

BEFORE THE BOARD OF STEVENS COUNTY COMMISSIONERS

IN THE MATTER OF CUSTOMS,
CULTURE AND HERITAGE

Resolution No. 42-2010

SUPPORTING COUNTY CUSTOMS,
CULTURE AND HERITAGE PLAN IN
DECISION MAKING ON FEDERAL LANDS
IN STEVENS COUNTY, WASHINGTON

WHEREAS, the government of the United States of American exercises control over a significant portion of the land and resources within the geographic boundaries of Stevens County, State of Washington; and

WHEREAS, decisions governing federal lands in Stevens County, State of Washington, have a direct and broadly based impact on private property and on the interrelated heritage of cultural, environmental and economic well being and stability of residents; and

WHEREAS, Congress has expressly intended that Management Agencies act to coordinate with county governments while using all practicable means to create and maintain conditions on federal lands allowing for productive harmony between man and nature while fulfilling the social, economic, environmental and cultural requirements of present and future generations of Americans; and

WHEREAS, efforts of Congress seeking to coordinate federal plans with county government plans maintaining a balance between population and resources and encouraging a high standard of living and a wide sharing of life's amenities can be enhanced by both... 1) increased coordination between Stevens County, State of Washington, and those federal officials involved with the administration of federal lands in this county; and 2) full consideration by the federal government of the needs of citizens of the county will be directly and indirectly impacted by agency decisions regarding the use of federal lands; and

WHEREAS, there now exists a significant, urgent need for the promotion of the involvement of Stevens County, State of Washington, in the management of federal lands and the development of criteria that are meaningful in that federal decision-making process.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND DETERMINED that the following procedural protections shall be followed to ensure that there is full and complete information and cooperation provided to federal entities in their decision-making processes regarding management of lands located within Stevens County, State of Washington, and federal consideration of the impact of their decision making and actions has on the preservation of the interrelated heritage of cultural, environmental and economic well being and stability of Stevens County, Washington;

1. These procedural provisions are intended to apply to all decisions undertaken by any agency, department or other entity within the Department of the Interior, Department of Agriculture or Environmental protections Agency (hereinafter known as "federal entities") that do or will have a direction or indirect impact on federal and private lands within the geographic confines of Stevens County, State of Washington.

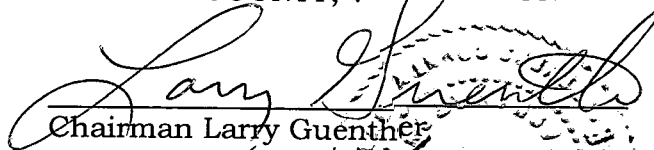
2. Within thirty (30) days of the adoption of this resolution and at the beginning of each calendar year after this resolution becomes effective the Stevens County Board of Commissioner shall give written notice to federal entities as follows:
 - a) That the county government of Stevens County, State of Washington, desires to have full and complete notice and opportunity for involvement in the decision-making processes of the federal entities that either 1) are taken or are being proposed to be taken regarding federal lands located within the State of Washington; 2) involve the listing, de-listing or reclassification of a threatened or endangered species or critical habitat within Stevens County, State of Washington; or 3) involve any major federal action significantly affecting the quality of the human environment within Stevens County, State of Washington.
 - b) That the failure of federal entities to afford state and county government complete notice and opportunity for involvement beyond that afforded each citizen or is limited to input at a local public hearing is presumed as a matter of state law to be prejudicial to the government of Stevens County and its residents.
 - c) That all regulations lawfully in force and lawfully licensed business enterprises of any kind are expressions of environmental, cultural and economic policies that Stevens County deems to be critical to the maintenance of the well being and stability of the residents of this county and their government.
3. That within present budgetary constraints, affirmative action shall be taken to notify federal entities of any other evidence of our interrelated historic, cultural and environmental heritage as well as the anticipated impact on the same of any use of federal or private lands located in Stevens County, State of Washington.
4. If proposed implementation of a critical habitat designation or federal policies or practices over federal lands located within the geographic boundaries of Stevens County, State of Washington, or elsewhere will likely result in either a) the alteration of present county and local regulations without being previously voluntarily initiated by Stevens County or b) make it unfeasible for existing licensed businesses to continue their presently licensed operations, the proposed federal action constitutes a negative impact on the environment, culture and economic well being and stability of Stevens County, State of Washington, and its residents.
5. If a proposed federal action creates or has a tendency to create a negative environmental, cultural or economic impact on Stevens County and its residents, it shall be presumed that when a negative impact is anticipated, the proposed federal plan is not a preferred alternative.
6. Federal agencies shall coordinate their plans and actions as to RS 2477 with the county policy that the county controls use of and access on roads within the county.

7. Nothing herein is intended to conflict with any existing federal statute or applicable regulation that governs lands within the State of Washington. Any section, paragraph, sentence, phrase or word that is found to do so as a matter of law may be severed from this statute without limiting the enforceability of the non-confliction portion.

Passed by the Board of Stevens County Commissioners meeting in regular session at Colville, Washington, by the following vote, then signed by its membership and attested to by its Clerk in authorization of such passage the 26th day of July, 2010.

3 YEA; 0 NAY; 0 ABSTAIN; and 0 ABSENT

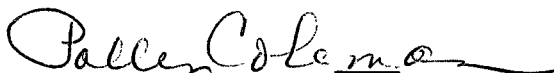
BOARD OF COUNTY COMMISSIONERS OF
STEVENS COUNTY, WASHINGTON


Chairman Larry Guenther


Commissioner Malcolm Friedman


Commissioner Merrill J. Ott

Attest:


Polly Coleman
Clerk of the Board