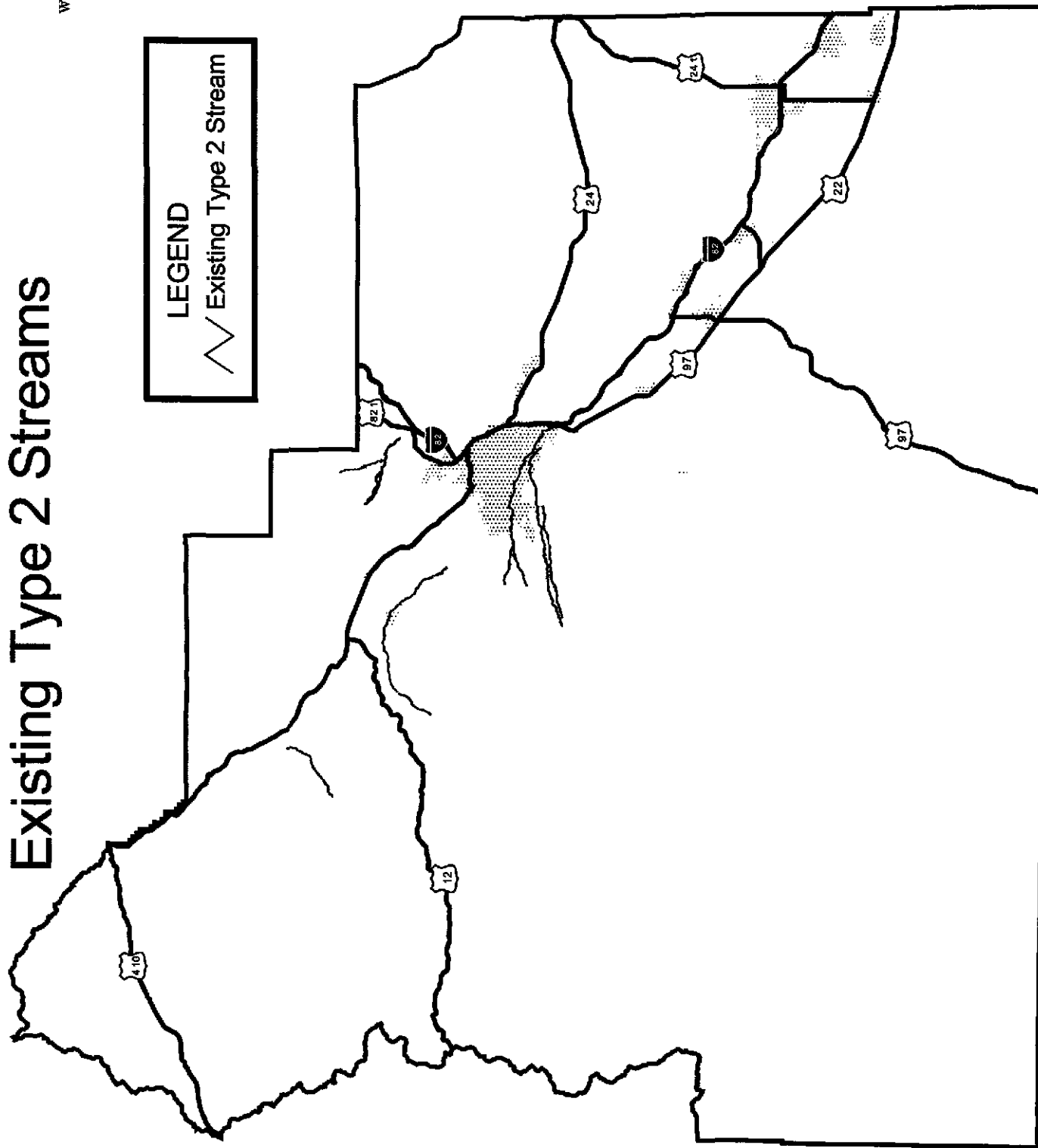
Maps of Hydrologically Related Critical Areas Streams

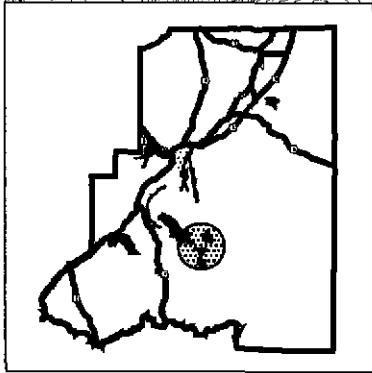
Existing Type 2 Streams



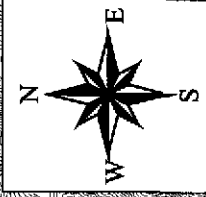
LEGEND

 Existing Type 2 Stream





Proposed Type 2:
North Fork Ahtanum Creek
Middle Fork Ahtanum Creek
South Fork Ahtanum Creek
Foundation Creek



Foundation Creek

North Fork Ahtanum Creek

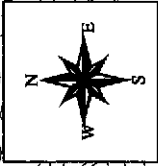
North Fork Ahtanum Creek

Middle Fork Ahtanum Creek

South Fork Ahtanum Creek

LEGEND

- Type 1 Streams
- Proposed Type 2 Streams
- Roads



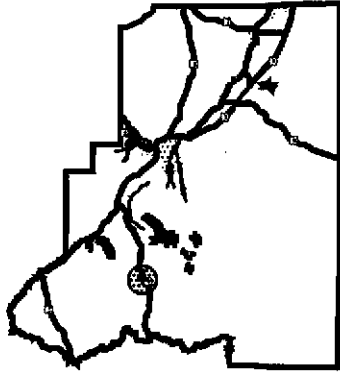
Proposed Type 2: Wildcat Creek

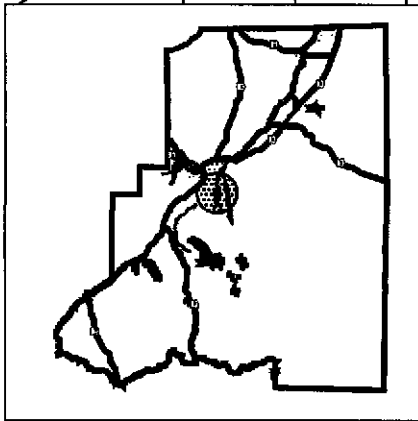
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- Proposed Type 2 Stream
- Type 1 Stream

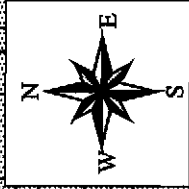
Wildcat Creek

Helen River





Proposed Type 2: Wide Hollow Creek



Tieton Dr

Wide Hollow Creek

Wide Hollow Creek

Wide Hollow Rd

Cottonwood Creek

Zier Rd

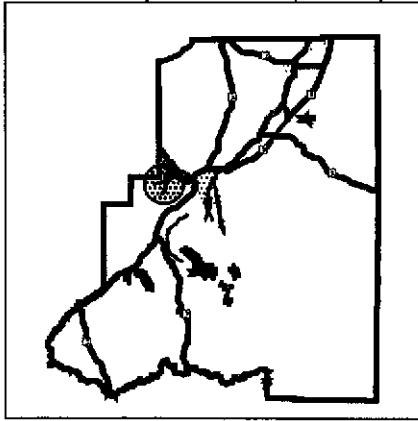
S 96th Ave

S 88th Ave

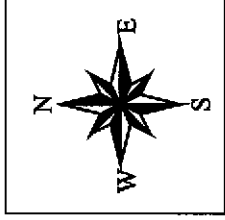
S 80th Ave

LEGEND

- Existing Type 2 Stream
- Proposed Type 2 Stream
- Road



Proposed Type 2: Wenas Creek



Wenas Creek

Cottonwood Creek

Wenas Creek

Buffalo Rd

N Wenas Rd

Grabar Rd

Ames Rd

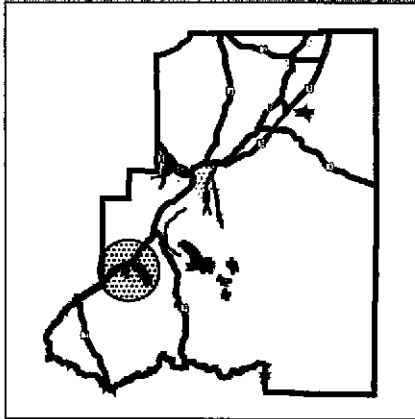
Gore Rd

S Wenas Rd

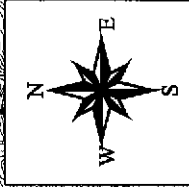
Yakima River

LEGEND

- Type 1 Stream
- Existing Type 2 Stream
- Proposed Type 2 Stream
- Roads



Proposed Type 2:
Little Rattlesnake Creek
Nile Creek
Rock Creek



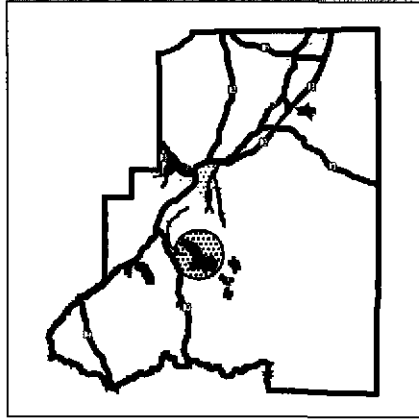
Nile Creek

Rock Creek

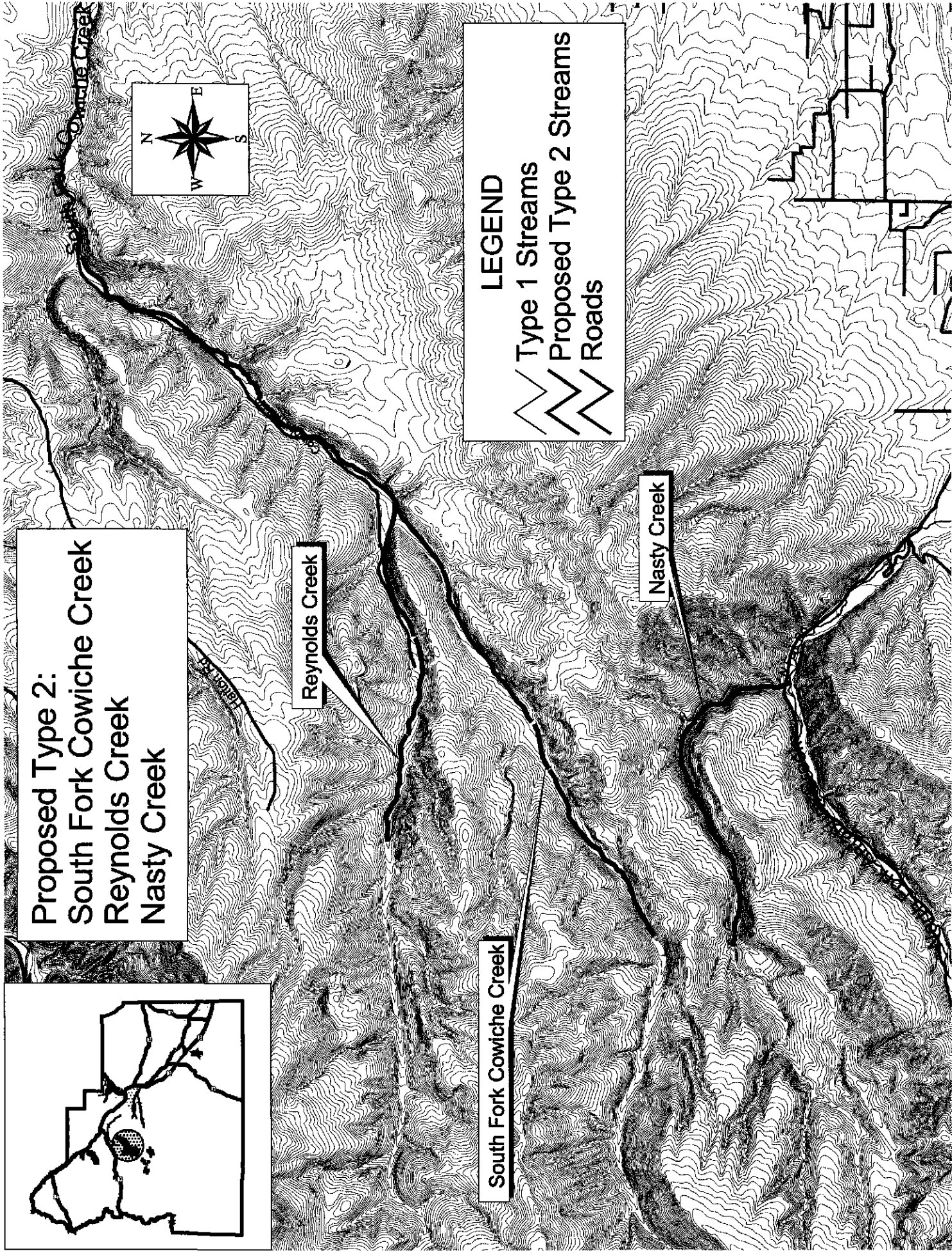
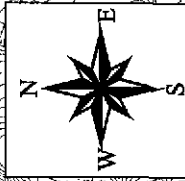
Little Rattlesnake Creek

LEGEND

- Type 1 Streams
- Proposed Type 2 Streams
- Existing Type 2 Streams
- State & Fed Roads
- Roads



Proposed Type 2:
South Fork Cowiche Creek
Reynolds Creek
Nasty Creek



LEGEND

Type 1 Streams

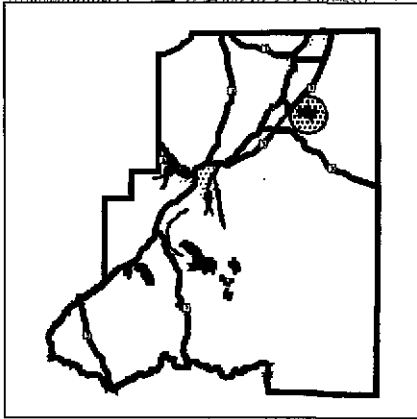
Proposed Type 2 Streams

Roads

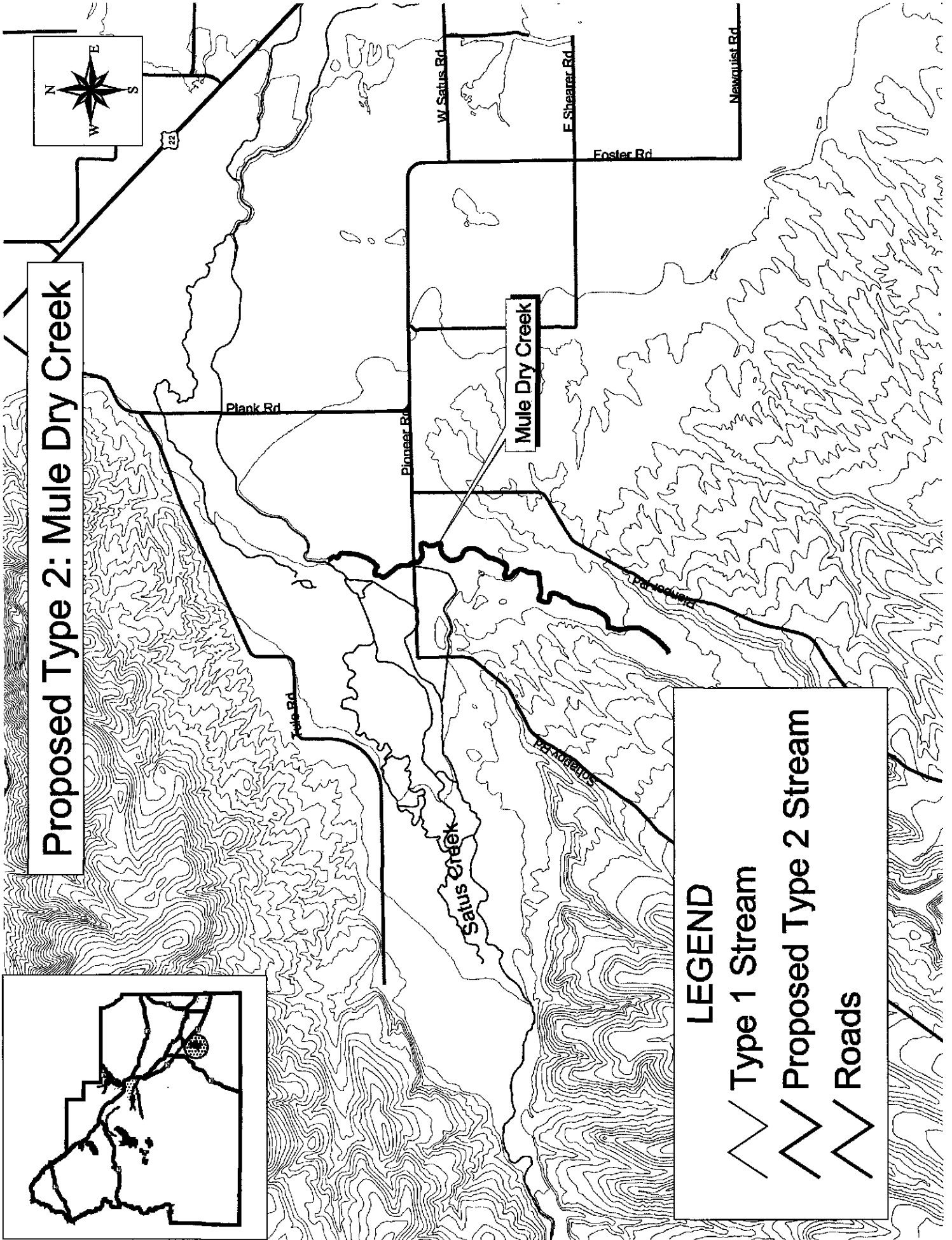
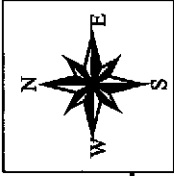
South Fork Cowiche Creek

Reynolds Creek

Nasty Creek



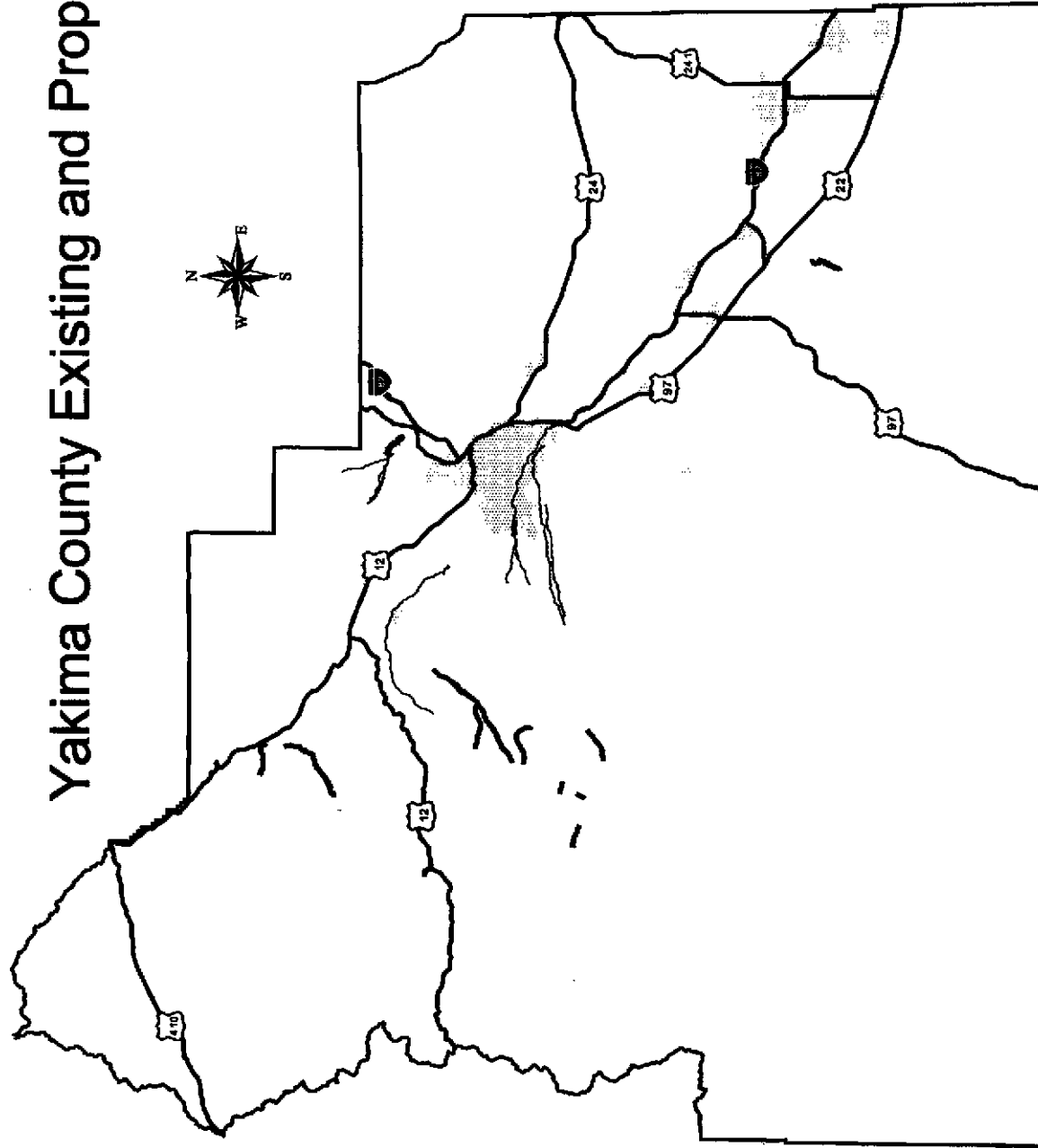
Proposed Type 2: Mule Dry Creek






LEGEND

- Type 1 Stream
- Proposed Type 2 Stream
- Roads

Yakima County Existing and Proposed Type 2 Streams

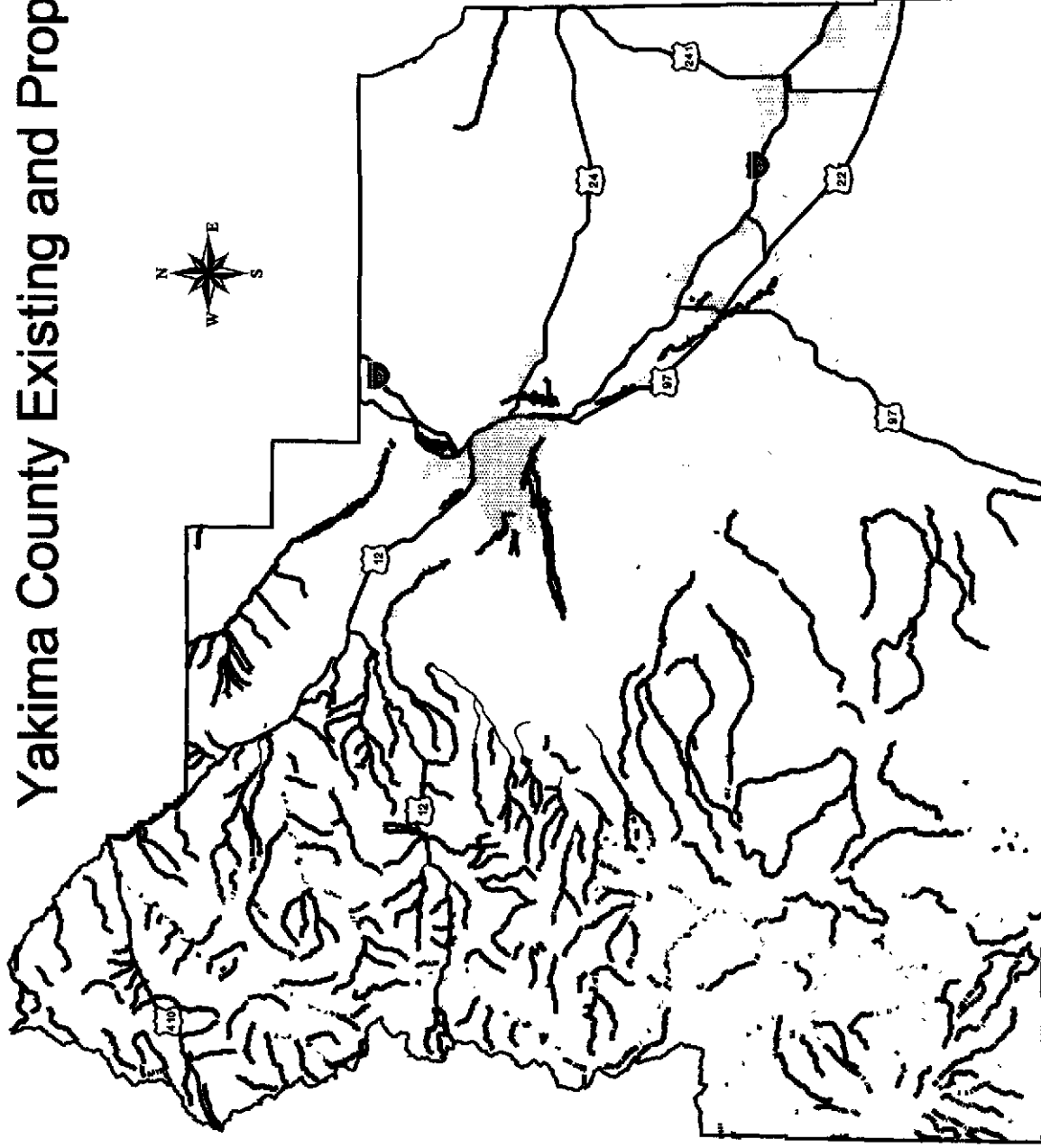


LEGEND




-  State & Federal Roads
-  Existing Type 2 Streams
-  Proposed Type 2 Streams

Existing Length of Type 2 Streams = 80.31 mi
 Proposed Length of Type 2 Streams = 38.08 mi

Yakima County Existing and Proposed Type 3 Streams



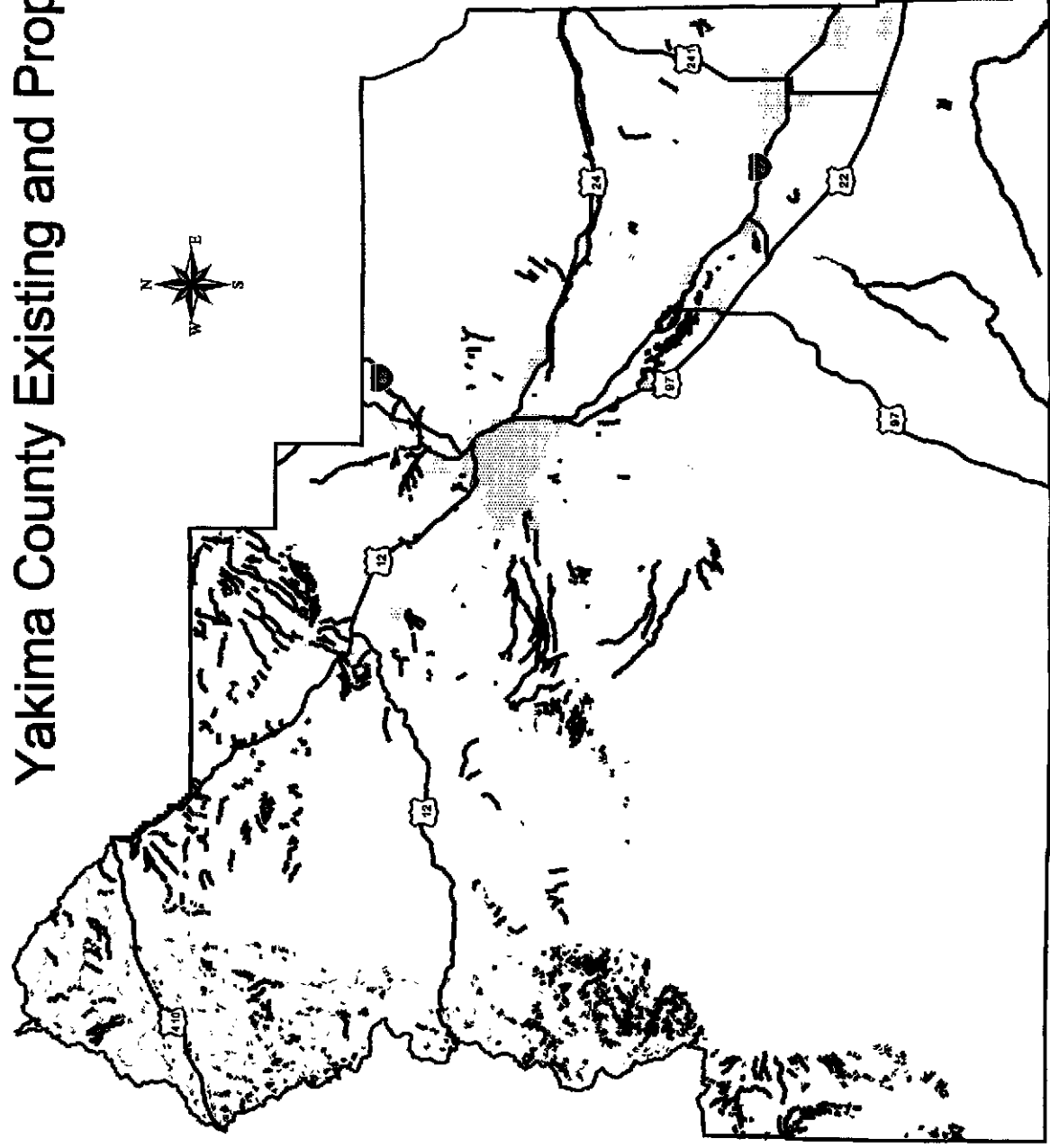
LEGEND

-  State & Federal Roads
-  Existing Type 3 Streams
-  Proposed Type 3 Streams




Existing Length of Type 3 Streams = 1,107.07 mi

Proposed Length of Type 3 Streams = 1,128.20 mi

Yakima County Existing and Proposed Type 4 Streams



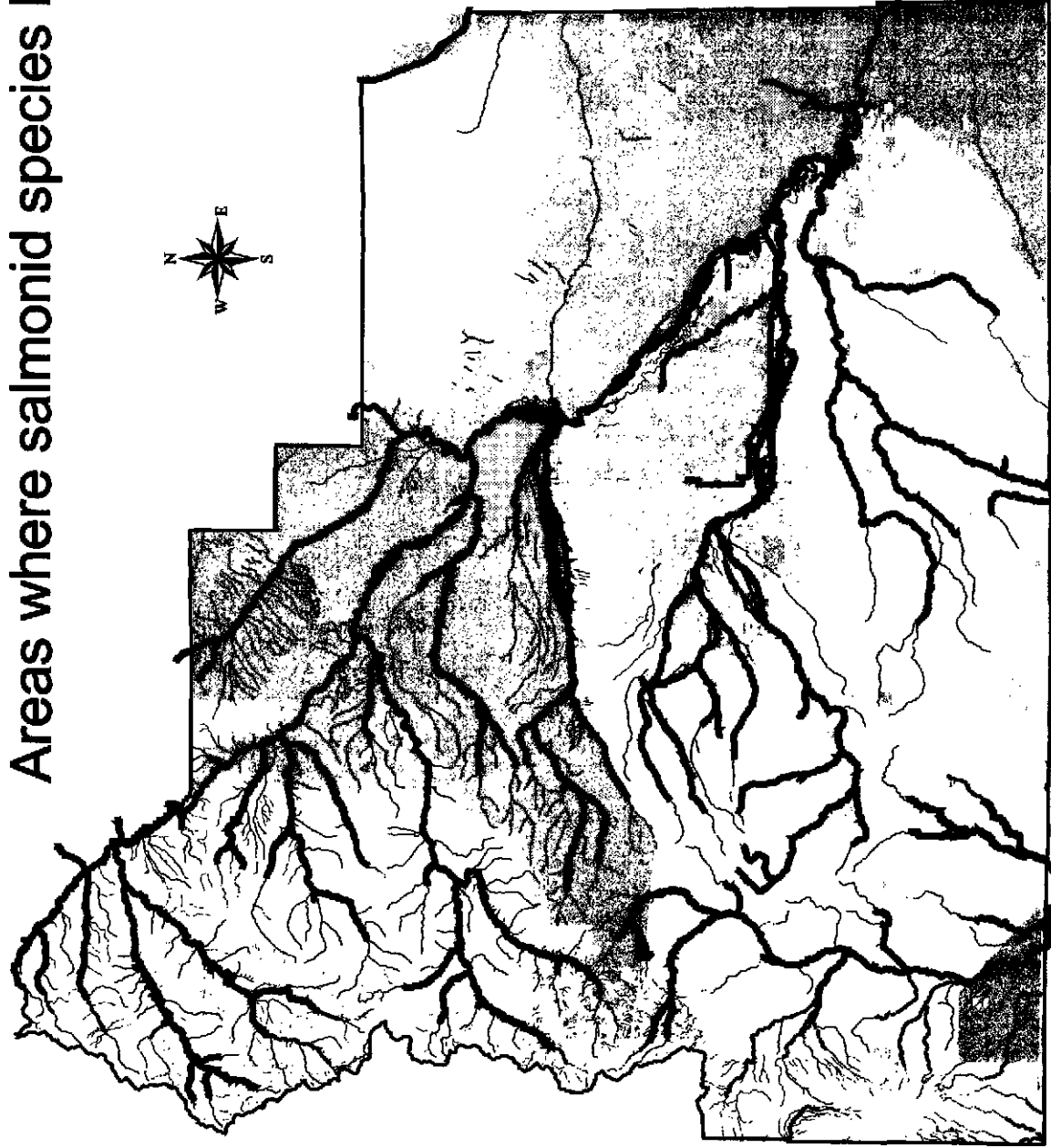
LEGEND

-  State & Federal Roads
-  Existing Type 4 Streams
-  Proposed Type 4 Streams

Existing Length of Type 4 Streams = 862.48 mi

Proposed Length of Type 4 Streams = 867.10 mi

Areas where salmonid species have been documented



LEGEND

- Type 1 Streams (Shorelines)
- Proposed Type 2 Streams
- Proposed Type 3 Streams
- Proposed Type 4 Streams
- Mapped locations of salmonid species
- Private, Local, and State Lands