



BOARD OF YAKIMA COUNTY COMMISSIONERS

Agenda Request Form (ARF)

Deliver completed ARF and finalized agenda item to the Clerk or Deputy Clerk of the Board at the Yakima County Commissioners' Office, Room 232.

Prepared by: Phil Hoge

Department: Public Services

Requested Agenda Date: October 29, 2024

Presenting: Tommy Carroll

Board of County Commissioners Record Assigned

#

010-2024

Action Requested – Check Applicable Box:

PASS RESOLUTION

EXECUTE or AMEND

PASS ORDINANCE

AGREEMENT, CONTRACT, or GRANT

ISSUE PROCLAMATION

OTHER _____

Document Title:

IN THE MATTER OF AMENDING ORDINANCE 003-2024 AND YAKIMA COUNTY CODE SECTION 6.32.010 PERTAINING TO STOCK RESTRICTED AREAS

Background Information:

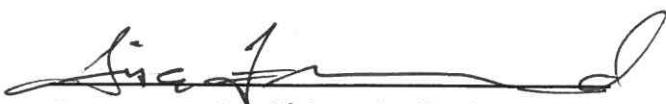
The board conducted a public hearing at 10:00 AM and 6:00 PM on October 8, 2024 to hear the public's testimony on a proposal to reduce the stock restricted area on the Yakama Reservation. After hearing from all persons wanting to speak, the board directed staff to bring an ordinance to revert the boundary to what it was previous to the change adopted in April 2024.

Describe Fiscal Impact:

None.

Summary & Recommendation:

The ordinance reverts Yakima County's stock restricted area to the boundaries that existed prior to April 10, 2024, when Ordinance 003-2024 became effective.

A handwritten signature in black ink, appearing to read "Sincerely", is written over a horizontal line.

Department Head/Elected Official Signature

Corporate Counsel Initial (for Agreements Only)

BOARD OF YAKIMA COUNTY COMMISSIONERS

ORDINANCE 010-2024

IN THE MATTER OF AMENDING ORDINANCE 003-2024 AND YAKIMA COUNTY CODE SECTION 6.32.010 PERTAINING TO STOCK RESTRICTED AREAS

WHEREAS, RCW 16.24 states that the legislative authority of any county shall have the power to designate certain territory within such county as stock restricted area within which it shall be unlawful to permit any kind of livestock to run at large, and to change the boundary of such area from time to time; **and**,

WHEREAS, Yakima County originally established a stock restricted area many decades ago, has changed the boundary from time to time, and codifies the current boundary at YCC 6.32.010; **and**,

WHEREAS, Yakima County most recently changed the boundary by adopting Ordinance 003-2024 on April 9, 2024, which expanded the stock restricted area to include all unincorporated areas within the Open Area of the Yakama Reservation; **and**,

WHEREAS, a number of cattle operators subsequently in 2024 expressed their concerns with the stock restricted area at public board meetings on July 8, August 5, and August 29; **and**,

WHEREAS, the board, in accordance with RCW 16.24, conducted a public hearing on October 8, 2024, to receive testimony on a proposal (LRN2024-00006) to reduce the stock restricted area to its boundary that existed immediately prior to the adoption of Ordinance 003-2024; **and**,

WHEREAS, after hearing testimony from all persons wanting to speak, the board passed a motion directing staff to bring them an ordinance to revert the boundary to what it was previous to the change in April 2024; **now, therefore**,

BE IT HEREBY ORDAINED by the Board of Yakima County Commissioners:

Section 1. Code Amendment. Section 2 of Ordinance 003-2024 and Yakima County Code Section 6.32.010 entitled “Restricted Areas Designated” are hereby amended as indicated by Attachment 1, which reduces the Stock Restricted Area as proposed by the map in Attachment 2.

Section 2. Road Signage.

The board hereby directs the Yakima County Engineer to remove and/or revise the road signs as required by RCW 16.24.060.

Section 3. Severability.

The provisions of this ordinance are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance, or the invalidity of the

BOARD OF YAKIMA COUNTY COMMISSIONERS

application thereof to any person or circumstance, shall not affect the validity of the remainder of the ordinance, or the validity of its application to any other persons or circumstances.

Section 4. Effective Date.

This ordinance shall be effective on October 30, 2024.

DONE OCT 29 2024

Attest:



Julie Lawrence, Clerk of the Board or
Erin Franklin, Deputy Clerk of the Board



Amanda McKinney, Chair



Kyle Curtis, Commissioner



LaDon Linde, Commissioner

*Constituting the Board of County Commissioners
for Yakima County, Washington*



Attachment 1

Chapter 6.32

STOCK RESTRICTED AREAS

Sections:

- 6.32.010 Restricted Areas Designated.
- 6.32.020 Stock Restricted Area Map – Adopted.
- 6.32.030 Stock Restricted Area Map – Administrator.
- 6.32.040 Notice.

6.32.010 Restricted Areas Designated.

The following described lands are hereby designated stock restricted areas pursuant to the provisions of Chapter 16.24 RCW effective January 1, 1987, and as subsequently amended by Yakima County ordinance:

- (1) Irrigation Districts.
 - (a) All land situated within the following irrigation districts: Naches-Selah; Roza; Selah-Moxee; Terrace Heights; Union Gap; Yakima-Tieton; Sunnyside Valley; Buena; Grandview; Outlook; Granger; Home; Snipes Mountain; Zillah; plus
 - (b) The Ahtanum irrigation district, except that portion of the district lying west of Lynch Road; plus
 - (c) The Yakima reservation irrigation district; except that portion of the district lying southerly of the following described line:

Beginning at the intersection of the westerly boundary of the Yakima Reservation irrigation district with the south right-of-way line of Branch Road, thence easterly along the south right-of-way line of Branch Road to the west right-of-way line of Brownstown Road, thence south along the west right-of-way line of Brownstown Road to the south right-of-way line of LaRue Road, thence east along the south right-of-way line of LaRue Road to the end of said road, thence continuing east along the south right-of-way line of LaRue Road extended to the east right-of-way line of South Harrah Road, thence continuing along the south right-of-way line of LaRue Road to the south right-of-way line of SR 22, thence southeast along the south right-of-way line of SR 22 to the south right-of-way line of SR 223, thence easterly along the south right-of-way line of SR 223 to the east line of the Yakima Reservation irrigation district boundary.
- (2) Areas Outside of Irrigation Districts. The following described additional areas:
 - (a) The Naches River Valley between the SR 12 Twin Bridges and the west line of the east half of the east half of Section 36, Township 15 North, Range 16 E.W.M.;
 - (b) The unincorporated portions of the Yakima and Union Gap Urban Growth Areas, and as amended in the future;
 - (c) The Yakima River Valley from the mouth of the Yakima River Canyon to the Union Gap;
 - (d) That portion of land surrounded by the Yakima-Tieton irrigation district and easterly of Pioneer Way and Old Cowiche Road;
 - (e) That portion of land between the Roza and Selah Moxee irrigation districts;

- (f) That portion of land between the Terrace Heights and Selah-Moxee irrigation districts;
- (g) The south half of the south half of Section 28; all of Section 34 and that portion of Section 33 all in Township 13 North, Range 20 E.W.M. not in the Roza irrigation district;
- (h) That portion of land between the Yakima and Union Gap Urban Growth Areas and the Yakima-Tieton and Ahtanum irrigation districts;
- (i) That portion of Section 12, Township 14 North, Range 16 E.W.M., lying outside of the Yakima-Tieton irrigation district;
- (j) That portion of land lying southerly of Ahtanum Creek and northerly of the Bureau of Indian Affairs ditch and westerly of the incorporated portion of Union Gap and easterly of the east half of the east half of Sections 7 and 18, Township 12 North, Range 18 E.W.M.,
- (k) That portion of land lying south of the north half of the north half of Sections 20 and 21, Township 12 North, Range 19 E.W.M. and surrounded by the Yakama Reservation, the Union Gap, and the Sunnyside Valley irrigation districts;
- (l) That portion of land surrounded by the Roza, Union Gap and Sunnyside Valley irrigation districts;
- (m) That portion of land surrounded by the Granger, Snipes Mountain and Sunnyside Valley irrigation districts;
- (n) That portion of land surrounded by the Home, Granger and Yakama Reservation irrigation districts.

(Ord. 3-2024 § 2 (Att. 1), 2024; Res. 382-1987, 1987; Res. 457-1986, 1986).

6.32.020 Stock Restricted Area Map – Adopted.

Yakima County's Geographic Information Services Division shall create and maintain the GIS information necessary to depict the above-described areas, which are hereby adopted as the official stock restricted area map for Yakima County, Washington.

(Ord. 3-2024 § 2 (Att. 1), 2024; Res. 457-1986, 1986).

6.32.030 Stock Restricted Area Map – Administrator.

The county planning official is designated as the administrator for interpreting and considering amendments to the stock restricted area map.

(Ord. 3-2024 § 2 (Att. 1), 2024; Res. 457-1986, 1986).

6.32.040 Notice.

The clerk of the board shall cause notice of the above-described stock restricted areas to be published as provided by law.

(Ord. 3-2024 § 2 (Att. 1), 2024; Res. 457-1986, 1986).

Attachment 2

Map:

“Proposed Reduction of Stock Restricted Area”

BOARD OF YAKIMA COUNTY COMMISSIONERS

ORDINANCE XXX-0102024

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BOARD OF YAKIMA COUNTY COMMISSIONERS

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DONE

Attest:

Amanda McKinney, Chair

Julie Lawrence, Clerk of the Board or
Erin Franklin, Deputy Clerk of the Board

Kyle Curtis, Commissioner

LaDon Linde, Commissioner
*Constituting the Board of County Commissioners
for Yakima County, Washington*

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- (m) That portion of land surrounded by the Granger, Snipes Mountain and Sunnyside Valley irrigation districts;
- (n) That portion of land surrounded by the Home, Granger and Yakama Reservation irrigation districts.

~~(3) Areas Within the Yakama Reservation. All areas within the Yakama Reservation that lie outside of the Yakama Nation Closed Area and outside of incorporated areas.~~

(Ord. 3-2024 § 2 (Att. 1), 2024; Res. 382-1987, 1987; Res. 457-1986, 1986).

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