

8/20/19

Buffer averaging

Sponsor: Upthegrove

jln

Proposed No.: 2019-0143

1 **AMENDMENT TO PROPOSED ORDINANCE 2019-0143, VERSION 2**

2 Beginning on page 69, line 1409, strike line 1409 through line 1415 and insert:

3 "a. the ~~((ecological structure and function of the buffer after averaging is~~
4 ~~equivalent to or greater than the structure and function before averaging; or))~~ buffer
5 averaging will improve wetland protection if the wetland has significant differences in
6 characteristics that affect habitat functions, such as a wetland with a forested component
7 adjacent to a degraded emergent component or a "dual-rated" wetland with a Category I
8 area adjacent to a lower-rated area;

9 b. if either consistent with allowed alterations in K.C.C. 21A.24.045 or
10 approved as an alteration exception under K.C.C. 21A.24.070, averaging will result in a
11 site design alternative that allows reasonable use of the parcel that could not otherwise be
12 accomplished without buffer averaging; or

13 c. averaging includes the corridors of a wetland complex; and"

14

15 **EFFECT:** Allows wetland buffer averaging when it results in reasonable use of a parcel
16 in addition to other criteria.