



CITY OF KIRKLAND

CITY COUNCIL

James Lauinger, Mayor • Joan McBride, Deputy Mayor • Dave Asher • Mary-Alyce Burleigh
Jessica Greenway • Tom Hodgson • Bob Sternoff • David Ramsay, City Manager

123 Fifth Avenue • Kirkland, Washington 98033-6189 • 425.587.3000 • TTY 425.587.3111 • www.ci.kirkland.wa.us

AGENDA

KIRKLAND CITY COUNCIL MEETING

City Council Chamber
Tuesday, March 18, 2008
6:00 p.m. – Study Session – Peter Kirk Room
7:30 p.m. – Regular Meeting

COUNCIL AGENDA materials are available on the City of Kirkland website www.ci.kirkland.wa.us, at the Public Resource Area at City Hall or at the Kirkland Library on the Friday afternoon prior to the City Council meeting. Information regarding specific agenda topics may also be obtained from the City Clerk's Office on the Friday preceding the Council meeting. You are encouraged to call the City Clerk's Office (587-3190) or the City Manager's Office (587-3001) if you have any questions concerning City Council meetings, City services, or other municipal matters. The City of Kirkland strives to accommodate people with disabilities. Please contact the City Clerk's Office at 587-3190, or for TTY service call 587-3111 (by noon on Monday) if we can be of assistance. If you should experience difficulty hearing the proceedings, please bring this to the attention of the Council by raising your hand.

EXECUTIVE SESSIONS may be held by the City Council to discuss matters where confidentiality is required for the public interest, including buying and selling property, certain personnel issues, and lawsuits. An executive session is the only type of Council meeting permitted by law to be closed to the public and news media

ITEMS FROM THE AUDIENCE provides an opportunity for members of the public to address the Council on any subject which is not of a quasi-judicial nature or scheduled for a public hearing. (Items which may not be addressed under Items from the Audience are indicated by an asterisk*.) The Council will receive comments on other issues, whether the matter is otherwise on the agenda for the same meeting or not. Speaker's remarks will be limited to three minutes apiece. No more than three speakers may address the Council on any one subject. However, if both proponents and opponents wish to speak, then up to three proponents and up to three opponents of the matter may address the Council.

1. *CALL TO ORDER*
2. *ROLL CALL*
3. *STUDY SESSION*, Peter Kirk Room
 - a. Joint Meeting with the Senior Council
4. *EXECUTIVE SESSION*
5. *SPECIAL PRESENTATIONS*
 - a. Community Emergency Response Team Graduates Recognition
 - b. Recognition of Cindy Peterson, Outgoing Director, Kirkland Teen Union Building
 - c. Introducing Jodi Bardinelli, Kirkland Wednesday Market Director
 - d. Built Green Hammer Award
6. *REPORTS*
 - a. *City Council*
 - (1) Regional Issues
 - b. *City Manager*
 - (1) Northeast King County Regional Communications Agency Principals Assembly Appointment

(2) Legislative Session Status Report

(3) Calendar Update

CONSENT CALENDAR consists of those items which are considered routine, for which a staff recommendation has been prepared, and for items which Council has previously discussed and no further discussion is required. The entire Consent Calendar is normally approved with one vote. Any Council Member may ask questions about items on the Consent Calendar before a vote is taken, or request that an item be removed from the Consent Calendar and placed on the regular agenda for more detailed discussion.

7. *COMMUNICATIONS*

a. *Items from the Audience*

b. *Petitions*

8. *CONSENT CALENDAR*

a. *Approval of Minutes:* March 4, 2008

b. *Audit of Accounts:*

Payroll \$

Bills \$

c. *General Correspondence*

d. *Claims*

(1) Kevin L. Kuester

e. *Award of Bids*

f. *Acceptance of Public Improvements and Establishing Lien Period*

g. *Approval of Agreements*

(1) Resolution R-4691, Approving the Memorandum of Agreement Between the City of Kirkland and King County for the Transportation Management Plan

h. *Other Items of Business*

(1) Report on Procurement Activities

(2) Approving Surplus Equipment Rental Vehicles/Equipment for Sale

(3) Issuing a Cabaret Music License to the Heathman Hotel

9. *PUBLIC HEARINGS*

10. *UNFINISHED BUSINESS*

a. Accepting Public Improvements, Establishing a Lien Period, and Authorizing Additional Funds for the Juanita Creek Channel Enhancements at Juanita Beach Park

GENERAL CORRESPONDENCE

Letters of a general nature (complaints, requests for service, etc.) are submitted to the Council with a staff recommendation. Letters relating to quasi-judicial matters (including land use public hearings) are also listed on the agenda. Copies of the letters are placed in the hearing file and then presented to the Council at the time the matter is officially brought to the Council for a decision.

ORDINANCES are legislative acts or local laws. They are the most permanent and binding form of Council action, and may be changed or repealed only by a subsequent ordinance. Ordinances normally become effective five days after the ordinance is published in the City's official newspaper.

RESOLUTIONS are adopted to express the policy of the Council, or to direct certain types of administrative action. A resolution may be changed by adoption of a subsequent resolution.

PUBLIC HEARINGS are held to receive public comment on important matters before the Council. You are welcome to offer your comments after being recognized by the Mayor. After all persons have spoken, the hearing is closed to public comment and the Council proceeds with its deliberation and decision making.

NEW BUSINESS consists of items which have not previously been reviewed by the Council, and which may require discussion and policy direction from the Council.

11. NEW BUSINESS

- a.* Nakhjiri/Kirkland Congregational Church Private Amendment Request
- b.* Endorsing Strategic Plan for Arts and Culture
- c.* National Pollutant Discharge Elimination System Phase II Municipal Stormwater Permit – Stormwater Management Program and Annual Compliance Report
- d.* 2007-2008 Miscellaneous Budget Adjustments and CIP Process Change:
 - (1) Ordinance No. 4134, Amending the Biennial Budget for 2007-2008
 - (2) Resolution R-4692, Adopting the Fiscal Policies for the City of Kirkland
- e.* 2007–2008 City Initiated Comprehensive Plan Amendments

12. ANNOUNCEMENTS

13. ADJOURNMENT



CITY OF KIRKLAND

Department of Parks & Community Services

Peter Kirk Community Center

352 Kirkland Avenue, Kirkland, WA 98033 425.587.3360

www.ci.kirkland.wa.us

MEMORANDUM

To: Mayor and Members of the City Council
David Ramsay, City Manager

From: Kirkland Senior Council

CC: Jennifer Schroder, Parks and Community Services Director
Carrie Hite, Deputy Director
Linda Murphy, Recreation Manager
Dana La Rue, Community Senior Center Supervisor

Date: February 29, 2008

Subject: Kirkland Senior Council Study Session with City Council

The Kirkland Senior Council has completed its fifth year with great success and is eagerly pursuing this year's goals as outlined in their 2008 Work Plan. For this study session, we propose the following agenda:

- I. Introduction
- II. Accomplishments 2006/2007 – Attachment A
- III. Work Plan 2008 – Attachment B
- IV. Discussion
 - Trends and Issues
 - Council Direction



ACCOMPLISHMENTS 2007

I. ADVOCACY COMMITTEE

A. Falls Prevention Campaign

1. Published an article in the Kirkland Reports, "*Falls Primary Cause of Most Kirkland Trauma Injuries*"
2. Created and distributed an informational "*Falls Prevention*" flyer

B. Good Neighbor Program

1. Vial of Life Project
 - a. Compiled "Vial of Life" packets and distributed 300 at Evergreen Hospital's Disaster Preparedness Fair

C. Affordable Housing

1. Participated with Bellevue's Network on Aging in a tour of three eastside affordable housing projects, facilitated by ARCH.

D. King County Long-Term Care Ombudsman Program

1. KSC prepared and sent a letter to seven Neighborhood Associations urging them to support recruitment of neighborhood residents to serve as volunteer Ombudsmen.
2. As a result, four Ombudsmen volunteers were recruited, trained and provide service and regular visits to all nursing homes and adult family homes within the City of Kirkland.

II. VISIBILITY COMMITTEE

A. TV/Video Projects

1. Completed Videos.
 - a. *Pedestrian Safety: Street Wise in Kirkland* (Winter 2008)
 - b. *Elder Abuse: Neglect and Self-Neglect* (Fall 2007)
 - c. *Aging in Place: Universal Design Standards* (Fall 2006)
 - d. *SWAY: Influencing Your Elected Officials* (Summer 2006)
2. Video distribution and public viewing opportunities
 - a. Videos appear on Klife on a rotating schedule
 - a. City website, "Video on Demand"
 - c. A list and description of the videos was published in the Kirkland Reporter and Parks Activity Brochure
 - d. Distributed SWAY at Senior Lobby Day (January 2008) in Olympia

3. 2006 Programming Award
 - For their first video project, *Identify, Advocate and Create*, the National Association of Telecommunications Officers and Advisors awarded the KSC a plaque for 3rd place.
- B. Communication: Develop a Quarterly Newsletter
 1. The idea of a quarterly newsletter developed into writing articles and paying for ad space in the Kirkland Reporter.
 - a. Falls Prevention Article
 - b. List and description of available videos
 - c. "Who Should You Call When a Senior Needs Help? (February 2008)
- C. 2007 Achievement Award: Building Healthy Communities for Active Aging
- D. Community Involvement and Support
 1. Collaborated with Peter Kirk Community Center Advisory Board
 - a. Northwest Senior Game: Kirkland Swim Meet
 - b. Kirkland Steppers Walk Program
 2. Established a working relationship with Bellevue's Network on Aging
 3. Continued to strengthen community outreach efforts through networking with local neighborhood associations and participation on the Active Living Task Force, Greater Kirkland Citizen Corps, Map Your Neighborhood, N & E King County Human Service Providers & Zone 1 Emergency Manager's Meeting, *"Working to Build a Disaster Resilient Community"* Workshop, Aging and Disability Service Forums, Healthy Aging Partnership, Totem Lake Action Team, BNOA Referral Services Focus Group and the Downtown Action Team.

KIRKLAND SENIOR COUNCIL - 2008

Work Plan

Goal / Objective	Description	Timeline	Progress
Goal 1: <i>Advocacy Committee</i> Advocate for senior needs and create programs that advance their well-being.			
<u>Objective 1.1:</u> Continue Falls Prevention Campaign.	<ol style="list-style-type: none"> 1) Produce Falls Prevention Video 2) Attend Falls Prevention Consortium in the arena of community programs 		
<u>Objective 1.2:</u> Continue Good Neighbor Program.	<ol style="list-style-type: none"> 1) Prepare Vial of Life packets for distribution 2) Develop distribution list for Vial of Life packets 3) Create marketing strategy for Vial of Life packets 4) Translate Vial of Life packets to Spanish 5) Participate in local fairs 		
<u>Objective 1.3:</u> Explore affordable housing options.	Research possibilities for government and landlords to work collaboratively to hold rents at an affordable level for a certain number of years.		
<u>Objective 1.4</u> Update 2002-2007 Strategic Plan for Senior Services.	<ol style="list-style-type: none"> 1) Explore affordable options for updating the document 2) Research available resources 3) Investigate opportunities to utilize assistance from a U of W intern. 		
<u>Objective 1.5</u> Continue to be a resource for other Senior Councils.	Collaborate with other Senior Councils to create and promote programs that advance the well-being of older adults.	Ongoing 2008	

KIRKLAND SENIOR COUNCIL - 2008

Work Plan

Goal / Objective	Description	Timeline	Progress
Goal 2: <i>Visibility Committee</i> Increase visibility of the KSC in the community and in government.			
Objective 2.1: Produce and complete TV/Video programs for Klife channel 75 and community distribution.	Complete Falls Prevention Video.		
Objective 2.2: Improve communication between the KSC and the community.	<ol style="list-style-type: none"> 1) Submit articles for publication to the Kirkland Reporter. 2) Update KSC information on City website 3) Develop a marketing strategy to promote the KSC and to better share and receive information specific to older adults in the community . 		
Objective 2.3: Support the <i>Kirkland Steppers</i> walk program for adults age 50+, at PKCC.	<ol style="list-style-type: none"> 1) Sponsor the water bottle neck straps for each walker. 2) Partner with the Steppers and the PKCC Advisory Board to walk in the July 4th Parade. 		
Objective 2.4: Support the Northwest Senior Games (NWSG) Swim Meet in Kirkland.	<ol style="list-style-type: none"> 1) Assist with registration at the swim event. 2) Have a table at the event to distribute information about the Senior Council and Vial of Life packets. 	June 2008	
Objective 2.5: Recruitment for new KSC members will begin in the summer and fall of 2008.	Advertise position (s), interview and appoint selected candidates.	October: Recruitment November: Interviews December: Appointment Jan 2009: Term Begins	

KIRKLAND SENIOR COUNCIL - 2008

Work Plan

Goal / Objective	Description	Timeline	Progress
Goal 3: Senior Council Members Represent senior needs at neighborhood and other community / civic meetings and special events.			
Objective 3.1: Participate in local neighborhood association meetings and other community /civic committees and special events.	Continue and strengthen community outreach efforts by networking with local neighborhood associations and participating on various community committees. Senior Council members participated in the following: <ol style="list-style-type: none"> 1. Peter Kirk Community Center Advisory Board 2. City of Kirkland's Active Living Task Force 3. Bellevue's Network on Aging 4. Downtown Action Team 5. Totem Lake Action Team 6. Walk in the July 4th Parade 	Throughout 2008	
Objective 3.2: Establish working relationship with Bellevue's Network on Aging (BNOA).	<ol style="list-style-type: none"> 1) KSC and BNOA liaison to attend the other's meeting quarterly to exchange information. 2) Schedule a joint meeting with BNOA to discuss potential 2008 project partnership. 	Ongoing 2008	
Objective 3.3: Attend the Healthy Aging Summit Tukwila.	Represent the needs and concerns of Kirkland's older adults on a regional level.	May 2008	

**CITY OF KIRKLAND**

123 Fifth Avenue, Kirkland, WA 98033 425.587.3000

www.ci.kirkland.wa.us**MEMORANDUM**

To: Dave Ramsay, City Manager

From: Jeff Blake, Director of Fire and Building Department

Date: March 3, 2008

Subject: Special Presentation

RECOMMENDATION:

Recognize the graduates of our Community Emergency Response Team course with a brief explanation of the program and award them Certificates of Completion.

BACKGROUND DISCUSSION:**KIRKLAND GRADUATES TENTH CERT CLASS**

The Community Emergency Response Team (CERT) program trains citizens to prepare for and respond effectively to disasters. The 26-hour CERT course is taught by a trained team of first responders and other professionals. Training covers the Incident Command System, disaster preparedness, fire suppression, basic medical assessment and first aid, light search & rescue operations, and disaster psychology.

CERT members understand the risks disasters pose to people and property. They have taken steps to reduce hazards and lessen the impact of disasters once they have occurred. When disasters overwhelm local response capability, they are trained to take care of themselves and give critical support to their family members, neighbors, and others in their immediate area until professionals arrive. When first responders arrive, CERTs will be able to provide them with useful information and support. Later, they will be able to help the City reestablish stability to the community. CERTs may also help with non-emergency projects that help improve the safety of their community.

Nineteen students in Kirkland's tenth CERT course graduate March 8, 2008.

The next course will begin April 9, 2008. This evening course will be open to any citizens interested in further preparing themselves for disasters. Residents and people who work or attend school in the Kirkland fire response area (Kirkland and Fire District 41) may participate at no cost. Residents outside this area will be accepted on a space-available basis, for a fee of \$25.00, which helps defray some of the course costs.

**CITY OF KIRKLAND****Department of Parks & Community Services**

505 Market Street, Suite A, Kirkland, WA 98033 425.587.3300

www.ci.kirkland.wa.us

MEMORANDUM

To: City Council

From: Jennifer Schroder, Director of Parks and Community Services
Carrie Hite, Deputy Director of Parks and Community Services
Judy Manchester, Youth and Family Services Supervisor

Date: March 6, 2008

Subject: Thanking Cindy Peterson for her service to the Kirkland Teen Union Building

RECOMMENDATION: City Council thanks Cindy Peterson for her service to the Kirkland Teen Union Building as Director from November 2005 to March 2008.

POLICY IMPLICATIONS: None

BACKGROUND DISCUSSION: The City of Kirkland would like to take this opportunity to thank Cindy Peterson for her two years of direction and dedication to the Kirkland Teen Union Building. Cindy came to the KTUB and Friends of Youth with a wealth of knowledge and experience in the field of youth development and she leaves the KTUB with many positive accomplishments. Cindy has been passionate about engaging young people in the Kirkland community in roles that are creative, productive and valued. Her philosophy has always been to create empowerment-based leadership and development opportunities.

Some of Cindy's accomplishments at the KTUB include:

- Building the capacity of KTUB programs by hiring staff by area of expertise in the core areas of youth employment, arts and media, civic engagement, and outdoor experiential education.
- Fostering the development of internship programs in concert booking and management, photography, civic engagement, non-profit administration, and an Artist-in-Residence program. Twenty four young people have participated in comprehensive internships over the past two years.
- Led efforts of redesign the KTUB café, including building partnerships with local business supporters.
- Helped to create two professional networks: "Go-K Network", a formal network between the teen centers in Kirkland, Bellevue and Redmond, and the "NW Teen Arts Resource Team: with more than 30 participating organizations around the region.
- Led the efforts to redesign and launch a new website at www.ktub.org that highlights KTUB's strength of programming with youth appeal.
- More than doubled the program revenue leading to more self-sustaining funding for the KTUB program.
- In the most recent quarter, the KTUB had the busiest turnout in history with an average of 57 youth dropping in per day, class participation at an all time high, and event attendance at an average of 120 young people.

Cindy has been an asset to the Kirkland Teen Union Building, Friends of Youth, and the Kirkland community. She will truly be missed and will always be remembered for her positive influence on our community youth.

March 6th, 2008

Dave Ramsay
City Manager
City of Kirkland
123 5th Ave
Kirkland, WA 98033

Mr. Ramsay:

The Kirkland Downtown Association is pleased to announce the hiring of our new Kirkland Wednesday Market Director, Jodi Bardinelli.

Jodi has been involved in the Kirkland Wednesday Market for many years. She consistently purchased produce from our vendors for her restaurants and has developed great relationships with many of our farmers. She also served as secretary for the Kirkland Wednesday Market board for the season last year, and presented and executed many terrific ideas during her tenure in this role.

At the end of the 2007 season, the Kirkland Downtown Association chose to put out an RFP for the position of Market Director to the general public. Jodi respectfully stepped down from her position on the Kirkland Wednesday Market board and applied to be the new Director.

Out of the numerous applications we received, she was chosen because of her tremendous enthusiasm for taking the market to a new level, her ability to create new programs and her many contacts and positive relationships with the farmers and vendors.

In closing, the Kirkland Downtown Association would like to introduce Jodi to the City Council at the March 18th meeting. Thank you for your consideration.

Sincerely,
Dick Bezell

Kirkland Downtown Association
Executive Director

**CITY OF KIRKLAND****Fire and Building Department****123 Fifth Avenue, Kirkland, WA 98033 425.587.3600****www.ci.kirkland.wa.us****MEMORANDUM**

To: Dave Ramsay, City Manager

From: Tom Jensen, Plan Review Supervisor

Date: March 10, 2008

Subject: RECOGNIZE RECEIVING THE 2008 BUILT GREEN HAMMER AWARD

RECOMMENDATION

Council to recognize that the City of Kirkland received the 2008 "Built Green Hammer Award" in the Built Green Advocate, Public Sector category from the Master Builders Association of King and Snohomish County. Mayor Lauinger and the Green Building Team received this award during the Built Green Conference award presentation that was held on March 13, 2008, at the Washington State Trade & Convention Center.

BACKGROUND DISCUSSION

The Built Green awards selection committee applauds the steps Kirkland has taken over the past year in supporting green building, including the institution of our expedited permitting program and the commitment to green building education for our staff, the public and builders. The City's Green Building pilot program offers a priority permit processing incentive designed to encourage sustainable building in the construction of new single family residential development. Additionally, the program offers educational resources, which are included on our website, and hosts seminars on green building topics to help educate builders and the public about the benefits of sustainable building. The program was developed by the Green Building Team consisting of myself, David Barnes, Scott Guter and Stacy Clauson in Planning and Stacey Rush in Public Works.

Please let me know if you have any questions.

Attachments: BG Hammer Award Kirkland.doc

cc: Jeff Blake, Fire and Building Department Director
Tom Phillips, Building Services Manager



A Program of the Master Builders Association in Partnership with King and Snohomish Counties

3/11/2008

Re: Built Green Hammer Award

City of Kirkland
David Barnes
123 5th Ave
Kirkland, WA 98033

Dear David,

I am pleased to inform you that the City of Kirkland has been selected as the 2008 Built Green Hammer Award winner in the **Built Green Advocate, Public Sector** category. Built Green and our awards selection committee applauds the steps Kirkland has taken over the past year in supporting green building, including the institution of your expedited permitting program and the commitment to green building education for your staff and builders. The award presentation will be held at the upcoming Built Green Conference, March 13, 2008, at the Washington State Trade & Convention Center from 10:40-11:30am. Please respond via e-mail (kcalhoun@mbaks.com) or phone (425-460-8238) to let us know who will be on hand to accept the award. The award recipient will receive complimentary entrance to the event.

As part of the Awards ceremony, we would like to prepare a power point slide featuring your company to show while you receive the award. If you are able to provide us with a company logo along with one or two photos by March 5th, we'll be able to create a slide for you.

If you have any questions, please let us know. We look forward to seeing you at the Built Green Conference.

Sincerely,

Aaron Adelstein
Built Green™ Director



Built Green and Master Builders Association
335 116th Avenue SE ▪ Bellevue WA 98004
(425) 460-8230 ▪ www.builtgreen.net

**CITY OF KIRKLAND****City Manager's Office****123 Fifth Avenue, Kirkland, WA 98033 425.587.3001****www.ci.kirkland.wa.us**

MEMORANDUM

To: David Ramsay, City Manager

From: Tracy Burrows, Intergovernmental Relations Manager

Date: March 6, 2008

Subject: Appointment of Representative to NORCOM Principals Assembly

Recommendation:

It is recommended that the City Council appoint a member to represent Kirkland at the NORCOM Principals Assembly meeting, scheduled this year for May 14, 2008.

Background:

Each year, the Northeast King County Regional Communications Agency, NORCOM, holds a Principals Assembly meeting with the elected official representatives of the principal members. At the meeting, the Governing Board the Executive Director present an annual report which: (1) reviews the activities of NORCOM for the previous calendar year; (2) presents the work program and significant events for the upcoming calendar year; (3) presents a financial management report for NORCOM; and (4) reports on performance benchmarks of NORCOM activities. Also at the Assembly, the Chair and Vice Chair of the Joint Operating Board shall present the Joint Operating Board proposed budget policy for the upcoming year's budget. The Principals' legislative representatives at the Assembly may vote to recommend changes to the proposed budget policy, work program and performance measures program, and may provide additional comment and question to the Governing Board.

The 2008 meeting of the Principals Assembly will occur on Wednesday, May 14th. It is recommended that the Council appoint a member to represent Kirkland at this meeting.

**CITY OF KIRKLAND****City Manager's Office****123 Fifth Avenue, Kirkland, WA 98033 425.587.3001****www.ci.kirkland.wa.us**

MEMORANDUM

To: David Ramsay, City Manager

From: Tracy Burrows, Senior Management Analyst

Date: March 5, 2008

Subject: 2008 Legislative Session Status Report

The 2008 Legislative Session will conclude on March 13th. The attached matrix identifies those bills that are still progressing through the legislative process.

Below is a brief summary of the status of the City's major issues that have been addressed to date:

Transportation

Governor Gregoire's request legislation related to the financing of SR 520 is poised for a vote on the Senate Floor. The Bill allows for the collection of tolls on the existing and replacement State Route 520 (SR 520) Bridge as early as 2009, with the completion of the replacement bridge slated for 2014. It establishes the State Route 520 Tolling Implementation Committee, comprised of Paula Hammond, Secretary of the Department of Transportation, Bob Drewel, Executive Director of the Puget Sound Regional Council, and Dick Ford of the State Transportation Commission, to evaluate a variety of issues related to the tolling of the SR 520 Bridge.

The Tolling Committee created by the legislation is expected to begin producing information on toll financing as soon as April or May of this year. That information will include how different pricing and toll location options for 520 and I-90 affect bridge financing and the anticipated diversion rates.

Government Liability

SSB 6385, related to construction liability, was amended to eliminate building inspectors from the list of "construction professionals" required to warrant new construction to homeowners. The amended bill is a relief for the city and does not expand our construction liability.

House Bill 1873, expanding government liability associated with wrongful death causes of action, could move to the Senate Floor at any time. This bill exposes local government to additional liability related to the services that we provide that are inherently risky – supervising offenders, designing roads, providing public safety. This bill is expected to increase payouts by an estimated \$2 million per claim, which will further reduce cities' ability to provide services to the public. Kirkland has requested amendments to the

bill eliminating joint and several liability for the expanded categories of claims and establishing an upper age limit of 26 for which parents who are not financially dependent can recover on behalf of their adult children.

Climate Change

The Governor's climate change request legislation, E2SHB 2815, proposes to reduce greenhouse gas emissions and create clean energy jobs. The Bill has passed both the House and Senate Chambers. The Bill:

- Directs the Department of Ecology (DOE) to submit a greenhouse gas reduction plan to the Legislature to limit statewide greenhouse gas emissions;
- Authorizes the DOE to adopt rules requiring a reporting system to monitor greenhouse gas emissions;
- Authorizes the DOE to develop a design for a regional multi-sector market-based system to limit and reduce greenhouse gas emissions;
- Creates a green industries job training account to train and transition workers to clean economy industry jobs; and,
- Directs the Department of Transportation to provide recommendations to reduce annual per capita vehicle miles traveled.

The climate change bill initially proposed by Futurewise has changed considerably from the bill that was introduced. ESSB 6580 now contains no new mandates for local government. It establishes a stakeholder process to evaluate what changes to the Growth Management Act, if any, are appropriate to help cities and counties address climate change and creates a pilot program to fund cities or counties wishing to address this issue. This bill is currently in House Rules and could be moved to the floor at any time.

Evergreen Cities

House Bill 2844 is intended to help cities establish an accurate baseline inventory and assessment of trees and offer help on how to best protect and care for them. Assistance to local governments is in the form of funding over the next several years as it is made available. The Bill establishes a process by which DNR and CTED will develop an Evergreen Cities program and tree maintenance and retention standards that interested cities may implement. This is a strictly voluntary program would include some level of financial support and "incentives," such as receiving credit for its use when applying for various state grant or loan programs.

**2007 Legislative Issues Update
as of
03/04/2008**

Kirkland Legislative Contacts

Senator Eric Oemig: <http://www.sdc.wa.gov/oemig.htm>

Rep. Roger Goodman: <http://www.housedemocrats.wa.gov/members/goodman/>

Rep. Larry Springer: <http://www.housedemocrats.wa.gov/members/springer/>

Senator Rodney Tom: <http://www.sdc.wa.gov/tom.htm>

Rep. Ross Hunter: - <http://www.housedemocrats.wa.gov/members/hunter/>

Rep. Deb Eddy: <http://www.housedemocrats.wa.gov/members/eddy/>

Bill Number	Legislative Issue	Current Status – from AWC and leg.wa.gov	Action Needed/Initiated
GENERAL GOVERNMENT			
HB 3292	Taping of Executive Sessions	HB 3292 would require all local governing bodies to "make a verbatim audio recording" of all executive sessions and retain the recordings for two years.	Did not make 02/19 cut-off
EHB 1551	Allowing Local Funding of Election Campaigns	This bill removes the prohibition against the use of public funds to finance political campaigns for local office. However, before a local government may adopt public funding, it must be submitted to the voters for approval or rejection. If a county, city, town, or district establishes a program to publicly finance local political campaigns, only funds derived from local sources may be used to fund the program.	Passed 56-34 Did not make 02/29 cut off
SB 6547 HB 3001	Gender Equity in Parks	The bill requires that each city, town, county, district, or public school district operating a community athletics program or issuing permission to third parties for the operation of such programs, must submit annual reports to the state regarding gender equity in the use of their facilities.	Did not make 02/19 cut-off
HB 1873	Wrongful injury or death	Makes a number of changes to the statutes governing wrongful death and survival causes of action, particularly in the areas of the beneficiaries and recoverable damages. EFFECT: <ul style="list-style-type: none"> • Removes the residency requirement for the secondary beneficiaries (parents and siblings), • Specifies that both economic and non-economic damages are recoverable, • Adds "loss of enjoyment of life" and "shortened life expectancy" as recoverable damages, • Under the child death statute, specifies that each parent is entitled to a separate recovery regardless of marital status. 	Passed house 59:34 Executive action in Senate Ways and Means <i>Majority: do pass</i> Passed to Rules Committee for second reading
SB 5892	State building code	Under this bill if a building inspector, or someone acting in the capacity of a building inspector, in the course of that person's work, breaches the duty to uphold the provisions of the State Building Code, and that breach results in damage to new residential construction compromising the health, safety, or welfare of the homeowner, then the city or county may be held liable for that building inspector's gross negligence.	Did not make 02/29 cut-off

ANNEXATION			
HB 2938	Annexation procedures between cities and fire districts	<p>Establishes new employee notification requirements for cities, towns, and fire protection districts that may be affected by the annexation or incorporation of territory within a fire protection district.</p> <p>Modifies transfer provisions for fire protection district employees affected by an annexation or incorporation.</p> <p>Requires cities and towns to make legislative findings regarding the likely effects that an annexation and associated asset transfers may have upon the safety of residents within and outside the proposed annexation area.</p>	<p>Passed House 94:1</p> <p>Did not make 02/29 cut-off</p>
ENVIRONMENT AND GROWTH MANAGEMENT			
SB6580 Did not pass HB 2797	Climate Change and Growth Management	Directs CTED to establish methodology for measuring greenhouse gas emissions and select at least three counties and six cities for a global warming adaptation pilot program.	<p>Passed Senate 31:18</p> <p>Executive action in Appropriations <i>Majority: do pass</i></p> <p>Passed to Rules Committee for second reading</p>
HB 2844 Did not pass HB 2468 SB 6249 SB 6469	Evergreen Cities/Urban Forestry	Directs DNR to inventory urban trees, provides incentives for additional tree protection in the form of additional points to qualifying cities for PWTF and Centennial Clean Water funds.	<p>2844 Passed 73:22</p> <p>Executive action in Ways and Means <i>Majority: do pass</i></p> <p>Made eligible to be placed on second reading by Rules Committee</p>
HB2815 Did not pass SB 6516	Greenhouse gas emissions and green collar jobs	These Governor-request bills: begin a process to ensure the emission reduction goals established by the Governor's Executive Order 07-02 are achieved; direct the state to continue to develop a regional process to design a multisector, market-based system for regulating green house gas emissions (i.e. cap and trade system); authorize a reporting system to monitor greenhouse gas emissions; establish a process for maintaining a comprehensive inventory of green house gas emissions to track the state's progress in achieving its greenhouse gas emission reductions; and create a "green collar" job training account to train and transition workers to clean energy jobs.	<p>Passed House 64:31</p> <p>Executive action in Ways and Means <i>Majority: do pass</i></p> <p>Placed on second reading by Rules Committee</p>

HB 1358	Requiring Performance Measures for GMP	Requires all 29 GMA-planning counties to adopt policies and performance measures that regularly review progress towards accommodating 20-year population and employment growth projections.	Did not make 02/19 cut-off
HB 1727 Did not pass SB 6727	Growth Management Planning	Establishes new requirements for the land use and housing elements of comprehensive plans adopted under the Growth Management Act. Expands the statutory list of innovative land use management techniques that should be provided for in comprehensive plans to include zoning for mixed-use development and accessory dwelling units. Authorizes cities and counties to establish subregions of adjacent cities and counties for specific purposes, including ensuring the existence of a sufficient amount of housing to meet the needs of projected population growth.	Passed House 97:0 Executive action in Ways and Means <i>Majority: do pass</i> Passed to Rules Committee for second reading
HB 1768	Operation Funding for Parks	Authorizes local jurisdictions to use funds from the second 0.25 percent real estate excise tax for the maintenance and operation of parks acquired or developed with proceeds from the tax.	Did not make 02/19 cut-off
HB 2950	Concurrency and Impact Fees	Authorizes jurisdictions to impose impact fees on development activity as part of the financing of public facilities needed to serve new growth and development. This financing must provide a balance between impact fees and other sources of public funds and cannot rely solely on impact fees.	Did not make 02/19 cut-off
ECONOMIC DEVELOPMENT and INFRASTRUCTURE			
SB 5762 / HB 3266	Local economic development funding	This bill eliminates the 2009-2011, \$50 million Public Works Trust Fund diversion to the Job Development Fund; and provide ongoing funding for the Community Economic Revitalization Board (CERB) at \$50 million/biennium. It also establishes criteria for CERB funding for local economic development	Did not make 02/19 cut-off
SB 6856	Infrastructure and Economic Development Funding	Under this proposal, cities, counties, and public utilities districts will be eligible for an additional \$60 million in low interest loans to repair and replace basic infrastructure. An additional \$40 million in grants is targeted toward cities and counties experiencing high population growth that is outpacing their ability to provide basic infrastructure.	Did not make 02/19 cut-off
HOUSING			
HB 2849	HEFT	Creates mechanism for financing workforce housing. This bill would create a Housing Everyone Financing Tool (HEFT) program within the Department of Community, Trade and Economic Development. The program would provide grants to local governments to finance affordable housing within specific designated areas. Funding for the program would come from additional locally imposed sales and use taxes to capture a portion of the anticipated growth in state revenues that is expected to occur within the designated area.	Did not make 02/19 cut-off
HB 2604	Exemptions from Impact Fees	Authorizes cities to exempt low-income housing development from locally-imposed GMA impact fees. Current law allows such exemptions only if public funds are used to replace the fees waived.	Did not make 02/19 cut-off

HB 2625	Employer-Assisted Housing	Creates an Employer Assisted Housing Program (Program) to provide homeownership counseling and housing-related financial assistance to employees of employers who make financial contributions to the Program. Establishes a state tax credit against state business and occupation (B&O) tax for contributions by employers to eligible affordable housing programs.	Did not make 02/19 cut-off
HB 3221	Financial Services	Establishes the Financial Services Intermediary to improve the ability of low-income individuals to access and use mainstream financial products offered by financial institutions.	Did not make 02/19 cut-off
SB 6385	Real Property	Establishes that a construction professional involved in the construction of improvements upon residential real property has a duty, which may not be waived, to exercise reasonable care in the construction of the improvement. If a breach of this duty results in damage to the real property, the current owner has a right to recover damages.	Passed Senate 27:20 Executive Action in Judiciary committee <i>Majority: do pass</i> Passed to Rules Committee for second reading
LAW & JUSTICE			
PSSB 5353	Courts of limited jurisdiction	Clarifies the authority the city has to contract court services. Bill establishes nominating commission for the selection of part-time judges and expands the types of cases that municipal courts must hear.	Did not make 02/19 cut-off
HB 2557	Operation of municipal courts	Increases the jurisdictional dollar limit on district court and small claims court. Adds a provision to the municipal court chapter expressly authorizing cities to enter into interlocal agreements with other cities for court services. Limits the authority of district and municipal court commissioners. Eliminates the municipal department court structure (grandfathers in current structures).	Passed House 94:0 Executive Action in Judiciary committee <i>Majority: do pass</i> Placed on second reading by Rules Committee
SB 6573 Did not pass HB2962	Public Safety Funding	SB 6573 which would transfer funds from the state general fund to a newly created local public safety enhancement account to provide additional revenues for public safety, including law enforcement officers and firefighters plan 2 pension plan benefits.	Passed Senate 48:1 Executive Action in Appropriations <i>Majority: do pass</i> Passed to Rules for second reading

TRANSPORTATION			
HB 1773 Did not pass SB 6355	Tolling	<p>This legislation establishes the mechanism for the imposition of tolls on state-owned facilities. Either the Legislature or the Transportation Commission can impose tolls, including variable pricing, on a facility or corridor. All revenue from a tolled facility or corridor must be used only to improve, preserve, or operate the facility or corridor on or in which it is collected (public mass transit operations are limited to a maximum 10% of collected toll revenue).</p> <p>A facility or corridor is defined as:</p> <p style="padding-left: 40px;">A bridge, highway, or roadway; A vessel, bus, vehicle, or other conveyance of people or goods; or A system of facilities or corridors as defined by the tolling authority.</p>	<p>Passed House 59:35</p> <p>Executive Action in Transportation <i>Majority: do pass</i></p> <p>Made eligible to be placed on second reading by Rules Committee</p>
SB 6543	Tolling	As an apparent alternative to SB 6335 (Tolling), this legislation would create a separate tolling authority exclusive to King, Pierce, Kitsap, and Snohomish Counties. The Puget Sound Regional Council would authorize tolling on portions of state highways.	Public Hearing in Senate Transportation Committee 2/5
HB 3096 Did not pass SB 6754	SR 520 Design and Tolling	This legislation establishes a design and financing plan for the 520 Bridge. Forms an SR 520 tolling implementation committee to evaluate issues relating to the SR 520 bridge replacement project, including traffic diversion, tolling technology, partnership opportunities, and also must survey citizens about the project.	<p>Passed House 63:30</p> <p>Executive Action in Transportation <i>Majority: do pass</i></p> <p>Placed on second reading by Rules Committee</p>
SB 6772	Governance	Expands existing Regional Transit Authority (“Sound Transit”) and renames as Regional Transportation Authority	Did not make 02/19 cut-off
SB 6771	Temporarily Eliminating RTID	<p>This would provide a temporary moratorium on the submission of RTID proposals to regional voters.</p> <p>If this legislation advances, and SB 6772 does not, then the Transportation Benefit District enabling legislation (RCW 36.73) will likely be looked to fund regional and local transportation investments.</p>	<p>Passed Senate 27:22</p> <p>Executive Action in Transportation <i>Majority: do pass</i></p> <p>Passed to Rules Committee for second reading</p>
SB 6808	Bridge Owner Requirements	Requires local bridge owners to maintain, replace, or appropriate funds for bridges deemed to be especially deficient.	Did not make 02/29 cut-off
SB 5363	Traffic Safety Cameras	The automated traffic safety camera law is expanded to authorize cities with a population over 500,000 to use cameras for detecting speed violations on city arterial streets.	<p>Passed Senate 28:21</p> <p>Referred to Transportation</p>



KIRKLAND CITY COUNCIL REGULAR MEETING MINUTES
March 04, 2008

1. CALL TO ORDER

2. ROLL CALL

ROLL CALL:

Members Present: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

Members Absent: None.

3. STUDY SESSION

a. Joint Meeting with the Planning Commission and 2008 Planning Work Program

Joining Councilmembers for this discussion in addition to City Manager Dave Ramsay were Director of Planning and Community Development Eric Shields, Deputy Director Paul Stewart, Planning Commission members, Matt Gregory, Carolyn Hayek, Janet Pruitt, Kiri Rennaker, Vice Chair Byron Katsuyama and Chair Karen Tennyson. Janet Pruitt was recognized for her service on the Planning Commission.

4. EXECUTIVE SESSION

a. To Discuss Labor Negotiations

5. SPECIAL PRESENTATIONS

a. Green Tips

Senior Stormwater Utility Engineer Jenny Gaus presented information on Rain Gardens.

6. REPORTS

a. City Council

(1) Regional Issues

Councilmembers shared information regarding Council's Housing Subcommittee recent meetings; Eastside Transportation Partnership Tolling Subcommittee meeting; Sound Transit; Suburban Cities Public Issues Committee meeting, Networking Dinner, and Investing in Youth Dinner; Cascade Water Alliance Board meeting; meeting with a representative from Senator Maria Cantwell's office; 520 Bridge discussions; meeting with Redmond's Mayor John Marchione and Council President Nancy McCormick; and bicycle rentals.

b. City Manager

(1) City Council Meeting with the Everest Neighborhood

(2) Legislative Session Status Report

(3) Calendar Update

7. COMMUNICATIONS

a. Items from the Audience

Johanna Palmer, 12911 NE 128th Place, Kirkland, WA

Christopher Fox, KITH, 1916 2nd Street, Kirkland, WA

Jan Dickerman, Kirkland, WA

Mary Jessen, 114 6th Avenue, Kirkland, WA

Peter Kost, 4545 Sandpoint Way NE, Seattle, WA

Ross McIvor, Eastside Heritage Center; 13305 SE 52nd Place, Bellevue, WA

Patti Anderson, 13323 70th Place NE, Kirkland, WA

Bea Nahon, 129 3rd Avenue, Kirkland, WA

Dan Ross, 133 6th Avenue, Kirkland, WA

b. Petitions

8. CONSENT CALENDAR

a. Approval of Minutes: February 19, 2008

b. Audit of Accounts:

Payroll \$ 1,895,139.85

Bills \$ 1,768,701.58

run # 729 check #'s 496387 - 496596

run # 730 check #'s 496597 - 496740

c. General Correspondence

d. Claims

(1) Rosalyn Gerstein

e. Award of Bids

(1) Police Department Jail Kitchen Tenant Improvement Project,
Pattison Construction Company

f. Acceptance of Public Improvements and Establishing Lien Period

(1) City Hall Fire Alarm Panel/Device Replacement Project

g. Approval of Agreements

(1) Resolution R-4690, entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE SEATTLE DEPARTMENT OF PARKS AND RECREATION, THE UNIVERSITY OF WASHINGTON, THE PORT OF SEATTLE, CHATEAU STE. MICHELLE WINERY ESTATES, THE CITIES OF BELLEVUE, KENT, RENTON, SEATAC, MERCER ISLAND, MOUNTLAKE TERRACE, WOODINVILLE AND KIRKLAND TO MANAGE WATERFOWL."

h. Other Items of Business

(1) Report on Procurement Activities

Motion to Approve the Consent Calendar.

Moved by Councilmember Mary-Alyce Burleigh, seconded by Councilmember Jessica Greenway

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

9. PUBLIC HEARINGS

10. UNFINISHED BUSINESS

a. Cascade Water Alliance- Lake Tapps Purchase Agreement

Public Works Facilities and Administration Manager Erin Leonhart

introduced the CWA's CEO, Ed Oberg, who provided an overview and introduced presenters Michael Gagliardo, CWA Director of Planning; and attorneys Joel Gordon, GordonDerr; and Michael Ruark, Inslee Best.

Motion to Approve the Cascade Water Alliance- Lake Tapps Purchase Agreement.

Moved by Deputy Mayor Joan McBride, seconded by Councilmember Jessica Greenway

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

Council recessed for a short break.

b. NE 85th Street Corridor Improvements Projects Update

Public Works Capital Projects Manager Ray Steiger provided an update on current activities related to business outreach for the NE 85th Street corridor improvements.

c. Annual Solid Waste and Recycling Report and Multi-Family Work Plan

Public Works Solid Waste Coordinator John McGillivray reviewed 2007 activities and accomplishments and discussed planned 2008 multi-family improvements.

11. NEW BUSINESS

a. Responding to Downtown Petition

City Manager Dave Ramsay, City Attorney Robin Jenkinson, and Planning and Community Development Director Eric Shields presented potential actions for Council consideration.

Motion to to defer discussion of the options until the appeals processes for all active downtown design review board applications have concluded.

Moved by Councilmember Dave Asher, seconded by Deputy Mayor Joan McBride

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

b. Gordon Hart Private Amendment Request

Senior Planner Jon Regala presented background information about the project and introduced Planning Commission Chair Karen Tennyson who reviewed the Planning Commission recommendation.

Motion to adopt the Planning Commission recommendation and direct staff to draft a resolution for consideration at the May 20, 2008 Council meeting. Moved by Councilmember Dave Asher, seconded by Councilmember Mary-Alyce Burleigh

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

c. Totem Lake 9 Zoning Implementation Project

Motion to adopt the Planning Commission recommendation and direct staff to draft a resolution for consideration at the May 20, 2008 Council meeting. Moved by Councilmember Dave Asher, seconded by Deputy Mayor Joan McBride

Vote: Motion carried 7-0

Yes: Mayor Jim Lauinger, Deputy Mayor Joan McBride, Councilmember Dave Asher, Councilmember Mary-Alyce Burleigh, Councilmember Jessica Greenway, Councilmember Tom Hodgson, and Councilmember Bob Sternoff.

12. ANNOUNCEMENTS

13. ADJOURNMENT

The Kirkland City Council regular meeting of March 4, 2008 was adjourned at 10:35 p.m.

City Clerk

Mayor



CITY OF KIRKLAND
Department of Finance and Administration
123 Fifth Avenue, Kirkland, WA 98033 425.587.3100
www.ci.kirkland.wa.us

MEMORANDUM

To: David Ramsay, City Manager
From: Kathi Anderson, City Clerk
Date: March 13, 2008
Subject: CLAIM(S) FOR DAMAGES

RECOMMENDATION

It is recommended that the City Council acknowledge receipt of the following Claim(s) for Damages and refer each claim to the proper department (risk management section) for disposition.

POLICY IMPLICATIONS

This is consistent with City policy and procedure and is in accordance with the requirements of state law (RCW 35.31.(040)).

BACKGROUND DISCUSSION

The City has received the following Claim(s) for Damages from:

- (1) Kevin L. Kuester
1312 4th Street
Kirkland, WA 98033

Amount: Unspecified amount

Nature of Claim: Claimant states damage to property resulted from a water main break.

**CITY OF KIRKLAND****Department of Public Works****123 Fifth Avenue, Kirkland, WA 98033 425.587.3800****www.ci.kirkland.wa.us**

MEMORANDUM

To: Dave Ramsay, City Manager

From: Daryl Grigsby, Public Works Director
Thang Nguyen, Transportation Engineer

Date: March 4, 2008

Subject: Memorandum of Agreement for Transportation Management Plan Services

RECOMMENDATION:

It is recommended that the City Council pass the attached Resolution authorizing the City Manager to execute a Memorandum of Agreement between the City of Kirkland and King County Metro for provision of Transportation Management Programs (TMP) services from January 2008 through December 2008. These services would be funded through the 2008 budget service package approved by Council.

BACKGROUND DISCUSSION:

Kirkland has sites that have entered into Transportation Management Plans with the City as a part of their SEPA mitigation at the time of development; such sites are known as TMP sites. These plans usually include making alternative commuting promotional materials available to employees and in some cases offering a subsidy to employees who do not commute in single occupant vehicles. Historically, Kirkland has contracted with King County Metro to provide monitoring and support services to TMP sites. The purpose of contracting with Metro is to encourage TMP sites to meet the requirements of their agreements. Metro is particularly well suited to working with TMP sites because of the range of resources they have developed to promote a range of services such as flexpass, vanpool, carpool as well as transit. More transportation outreach to TMP sites in the GTEC area will be done this year to promote the new transit center and awareness of GTEC. The agreement being proposed is very similar to the agreements that have been used for the past few years.

The estimated cost of monitoring the TMP sites for 2008 is \$11,779 which includes \$1,000 for contingency if needed. An approved 2008 service package provides \$10,000 of funding. The additional contract cost can be absorbed within the existing Public Works budget.

RESOLUTION R-4691

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF KIRKLAND AND KING COUNTY.

WHEREAS, this Memorandum of Agreement is entered into by and between King County, acting through its Department of Transportation, and the City of Kirkland ("City"), both of which entities may be referred to hereinafter as "Parties," for the purpose of providing education and outreach services on transportation issues to certain sites within the City of Kirkland.

WHEREAS, the City of Kirkland desires to limit automobile-related air pollution and traffic congestion as well as develop and implement plans to reduce vehicle miles traveled per employee and single occupant vehicle commute trips; and

WHEREAS, the City has within its boundaries work sites that have agreed to implement Transportation Management Plans ("TMP"); and

WHEREAS, the King County Code 28.94.110 authorizes the execution and administration of Agreements with state and local agencies for assistance in implementing the Commute Trip Reduction Act; and

WHEREAS, local jurisdiction commute trip reduction plans are required to be coordinated and consistent with plans of adjacent jurisdictions and applicable regional plans; and

WHEREAS, the City and King County desire to implement TMP in a manner which is consistent with King County and other cities within the county; and

WHEREAS, the City can achieve cost efficiencies and administrative consistency by contracting with King County for TMP implementation;

NOW, THEREFORE, be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The City Manager of the City of Kirkland is hereby authorized to execute on behalf of the City a Memorandum of Agreement substantially similar to that attached as Attachment 1.

Passed by majority vote of the Kirkland City Council in open meeting this _____ day of _____, 2008.

Signed in authentication thereof this _____ day of _____, 2008.

MAYOR

Attest:

City Clerk

Attachment 1
MEMORANDUM OF AGREEMENT
KING COUNTY COMMUTE TRIP REDUCTION SERVICES
AND CITY OF KIRKLAND

This Memorandum of Agreement is entered into between King County Transportation Department Commute Trip Reduction Services (“County”) and the City of Kirkland (“City”) to implement specific tasks related to Transportation Management Plan (TMP) conditioned sites within the City.

- 1.0 Scope of Work:** The scope of work to be completed by King County and the City in accordance with this Agreement is described in “Exhibit A: Scope of Work”, which by reference is made a part of this Agreement. Funds provided by the City to King County under this Agreement shall be used solely for activities undertaken to fulfill the provisions of the scope of work as provided in Exhibit A. Specific task assignments among contract-funded staff will be approved by the City.
- 2.0 Administrative Representatives:** King County shall be represented by the Manager of Metro Transit Sales & Customer Service or his designee. The City shall be represented by the City Manager or his/her designee. This Agreement may be amended, altered, clarified or extended only by written agreement of these designated administrative representative of the City and King County.
- 3.0 Budget:** The budget for work to be performed between January 1, 2008 and December 31, 2008 is specified in Exhibit A.
- 4.0 Reporting and Payment Schedule:** King County shall submit an invoice and quarterly progress report to the City per the following schedule. The City shall make payment to King County within 30 days of receipt of the invoice.
- 5.0 Payment Amount:** Each invoice by King County to the City of Kirkland shall include expenses for completed work according to Exhibit A.
- 6.0 Auditing of Records, Documents, and Reports:** The State Auditor and any of its representatives shall have full access to and the right to examine during normal business hours and as often as the state Auditor may deem necessary, all the records of the City and King County with respect to all matters covered in this Agreement. Each Party to the Agreement shall have similar access and rights with respect to the records of the other Party. Such representatives shall be permitted to audit, examine, and make excerpts or transcripts from such records and to make audits of all contracts, invoices, materials, payrolls, and records of matters covered by this Agreement. Such rights last for three (3) years from the date final payment is made hereunder.
- 7.0 Indemnification and Hold Harmless:** It is understood and agreed that this Agreement is solely for the benefit of the Parties hereto and gives no right to any other party. No joint venture or partnership is formed as a result of this agreement. Each party hereto agrees to be responsible and assumes

liability for its own negligent acts or omissions, and those of its officers, agents or employees, while performing work pursuant to this Agreement, to the fullest extent required by law, and agrees to save, indemnify, defend, and hold the other Parties harmless from any such liability. In the case of negligence of multiple Parties, any damages allowed shall be assessed in proportion to the percentage of negligence attributable to each party, and each party shall have the right to seek contribution from the other Parties in proportion to the percentage of negligence attributable to the other Parties.

8.0 Agreement Period: This Agreement is effective from January 1, 2008. The expiration date for purposes of performing substantive work as described in Exhibit A Scope of Work and for incurring costs is December 31, 2008, and for final accounting purposes is January 31, 2009, unless terminated earlier or extended pursuant to the provisions hereof. Termination of this Agreement does not relieve any of the parties from any obligations incurred through the date of termination as a result of this Agreement.

9.0 Agreement Modifications: This Agreement may be amended, altered, clarified or extended only by written agreement of the designated administrative representative of the City and King County.

10.0 Termination: Either party to this Agreement may terminate the Agreement, in whole or in part, upon thirty (30) days advance written notice of the termination of the other party. If this Agreement is so terminated prior to fulfillment of the terms stated herein, King County shall be reimbursed for all actual direct and related indirect expenses and noncancellable obligations incurred to date of termination.

Dated this _____ day of _____, 2008

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the day first above mentioned.

King County:

By _____
Kevin Desmond
General Manager
King County Metro Transit

City of Kirkland

By _____

City of Kirkland – Exhibit A
Commute Trip Reduction Services Contract for TMP Sites
Scope of Work
Period: January 1, 2008, through December 31, 2008

Scope of Work	Schedule	Cost
1. Survey of up to 20 TMP conditioned sites <ul style="list-style-type: none"> • Notify site of survey • Coordinate survey timeline with building manager • Distribute surveys and reference guidelines to Kirkland TMP sites • Provide technical survey assistance to site • Collect and process survey data • Mail survey results to property managers • Compile results and send summary to City • Maintain master file records on all sites • Invoice City for completed surveys at the end of each quarter at the rate of \$436 per survey 	Annual	\$8,720
2. Training <ul style="list-style-type: none"> • Provide one survey briefing for TMP managers & staff • Monitor attendance and report to City • Invoice City for actual workshop expenses estimated to be \$250 for the term of this contract. 	March 2008	\$250
3. Transportation Outreach to TMP sites in the GTEC Area <ul style="list-style-type: none"> • Communicate with BTCs about transportation issues, including Sound Transit, Metro Transit, Special events and items of interest (e.g.: construction and road closures, Air Quality alerts, WSRO bulletins) • Provide two employee awareness campaigns per year for six sites • Promote new transit center and build awareness of GTEC planning to 6 TMP sites proximate to the Totem Lake area. • Provide information on distribution requirement to TMPs • Invoice City for a fixed payment of \$452.25 per quarter. 	Annual	\$1,809
4. Additional Work as approved by the City <ul style="list-style-type: none"> • Assist TMP buildings to develop a transportation program • Monitor and identify site elements not implemented • Identify and apply Metro resources to assist sites with requirements • Invoice additional work at an hourly rate of \$50.25 to a maximum of \$1,000 for the term of this contract. 	As Needed	\$1,000
Total Costs:		\$11,779.00



CITY OF KIRKLAND
Department of Finance & Administration
 123 Fifth Avenue, Kirkland, WA 98033 425.587.3100
 www.ci.kirkland.wa.us

MEMORANDUM

To: David Ramsay, City Manager

From: Barry Scott, Purchasing Agent

Date: March 5, 2008

Subject: REPORT ON PROCUREMENT ACTIVITIES FOR COUNCIL MEETING OF MARCH 18, 2008

This report is provided to apprise the Council of recent and upcoming procurement activities where the cost is estimated to be in excess of \$50,000. This report also includes the process being used to determine the award of the contract.

Following is a report on the City's major procurement activities since February 21, 2008:

	Project	Process	Estimate/Price	Status
1.	NE 80 th Street Sewer & Water Main Replacement Project	Invitation for Bids	\$850,000 - \$950,000	Project advertised on March 4 th . Bids due on March 18 th .
2.	NE 85 th Street Emergency Water Main Repair	Emergency Purchase	\$91,474 (Actual cost)	Contract estimated at \$50,000 was issued. (See Procurement Activity Report for meeting on 3/4). The final actual cost is now known.

Please contact me if you have any questions regarding this report.



CITY OF KIRKLAND
Department of Public Works
 123 Fifth Avenue, Kirkland, WA 98033 425.587.3800
 www.ci.kirkland.wa.us

MEMORANDUM

To: David Ramsay, City Manager

From: Tim Llewellyn, Fleet Supervisor
Daryl Grigsby, Public Works Director

Date: February 29, 2008

Subject: SURPLUS EQUIPMENT RENTAL VEHICLES/EQUIPMENT FOR SALE

RECOMMENDATION:

It is recommended that the City Council approve the surplus of the Equipment Rental vehicles/equipment listed below:

POLICY IMPLICATIONS:

The surplusing of vehicles or equipment which have been replaced with new vehicles or equipment, or no longer meet the needs of the City, is consistent with the City's Equipment Rental Replacement Schedule Policy.

BACKGROUND DISCUSSION:

The following equipment has been replaced by new equipment, and if approved for surplusing, will be sold in accordance with purchasing guidelines at public auction or to public agencies.

<u>Fleet #</u>	<u>Year</u>	<u>Make</u>	<u>VIN/Serial Number</u>	<u>License #</u>	<u>Mileage</u>
P04-03	2004	Ford Crown Victoria	2FAHP71W54X147017	39844D	83,801
P04-04	2004	Ford Crown Victoria	2FAHP71W74X147018	39845D	85,369
P05-08	2005	Ford Crown Victoria	2FAHP71W35X119668	38318D	87,570

For clarification purposes, P04-03, P04-04, and P05-08 were former Police Patrol vehicles. The normal accounting life of a Police Patrol vehicle is 2.5 years. P04-03 and P04-04 exceeded their anticipated useful lives by 18 months each. P05-08 exceeded its anticipated useful life by 14 months.

The City's Equipment Rental Replacement Schedule is used as a guideline for vehicle replacement and amortization of equipment. Fleet Management staff evaluates each vehicle and determines the actual replacement date according to vehicle condition.

The above vehicles will be sold at public auction.

Cc: John Hopfauf, Street Manager



CITY OF KIRKLAND
Department of Finance & Administration
123 Fifth Avenue, Kirkland, WA 98033 425.587.3100
www.ci.kirkland.wa.us

MEMORANDUM

To: Dave Ramsay

From: Tracey Dunlap, Director of Finance and Administration

Date: March 5, 2008

Subject: Cabaret Music License

RECOMMENDATION:

City Council authorizes the issuance of a Cabaret Music License to The Heathman Hotel.

BACKGROUND DISCUSSION:

The request and recommended action being presented to the City Council is consistent with the Municipal Code and City Council practice.

BACKGROUND DISCUSSION:

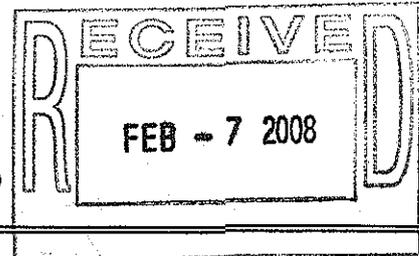
The Heathman Hotel, located at 220 Kirkland Avenue, has made application for a Cabaret Music License. Staff has completed its review/investigation and the above referenced establishment has met the requirements of the Municipal Code. Staff recommends the issuance of a Cabaret Music License be granted.

The restrictions contained within KMC 7.20.030 are the standards by which the police department representatives reviewing applications are legally allowed to approve or deny the issuance of a license. The City's application form was last updated in 2006 and was updated to include a perjury statement and waiver to allow a more stringent background check. These checks are completed prior to approval by the police department representative assigned to complete the investigation. The application form was also updated to include wording allowing approval by the designee of the Chief of Police, as has been past practice.



CITY OF KIRKLAND

123 FIFTH AVENUE KIRKLAND, WASHINGTON 98033-6189 425.587.3140



LICENSE APPLICATION FOR CABARET, CELEBRATION, PUBLIC DANCE

This application may be used for the procurement of any of the following: a **Public Dance License** whereby a public dance shall include any dance to which the general public is admitted for which an attendance charge or donation is imposed as a condition of attendance; a **Celebration License** for a one-time event, a **Cabaret License** permitting music only, or permitting both music and dancing, in a place of business in which food or liquor is sold and consumed on the premises.

This license may be issued to the manager of the place of business or in the name of a corporation or partnership. Full information must be supplied with references to all of the partners, officers and directors of the corporation, as required by City ordinances. Upon report by the Chief of Police, this application will be referred to the City Council for final determination.

PLEASE PRINT OR TYPE

I. CHECK ONE

- * Application for Public Dance License \$ 100.00 yearly
 - * Application for Public Dance Permit \$ 25.00 per dance
 - ** Application for Cabaret Music License \$ 100.00 yearly
 - ** Application for Cabaret Dance License \$ 250.00 yearly
 - Application for Celebration License \$ 25.00 one day - one-time
- Date of Event Only _____

(* Application must be submitted 48 hours prior to dance.)

(** \$ 15.00 deposit for investigative costs required with application.)

2. Name of Applicant: JEFF JOBE Applicant's Telephone: 425-284-5800
Applicants Address: 220 Kirkland Ave Kirkland, WA 98033
3. Name of Business: The Heatheron Hotel Business Telephone: 425-284-5800
4. Will any admission fee be charged for the listed activity? If so, how much? NO
5. Name and address where event is to be held (if different from business address): _____
6. Name of Manager: JEFF JOBE Manager's Telephone: 425-284-5800
Manager's Address: 220 Kirkland Ave Kirkland, WA 98033
7. Name of person(s) or corporation to whom or which license is to be issued: The Heatheron Hotel
8. Qualifications of person signing this application:
 - a. How long have you resided in King County? 8
 - b. How long have you resided in the State of Washington? May, 2006
 - c. Previous address: Portland, OR Dates at that address: 4 years
9. Have you ever been convicted of committing a felony? NO

DECLARATION:

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

10. Signature and official capacity of applicant: [Signature] - General Manager
11. Signature of person accepting fee: [Signature] Date: 2/7/2008

RETURN COMPLETED FORM AND PAYMENT TO:

City of Kirkland/Licensing
123 Fifth Avenue
Kirkland WA 98033
(425) 587-3140 or Fax (425)587-3110

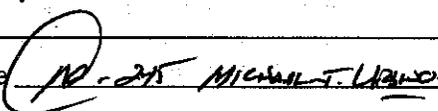
8005 7 - 837

FOR OFFICIAL USE ONLY

Record of Report of Chief of Police/or his designee

I hereby recommend HENTON HOTEL of license for which application has been made.

Remarks: NOTHING OF HISTORY WITH BUSINESS. OWNERS ARE LOCAL
WITH NO HISTORY.

Signature of the Chief of Police  MICHAEL J. LIANO Date: 2/15/08

Action of the Kirkland City Council (where applicable)

Application Approved by _____ Date: _____

Application Approved by _____ Date: _____

Reason for Disapproval _____

License No. _____ Date: _____

Receipt No. 154282 Date: 2/17/2008

Fee Amount: \$100.00

**CITY OF KIRKLAND**

Department of Public Works

123 Fifth Avenue, Kirkland, WA 98033 425.587.3809

www.ci.kirkland.wa.us**MEMORANDUM**

To: David Ramsay, City Manager

From: Daryl Grigsby, Public Works Director
Ray Steiger, P.E., Capital Projects Manager

Date: March 6, 2008

Subject: JUANITA CREEK CHANNEL ENHANCEMENTS AT JUANITA BEACH PARK
ACCEPT WORK AND ESTABLISH LIEN PERIOD

RECOMMENDATION:

It is recommended that the City Council accept the Juanita Creek Channel Enhancements at Juanita Beach Park project, as constructed by Taggart Construction Inc. of Bothell, WA, and establish the 45 day lien period. In addition, it is recommended that the City Council approve the use of an additional \$158,500 from the Surface Water Utility Capital Contingency to complete the project.

BACKGROUND AND DISCUSSION:

This restoration project provided for stabilized stream banks, improved water quality, and enhanced stream habitat. Elements were accomplished by re-grading the channel, installing log structures and other measures, and replacing non-native, invasive vegetation with native plants along approximately 400 feet of Juanita Creek; this section of the Creek passes through the northern portion of Juanita Beach Park (Attachment A) and is one element of the overall Juanita Beach Park master plan.

At their meeting on June 5, 2007, Council awarded the Project to Taggart Construction in the amount of \$395,421.35. Construction began on July 12, 2007, and was substantially completed on November 30, 2007 (two months past the originally anticipated completion date). With the approval of additional funding, total payments to the Contractor will be \$469,350.00 (Attachment B) which includes two significant change orders as a result of events described below.

The two month delay for completion is directly attributed to additional work that was required to repair damage to the site caused by an unseasonably large storm event that occurred on August 19, 2007. The storm event raised the water level in Juanita Creek to the top of its banks, destroying the Contractor's temporary stream bypass system, and causing substantial bank erosion to the work zone. The effects of this storm were reported to Council by reading file on September 24, 2007.

On December 3, 2007, after the Contractor's August storm restoration and original scope of work were completed, a second large storm event passed through the Kirkland area and again raised the water level in Juanita Creek. This second storm proved to be an excellent, albeit untimely, test for the recently completed project. After the water level normalized, it was apparent that the Project had successfully handled the high flows with only minor stream bank damage. The original intent of the Project's bank stabilization design was to reduce stream velocity and to protect the easily erosive banks by widening the narrow channel and installing log structures to redirect flow

Memorandum to Dave Ramsay
March 6, 2008
Page 2

away from the banks at bends in the channel (Attachment C). The storm showed that objective was accomplished; however the storm did leave its mark on the Project in other ways. Plantings for the Project had just been finished a week prior, and approximately five hundred of the two thousand plants installed were carried downstream due to the high flows. Some costs to the Project, loss of plants totaling approximately \$2000 during the second storm, have been submitted to FEMA and are currently under consideration to be reimbursed.

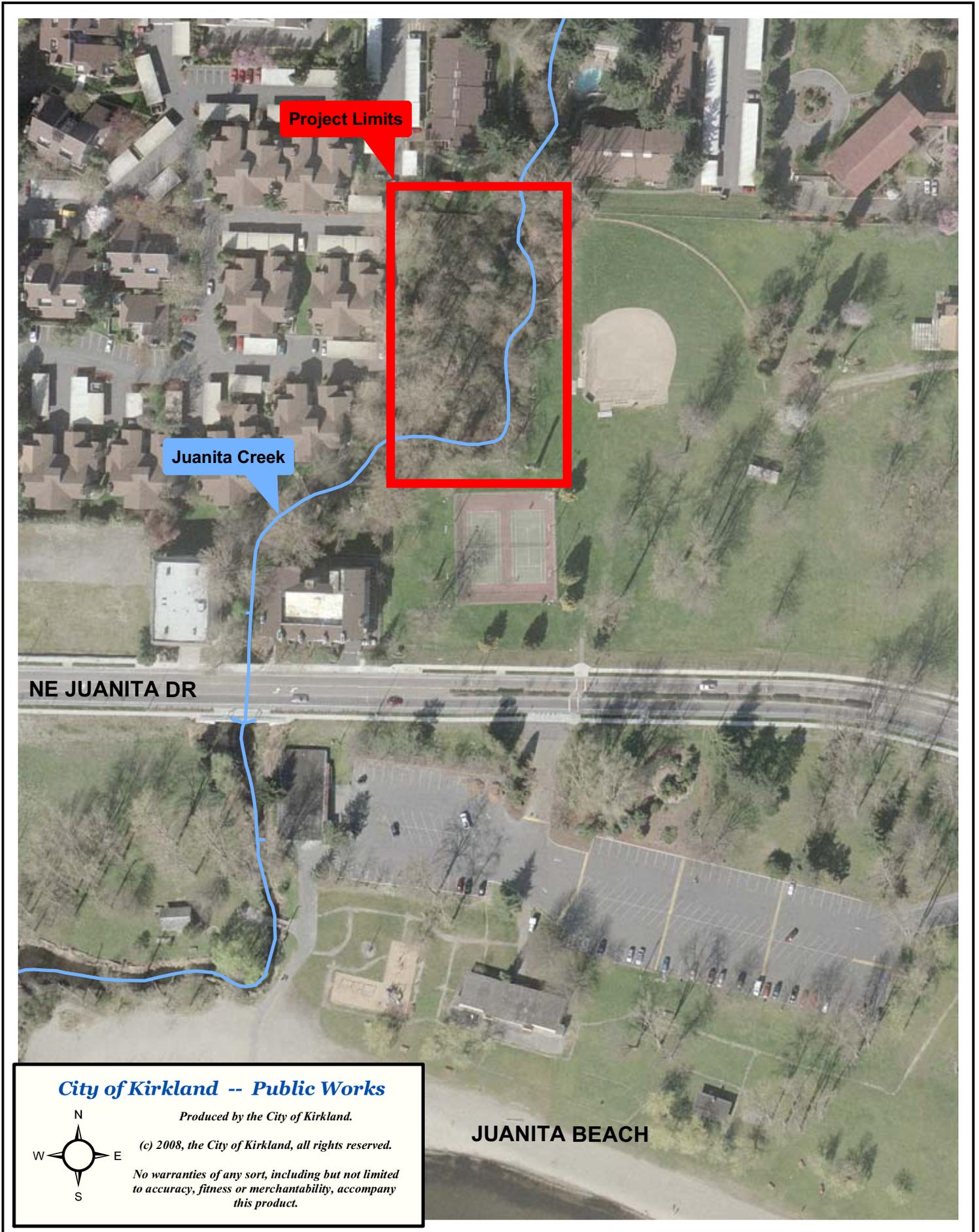
The Project replanting plan removed all invasive plant species and replaced them with native riparian and upland vegetation. Currently, compared to its pre-construction appearance, the site appears bare, however ongoing maintenance is critical to plant establishment which will gradually take place over the next three to five years. As part of the Project's permitting conditions, Staff prepared a five-year monitoring and maintenance plan to identify performance standards for plant establishment. Staff is working with Earth Corps, a non-profit organization specializing in stream restoration work who will be performing the maintenance work outlined in the plan.

Along with construction and inspection costs that went above those anticipated at the Contract award, costs associated with the monitoring and maintenance portion of the project have also come in higher than projected. The additional cost is again related to impacts from the December 3rd storm. Many of the (approximately 1500) plants that were not lost in the high flows were uprooted and submerged under water, and after the water level subsided, much of the re-vegetated banks were covered in sediment. Plant maintenance, and inventory were conducted after the storm to address immediate issues which prompted a less conservative approach on the estimation of plant survival (a lower survival rate was estimated), and the amount of additional labor required to ensure plant establishment have contributed to the increased cost. Due to the Project's visibility within the Juanita Beach Park and the potential impacts of poor restoration on future grant opportunities, \$57,000 of the requested additional funds will go towards the 5 years of plant monitoring and maintenance (Attachment D).

With Council acceptance of the work at their March 18th meeting, the Contractor's 45-day lien period will begin.

Attachments: (5)

VICINITY MAP
JUANITA CREEK CHANNEL ENHANCEMENTS AT JUANITA BEACH PARK
CSD-0057



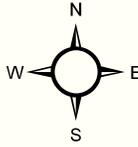
Project Limits

Juanita Creek

NE JUANITA DR

JUANITA BEACH

City of Kirkland -- Public Works



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No warranties of any sort, including but not limited to accuracy, fitness or merchantability, accompany this product.

JUANITA CREEK CHANNEL ENHANCEMENTS AT JUANITA BEACH PARK (SD-0057)

Project Budget Report

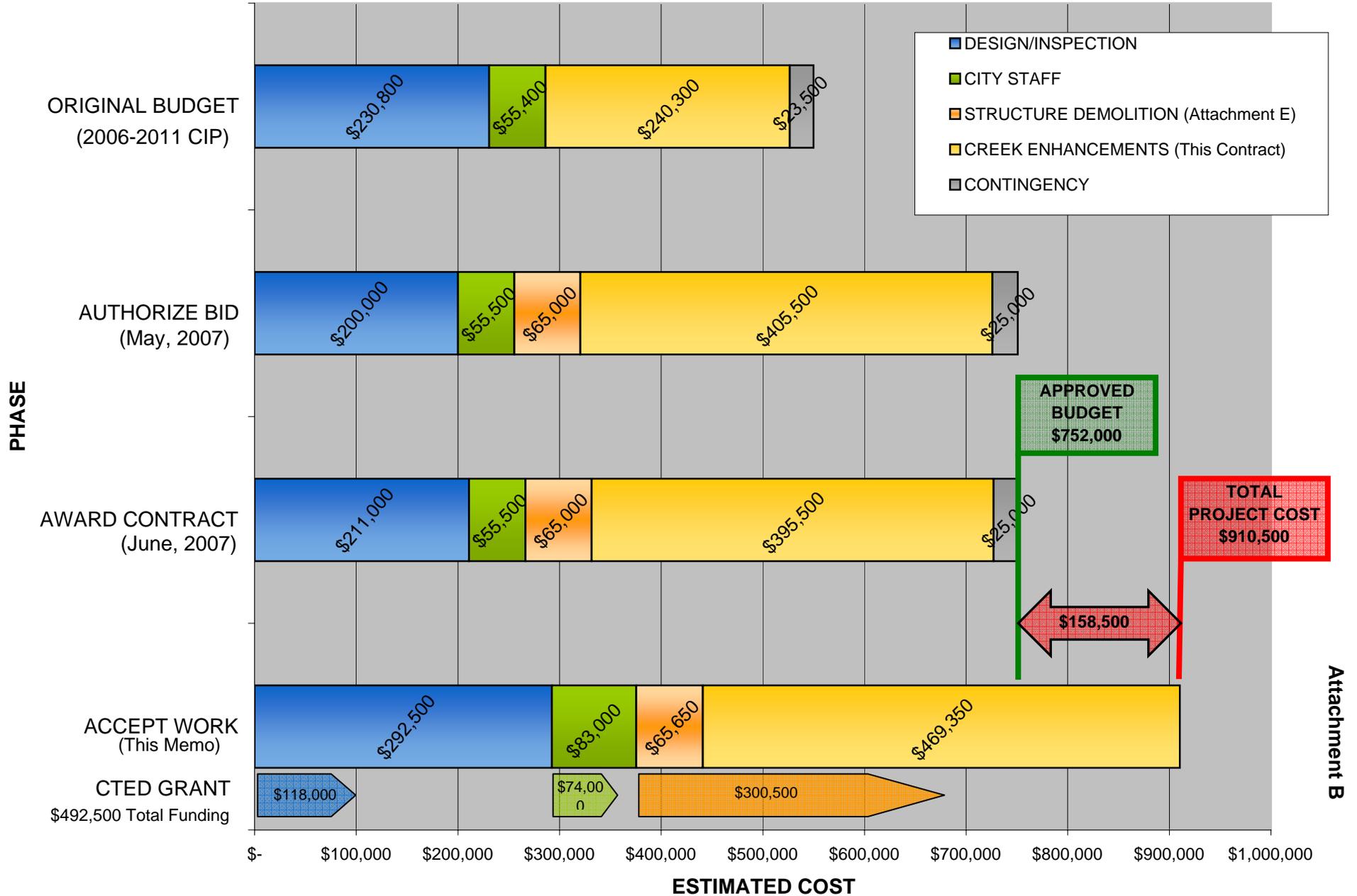


PHOTO SEQUENCE MAP
JUANITA CREEK CHANNEL ENHANCEMENTS AT JUANITA BEACH PARK
CSD-0057

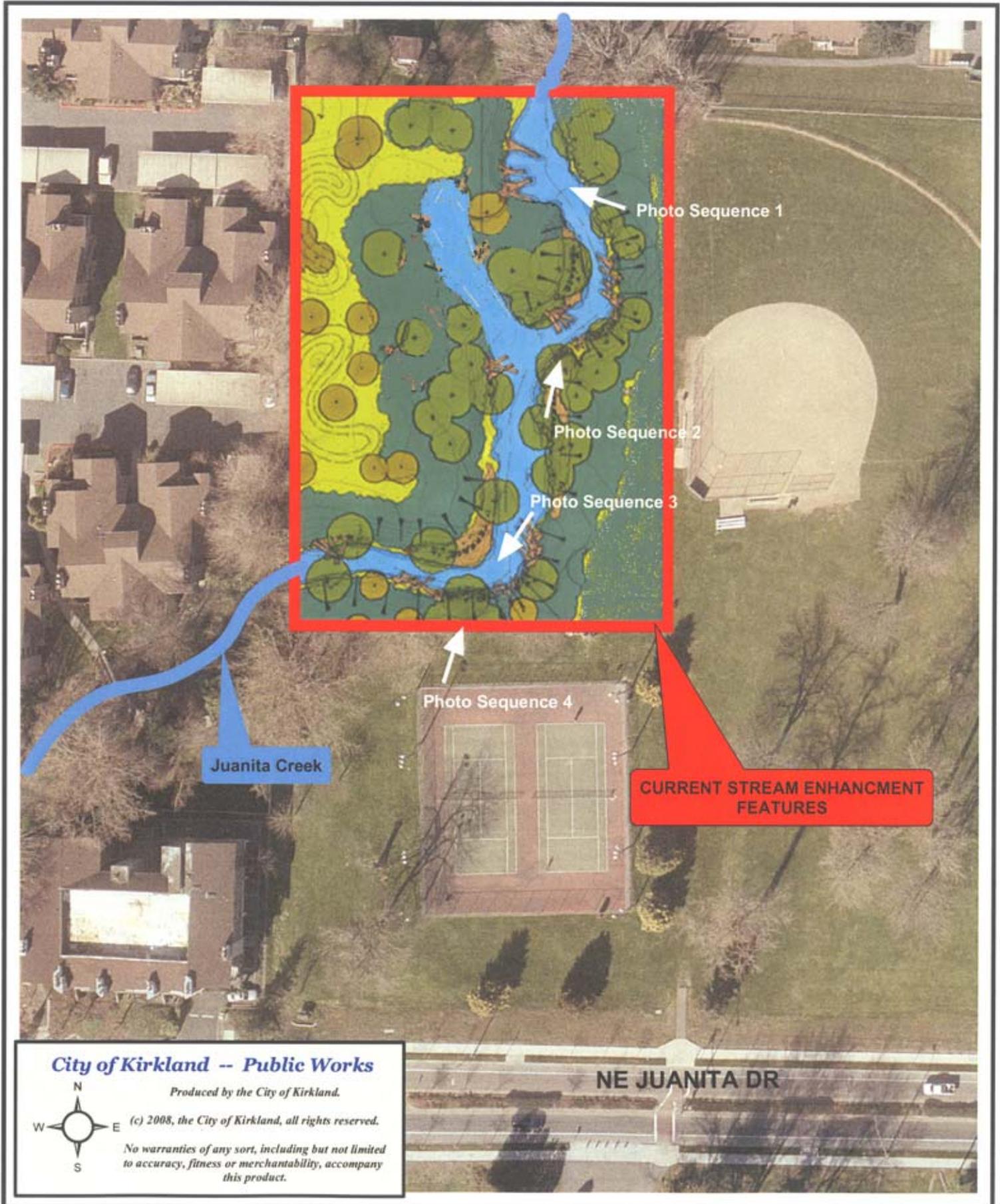


Photo Sequence 1 – Storm Damaged Upper Limits of Project, Looking West



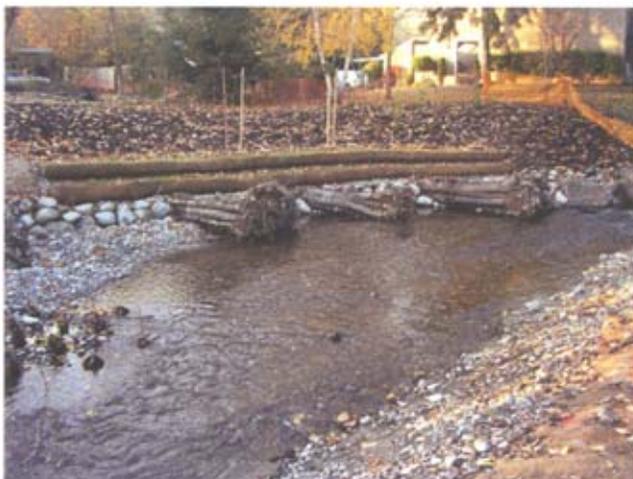
Early construction photo of the contractor installing the temporary stream bypass.

July, 2007



One day after the August 19th storm. The excessive erosion at this location was caused by high flows forced around the temporary stream bypass. No bank protection work was originally planned for this section. Repair of this area amounts to a major portion of the additional work associated with the August 19th storm damage.

August, 2007



Completed section of additional bank protection work. The log structures provide fish habitat and direct flow away from the bank. Above the log structures are soil layers planted with willow stakes and wrapped in erosion control fabric that will decompose over time.

November, 2007

Photo Sequence 2 – Mid Project Bank Protection Section, Looking North



Pre-construction photo of planned bank protection section showing previously existing invasive plants

January, 2007



Completed bank protection section showing log structures and soil wrapped bank protection.

November, 2007



December 3rd storm event showing the high flows at the recently constructed bank protection section.

December, 2007

Photo Sequence 3 – Downstream Bank Protection Section, Looking South



Pre-construction photo showing eroded bank lined with broken up concrete slabs.

January, 2007



High flows during the August 19th storm. No significant damage occurred in this section. The channel had been re-graded at this time which provided a wider channel with lower velocity flows.

August, 2007



Completed bank protection section showing log structures and soil wrapped bank protection.

February, 2008

Photo Sequence 4 – Downstream End of Project After Completion Looking North



*Completed project prior to the
December 3rd storm*

November, 2007



*Completed project during the
December 3rd storm*

December, 2007



*Completed project after the December
3rd storm showing lost plants and
sediment deposited along stream bank.*

February, 2008

FISCAL NOTE

CITY OF KIRKLAND

Source of Request							
Daryl Grigsby, Public Works Director							
Description of Request							
Request additional funding of \$158,500 from the Surface Water Capital Contingency for the Juanita Creek Channel Enhancements at Juanita Beach Park project. The project incurred additional costs for design, construction, materials and inspection due to two large storm events that damaged in-process and recently completed work on the project. In addition, the cost for the ongoing vegetation maintenance and monitoring has increased above original estimates.							
Legality/City Policy Basis							
Fiscal Impact							
One-time use of \$158,500 of the Surface Water Capital Contingency. The contingency is able to fully fund this request.							
Recommended Funding Source(s)							
Reserve	Description	2008 Est End Balance	Prior Auth. 2007-08 Uses	Prior Auth. 2007-08 Additions	Amount This Request	Revised 2008 End Balance	2008 Target
	Surface Water Capital Contingency	876,760	202,000	0	158,500	516,260	876,760
	Prior 2007-08 Authorized Uses include \$202,000 for the Juanita Creek Channel Enhancements project (same project) for additional design work due to Dept. of Fish and Wildlife permits and higher than anticipated construction costs received on opened bids.						
Revenue/Exp Savings							
Other Source							
Other Information							
Prepared By	Sandi Hines, Financial Planning Manager			Date	March 6, 2008		

MAINTENANCE BUILDING DEMOLITION
JUANITA CREEK CHANNEL ENHANCEMENTS AT JUANITA BEACH PARK
(SD-0057)



May, 2007



June, 2007

**CITY OF KIRKLAND****Planning and Community Development Department**
123 Fifth Avenue, Kirkland, WA 98033 425.587-3225
www.ci.kirkland.wa.us

MEMORANDUM

To: David Ramsay, City Manager

From: Joan Lieberman-Brill, AICP, Senior Planner
Paul Stewart, AICP, Deputy Director
Eric Shields, AICP, Director

Date: March 5, 2008

Subject: **Transmittal of Planning Commission Recommendation on the Nakhjiri / Kirkland Congregational Church – United Church of Christ Private Amendment Request (File ZON07-00010)**

RECOMMENDATION

Staff recommends that the City Council:

- Consider the recommendation from the Planning Commission in support of the proposed Kirkland Comprehensive Plan amendment and rezone of the American Legion site and opposing the same proposed amendment for the Kirkland Congregational Church (KCC) site, and
- Provide direction to staff to move forward with drafting an “intent to adopt” resolution to be considered at your April 15 meeting. .

COUNCIL REVIEW

The March 18th meeting is Council’s opportunity to provide direction on any changes to the recommendation discussed in this memorandum. Staff will then draft an “intent to adopt resolution”, to be adopted by Council in April as a place keeper for this private amendment request. It will be incorporated into an ordinance adopting all 2007-2008 updates to the Plan for your consideration in the summer of 2008.

At your meeting, Karen Tennyson, Planning Commission Chair, will transmit the Commission’s recommendation and staff will present an overview of the recommended rezone for a portion of the study area. Staff suggests that Council consider the policy highlights and issues listed in Exhibit A, the Commission’s recommendation memo, as a guide for discussion of the recommended action.

BACKGROUND DISCUSSION

CC transmittal memorandum Nakhjiri / KCC PAR

March 5, 2008

Page 2 of 8

Nakhjiri /Kirkland Congregational Church Private Amendment Request

The request is to change the land use designation and zoning of parcels located at 106 and 138 5th Avenue and intervening alley (owned by the City) from RS 5.0 at 9 dwelling units per acre (low density residential) to Planned Area 7A (PLA 7A) at 18 dwelling units per acre (high density residential) so that the zoning boundary line between the RS 5.0 zone and the PLA 7A zone is extended westward midblock between 5th and 6th Avenues to First Street and includes the entire KKC site. The Nakhjiri parcel is located at 138 5th Avenue and is the former site of the American Legion Hall. The current owners purchased the property in 2006 and would now like to remove the structure to construct a duplex on the site. The KCC is located at 106 5th Avenue. The Church would like to have the future option to replace its existing parking lot with low-income housing units over underground parking. The Church has no immediate plans or schedule for redevelopment. Attachment 1 is a map showing the location of the private amendment request.

Planning Commission Recommendation

The Planning Commission unanimously recommends approval of the Nakhjiri private amendment request (PAR) and against the KCC request; 5 in favor and 2 opposed (see Exhibit A). The Planning Commission's recommended amendment to the Zoning Map and Comprehensive Plan Land Use Map appear as Attachments 2 and 3 to this memorandum.

While the Nakhjiri rezone should have been considered during the 2006 Norkirk Neighborhood Plan update, the Commission concluded that the logical zoning boundary between low density and PLA 7 is the city owned alley abutting and to the east of the Nakhjiri property. The rezone will result in continuity between the subject property and those parcels immediately to the east and south currently zoned PLA 7A (high density).

The Planning Commission recommends against the KCC request. While the majority of the Commission is sympathetic to the Church's mission and in support of affordable housing, it felt that the speculative nature of such a fundamental land use change in an area that encroaches into single family would be disingenuous in light of the recently adopted Norkirk Neighborhood Plan.

The minority of the Commission felt that with adoption of special regulations as recommended by staff to mitigate the neighborhood compatibility issues, the opportunity to provide affordable housing with a willing partner should not be missed. They argued that limiting the style of development to single family abutting First Street and north of the midblock alley between 5th and 6th Avenues, where the church adjoins single family development, would provide a buffer between existing neighboring single-family homes and the stacked or attached units to be built on the remainder of the KCC site. They added that the subject property is well positioned across the street from an institutional use (city hall) and close to downtown. Additionally, they felt that this rezone justified the requirement that 50% of units be affordable since they considered provision of affordable housing as *the* rationale for approval of the rezone.

CC transmittal memorandum Nakhjiri / KCC PAR

March 5, 2008

Page 3 of 8

Public Process

The proposed private amendment followed the Process IV procedures as established in the Zoning Code for amendments to the Comprehensive Plan and Zoning Map. In addition to notifying the Norkirk Neighborhood Association and the Chamber of Commerce, property owners within 300 feet of the study area were mailed notice and two public notice signs were erected in front of the study area. Additionally, the list serve for the Norkirk Neighborhood Plan update was used to email all subscribers the public notice.

The City Council began the annual review of 2007 – 2008 Private Amendment Requests (PAR's) to amend the Comprehensive Plan on July 17, 2007. At that time, the Council received a Threshold Determination recommendation from the Planning Commission to include the Nakhjiri PAR with those PAR's that met eligibility criteria to proceed to Stage Two review, which entails full analysis and public review. The Council concurred with the Commission's recommendation and directed staff and the Planning Commission to proceed with the Stage Two review. Additionally, based upon a written request from the Pastor at the Kirkland Congregational Church, at their August 7, 2007 meeting the Council directed that the study area be expanded to include a larger area located at 106 5th Avenue, adjoining the American Legion site.

Since that time, the Planning Commission has held several study sessions (August 23 and October 11) and a public hearing (January 24) on these two private amendment requests ([see PC Meeting Packets and PC Minutes for these meetings](#)).

The Growth Management Act allows amendments to the Comprehensive Plan to occur only once annually. Adoption by ordinance of all 2007 -2008 changes to the Plan and implementing development regulations (i.e. zoning), as a result of this and other PAR's will occur in the summer of 2008, along with all city initiated amendments. Prior to that, on April 15th City Council will consider approval of a resolution of intent to adopt this PAR recommendation as modified, based upon Council's direction on March 18th. This resolution will act as a place keeper until final adoption occurs in the summer, allowing a shift of focus of the work program onto other tasks.

Public Comment

Written Comment

All comment letters and emails are included as Exhibit B to this memorandum. Of the fifteen received, nine letters/emails were from citizens who submitted comments more than once. Eight letters/emails were received prior to the study session on October 11, and seven were received prior to the public hearing on January 24.

One of the letters was from applicant Reverend Dr. Walter John Boris, representing the KCC, explaining his absence from the October 11 study session.

CC transmittal memorandum Nakhjiri / KCC PAR

March 5, 2008

Page 4 of 8

Four letters expressed opposition to the KCC rezone request only, and are summarized below:

- Multifamily development changes the soul of neighborhood
- The Norkirk Neighborhood Plan, adopted on January 16, 2007, specifically states that the Norkirk Neighborhood should retain its single family housing. Honor the Plan.
- Rezone would be precedent for allowance of multifamily creep, and erosion of single-family core.
- Speculative motive for rezone – it will increase the value of future property development and broaden financial opportunity based on increased density potential.
- Affordable housing policy should be developed comprehensively, rather than on case by case basis, through rezone requests.
- Affordable housing proposal is uncertain.
- If the alley were vacated, it would result in a fire safety hazard. (As noted during the Oct. study session, the city owns the alley between the KCC and Nakhjiri site, and has no plans to sell the property or change its current use as a street.)

Eight letters/emails expressed opposition to both rezones. (Of the eight letters expressing opposition to both requests, one party submitted two prior to the study session. A 3rd letter by the same party, submitted prior to the public hearing, opposed only the KCC rezone.) The reasons expressed for opposing both rezone requests include those opposing the KCC rezone, along with the additional reasons summarized below:

- The current owners of the American Legion site knew what the development potential was and were aware of the cost/risk of redeveloping the site under current zoning. They should not now use the argument that they can not effectively redevelop the site to fit their needs without density increase. Their poor business decision should not impact the neighborhood.
- View obstruction, air and noise pollution.
- Lack of transparency with the decision by Council to expand study area to include KCC rezone request after the Threshold determination process was completed for all other private amendment requests. Not understanding how /why a formal request wasn't submitted by KCC as required for Nakhjiri Private Amendment Request.
- Rezone of either property would be precedent for allowance of multifamily creep, and erosion of single-family core.
- Multi-family housing results in rental housing.
- Lack of understanding of what affordable housing means
- Rezone request puts neighbors in a position of defending the recently adopted Norkirk Neighborhood Plan, which doesn't seem right.

Two letters from the Kirkland Heritage Society expressed opposition to the Nakhjiri rezone request only. They argued that the land use re-designation and rezone request should be opposed, because it would ensure the demolition of the historic structure, and that would be inconsistent with the Comprehensive Plan. The building is the site of the former American Legion Hall, which is

CC transmittal memorandum Nakhjiri / KCC PAR

March 5, 2008

Page 5 of 8

recognized as an community landmark in the Comprehensive Plan because it is one of a few remaining buildings that recognizes the role of veterans in our community. (However, as pointed out in the staff memorandums – even though the Plan does contain goals and policies concerning the preservation of historic structures in Kirkland, the City cannot require that the structure be preserved, regardless of the land use designation or zoning classification. The city pursued research into the purchase of the site in 2006 and concluded that it would be too costly to remodel, restore and preserve for city purposes. Unless a willing party steps up to voluntarily preserve it, there is no mechanism to require preservation.)

Oral Comment

Nine people spoke at the public hearing. Two of the nine who spoke were the co-owners of the American Legion Hall site, Mr. Mehdi Nakhjiri and Mr. Youssef Parast; and one represented the KCC, Reverend Walter John Boris.

Reverend Boris reiterated that it was not his intent to bypass the private amendment process by visiting the Council prior to coming to the Planning Commission, but rather, because he heard that the Nakhjiri and KCC sites had been left out of the Norkirk Neighborhood Plan update, he wanted to take part in the current process by piggybacking the KCC rezone request onto the Nakhjiri rezone request, and in doing so save the City time by combining the requests. He explained the inspiration for the request came from its sister church in Seattle, University Congregational Church, which developed low income units in conjunction with a few market rate units, on a portion of its parking lot in partnership with King County, the City and the State. His intent is to be able to similarly provide low income housing on a portion of the KCC parking lot, partnering with some combination of King County, City and State. He expressed the need for Kirkland to address the community value of taking care of all our citizens, and that KCC is a partner in that in asking for this rezone.

The co-owners of the American Legion site summarized that the reason for their request is to be able to re-develop in a similar manner as the remainder of the block east of the city owned alley, namely, multifamily residential. They intend to live on the property and believe that while a duplex would be compatible with adjoining residential development; single family wouldn't match the existing development style on the north side of 5th Avenue. They also reiterated that this proposal should be viewed separately from the KCC request.

The rest of the comments summarized below, were from neighbors opposed to the rezones for the following reasons:

- Property values decrease adjoining low income housing and Tent City,
- Lack of understanding of what affordable housing is and that it goes against quality neighborhoods for people who have been successful.

CC transmittal memorandum Nakhjiri / KCC PAR

March 5, 2008

Page 6 of 8

- Multi family zoning is not an appropriate land use in this location where there is predominately single family housing. The discussion of affordable housing has taken this primary issue of land use off track.
- The speculative nature of the affordable housing proposal should be reason enough to oppose.
- Lack of transparency in adding KCC request to Nakhjiri private amendment request
- Proposal compromises Norkirk Neighborhood Plan

Factors and Approval Criteria to be Considered

The following Factors to Consider in Approving an Amendment to the Comprehensive Plan, found in Zoning Code Section 140.25 must be considered when reviewing a private amendment request:

1. The effect upon the physical, natural, economic, and/or social environments.

For the social environment, approval of the request may hasten the demolition of the American Legion Hall, which is designated as a community landmark in the Comprehensive Plan; however, demolition could occur with or without the rezone. It is likely that the rezone, which increases density from 9 to 18 units per acre and therefore allows two rather than one residential unit, will provide economic motivation to redevelop the site. Preservation of community landmarks is entirely voluntary. In 2006, after looking into the potential of purchasing the site, the city concluded that it was too costly to preserve and remodel the building.

2. The compatibility with and impact on adjacent land uses and surrounding neighborhoods.

The proposed rezone from low density RS 5.0 to high density PLA 7A would result in the potential for multifamily rather than single family development, and double the currently allowed density from 9 to 18 dwelling units per acre.

If rezoned, the Nakhjiri site would result in one additional dwelling unit for a total of two units. The Nakhjiri site continues the pattern of multifamily development and institutional uses in PLA 7 to the east and south, and is separated from the rest of the low density RS 5.0 zone to the west by an alley. It would remain separated from the low density development to the north by the existing midblock alley between 5th and 6th Avenues. The alleys provide a manmade separation between the zones. Here the rezone would result in similar density found to the east.

If rezoned, the KCC site would result in 9 additional dwelling units for a total of 17 units. The KCC site is surrounded on its north, west and a portion of its east side by low density, single family development. The Church has historically been a buffer between that single family development and the higher density and more intensive PLA 7A development to the east and south. The recently adopted Norkirk Plan reinforced this development pattern and its

CC transmittal memorandum Nakhjiri / KCC PAR

March 5, 2008

Page 7 of 8

boundaries with policies to allow a range of residential densities within Planned Area 7 while retaining the predominately detached single family housing style at the core of the neighborhood in existing low density zones. Here the proposed rezone would be incompatible with adjoining lot sizes to the north, west and northeast.

3. The adequacy of and impact on public facilities and services, including utilities, roads, public transportation, parks, recreation, and schools.

Existing public facilities are adequate to serve the recommended PLA 7A zoning. The site is accessed by local access streets and is near transit routes on Market Street and downtown. Public utilities exist throughout the area. The site is near Kirkland Junior High School and Peter Kirk Elementary School.

4. The quality and location of land planned for the proposed land use type and density.

The Nakhjiri property is located adjacent to similar land use types and higher density to the east. The KCC property serves more as a transition from the higher density and institutional use (City Hall) to the single family lower density development to the north and northeast.

5. The effect, if any, upon other aspects of the Comprehensive Plan.

If the land use designation for this site is changed for either site, the city wide and neighborhood plan land use map would need to be changed. Other aspects of the Comprehensive Plan are expected to be unaffected.

The city may amend the Comprehensive Plan only if it finds that the following Criteria found in Zoning Code Section 140.30 are met:

1. The amendment must be consistent with the Growth Management Act.
2. the amendment must be consistent with the countywide planning policies
3. The amendment must not be in conflict with other goals, policies, and provisions of the Comprehensive Plan.
4. The amendment will result in long term benefits to the community as a whole, and is in the best interest of the community.

The rezone to PLA 7A of the Nakhjiri site is in the best interest of the City and is consistent with the GMA, countywide planning policies and the Kirkland Comprehensive Plan by providing a logical boundary between the high and low density zones.

CC transmittal memorandum Nakhjiri / KCC PAR

March 5, 2008

Page 8 of 8

SEPA Compliance

State Environmental Policy Act (SEPA) materials are available for viewing in the formal file located in the Planning Department or [see Attachment 2 of the January 24 staff memorandum.](#)

Attachments

1. Nakhjiri / Kirkland Congregational Church Private Amendment Request Study Area Map
2. Recommended amendment to the Comprehensive Plan
3. Recommended amendment to the Zoning Map

Exhibits

- A. Planning Commission Recommendation Memo
- B. Comment Letters

CC: ZON07-00010

Planning Commission

Mehdi Nakhjiri, 10420 NE 55th Street, Kirkland, WA 98033

Youssef Parast, 1534 4th St, Kirkland, WA 98033 parast@comcast.net

Melody B. McCutcheon, HCMP, 500 Galland Building, 1221 Second Ave., Seattle, WA 98101

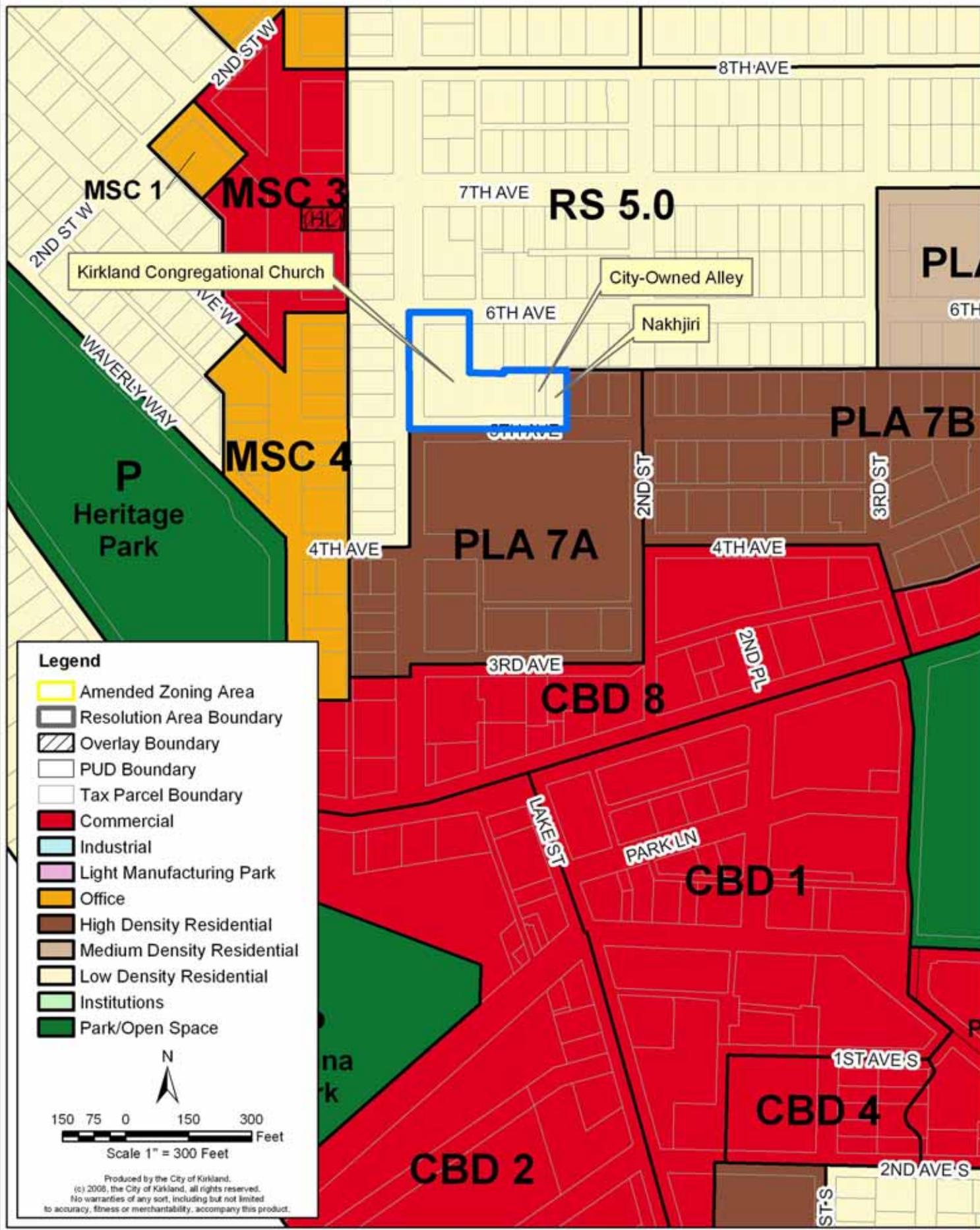
mbm@hcmp.com

Reverend Dr. Walter John Boris, Pastor, Kirkland Congregational Church, United Church of Christ,
106 Fifth Ave., Kirkland, WA 98033

Norkirk Neighborhood Association

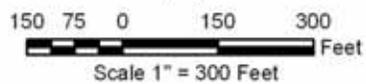
Kirkland Chamber of Commerce

Nakhjiri/Kirkland Congregational Church PAR Study Area

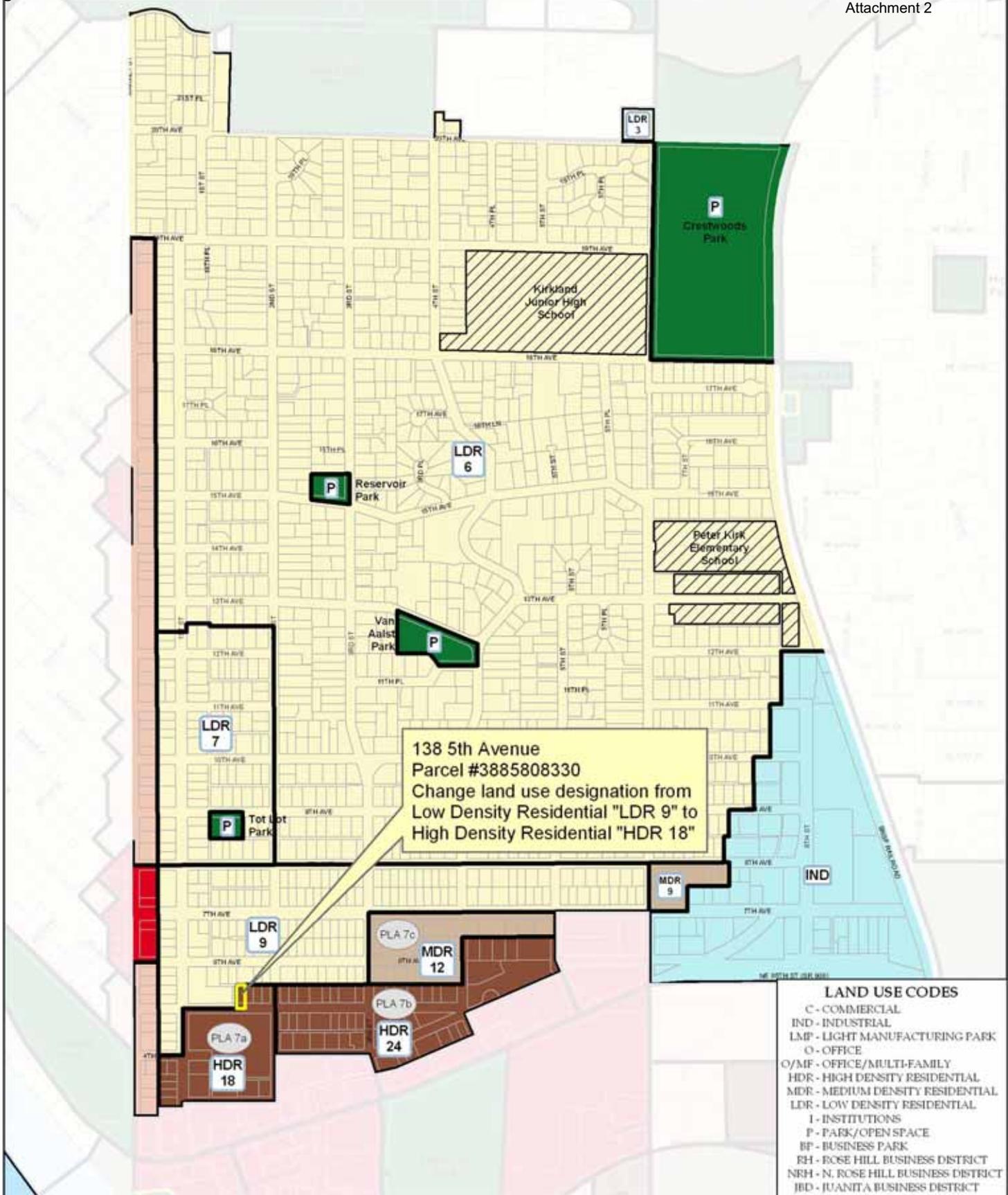


Legend

- Amended Zoning Area
- Resolution Area Boundary
- Overlay Boundary
- PUD Boundary
- Tax Parcel Boundary
- Commercial
- Industrial
- Light Manufacturing Park
- Office
- High Density Residential
- Medium Density Residential
- Low Density Residential
- Institutions
- Park/Open Space



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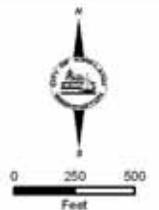
Norkirk Neighborhood Land Use Map

ORDINANCE NO. 4084
 ADOPTED by the Kirkland City Council
 February 6, 2007

- LAND USE BOUNDARIES
- PARCEL BOUNDARIES
- SUBAREA BOUNDARY
- TOTEM CENTER
- PUBLIC FACILITIES
- PLANNED AREA NUMBER
- LAND USE CODE
- DENSITY (UNITS/ ACRE)

NOTE: WHERE NOT SHOWN, NO DENSITY SPECIFIED
 * INDICATES CLUSTERED LOW DENSITY

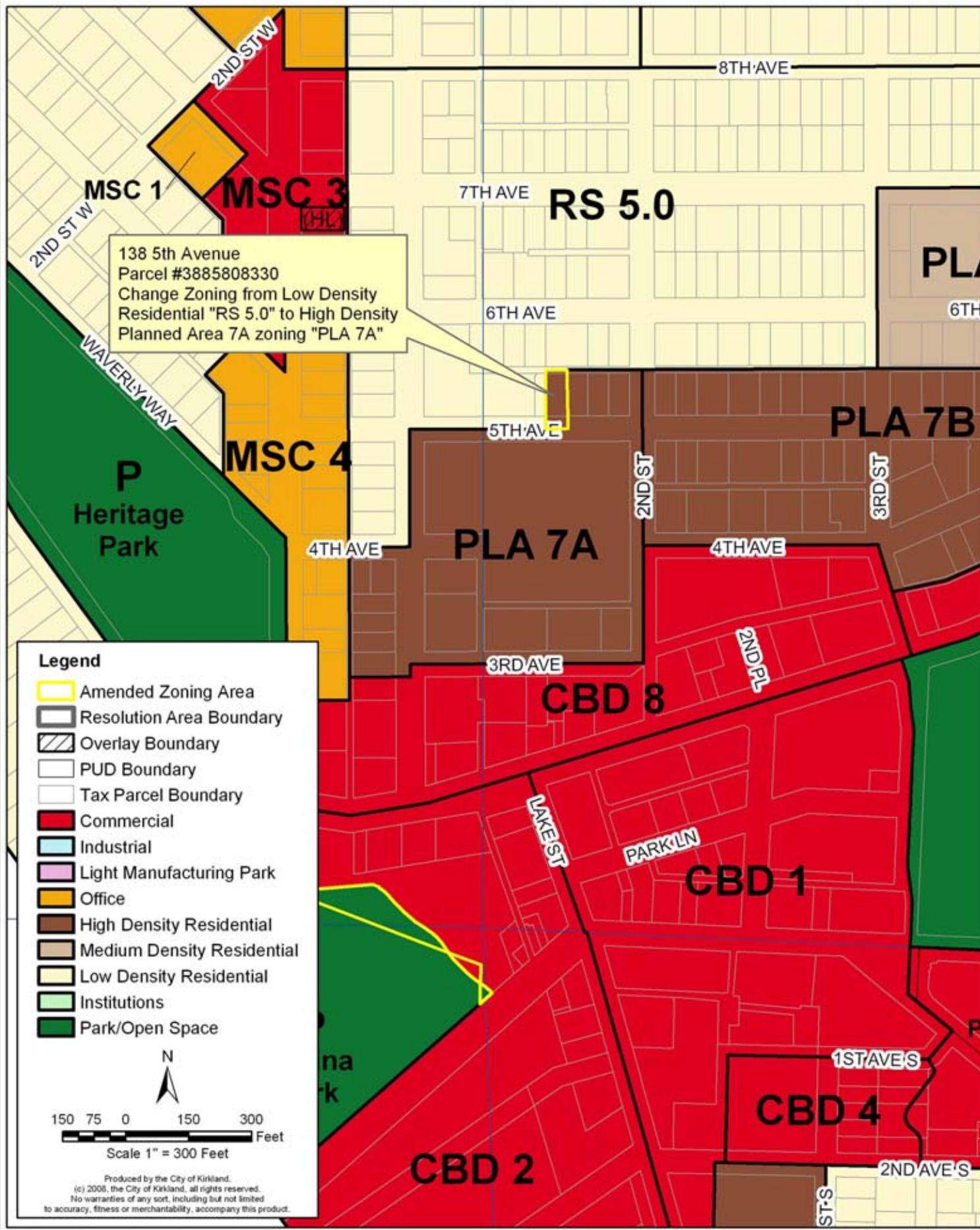
Maps produced February 6, 2008.
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LAND USE CODES

- C - COMMERCIAL
- IND - INDUSTRIAL
- LMP - LIGHT MANUFACTURING PARK
- O - OFFICE
- O/MF - OFFICE/MULTI-FAMILY
- HDR - HIGH DENSITY RESIDENTIAL
- MDR - MEDIUM DENSITY RESIDENTIAL
- LDR - LOW DENSITY RESIDENTIAL
- I - INSTITUTIONS
- P - PARK/OPEN SPACE
- BP - BUSINESS PARK
- RH - ROSE HILL BUSINESS DISTRICT
- NRH - N. ROSE HILL BUSINESS DISTRICT
- JBD - JUANITA BUSINESS DISTRICT

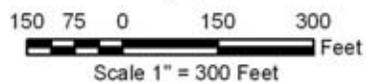
Zoning Map Change



138 5th Avenue
 Parcel #3885808330
 Change Zoning from Low Density Residential "RS 5.0" to High Density Planned Area 7A zoning "PLA 7A"

Legend

- Amended Zoning Area
- Resolution Area Boundary
- Overlay Boundary
- PUD Boundary
- Tax Parcel Boundary
- Commercial
- Industrial
- Light Manufacturing Park
- Office
- High Density Residential
- Medium Density Residential
- Low Density Residential
- Institutions
- Park/Open Space



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**CITY OF KIRKLAND**

Planning and Community Development Department
123 Fifth Avenue, Kirkland, WA 98033 425.587-3225
www.ci.kirkland.wa.us

MEMORANDUM

To: Kirkland City Council

From: Karen Tennyson, Chair, Kirkland Planning Commission

Date: March 5, 2008

Subject: Planning Commission Recommendation to adopt the Nakhjiri / Kirkland Congregational Church – United Church of Christ Private Amendment Request (File ZON07-00010)

Introduction

We are pleased to submit the recommendation on the Nakhjiri / Kirkland Congregational Church Private Amendment Request (PAR). The Commission recommends that the request to increase density and change the zoning classification be approved for the Nakhjiri site, and denied for the Kirkland Congregational Church (KCC) property. We believe that the site of the former American Legion Hall should be added to the Planned Area 7A zone because it is located next to an alley, which provides a logical zoning boundary for the high density zone, but that expanding the zone past the alley, westward to First Street and northward to 6th Avenue (KCC site) would not be consistent with the Norkirk Neighborhood Plan policies adopted just a year ago to protect low density single-family development. While the request by KCC to provide affordable housing at their site is commendable, it does not justify the requested land use change at this time.

Policy Highlights

The Norkirk Neighborhood Plan was updated in January 2007 culminating a 3 year public involvement process. Norkirk Neighborhood Plan policies address protecting the low density single family residential core and limiting encroachment by more intensive and denser development to the existing Planned Area 7 zones.

- Residential Land Use Goal N-3 states “Promote and retain the residential character of the neighborhood while accommodating compatible infill development and redevelopment.”
- Policy N-3.1 states “Retain the predominantly detached single family housing style in the core of the Norkirk Neighborhood.”
- Planned Area 7 Land Use Goal N-5 states “Maintain effective transitional uses between the downtown and the low-density residential core of the neighborhood.”

March 5, 2008

Page 2 of 3

- Policy N-5.1 states “Allow a range of residential densities in Planned Area 7.” Text supporting this policy notes that future development throughout PLA 7 should be compatible with the scale of structures in adjacent single-family zones.

The Commission recognizes that it was an oversight during the Neighborhood Plan update process to revise the boundary between the high density PLA 7A and the low density RS 5.0 zone to the existing city owned alley adjoining and to the west of the Nakhjiri site. This is a logical boundary separating PLA 7A, with its existing multi-family development to the east, and the low density RS 5.0 zone to the west.

While the Commission is comfortable with a minor zoning boundary change to include the 5,100 square feet Nakhjiri site, we cannot justify the density increase of an almost one-acre parcel that adjoins single family development on its north, west and northeast sides. That would represent an unacceptable intrusion into the low density core.

Planning Commission Issues

Process

While the Nakhjiri PAR was recommended by the Commission for Private Amendment Request Stage Two review through the annual Comprehensive Plan Amendment process, the study area was expanded to include the KCC site after the Council received a request from Pastor Boris, representing KCC. The Commission recognizes that the legislative nature of the annual Plan update process allows the Council to expand the study area of any PAR. In this case neighbors spoke of their concerns for this process. They were concerned on two counts; 1) that the applicant for the KCC should have submitted a request as part of the Threshold Determination submittal deadline, and; 2) because the Norkirk Neighborhood Plan update was recently completed and already changes were being requested. They also expressed concerns that the issue of affordability was conceptual and vague.

The majority of the Commission concurred that it would be inappropriate to rezone the KCC site to PLA 7A at this time, without more information as to the proposed concept for an affordable housing project, particularly in light of the extensive Norkirk Neighborhood Plan public process that resulted in agreement regarding where and when increased density would be acceptable in the neighborhood.

Affordable Housing

The Commission is sympathetic to the Churches’ mission and sincerity to provide affordable housing. The Commission discussed options currently available to the applicant, under existing RS 5.0 zoning. While this remedy may not provide as much flexibility as would rezoning to multifamily, the applicant could currently subdivide the site into up to 8 lots at full build out, and provide one home and one Accessory Dwelling Unit (ADU) on each lot, resulting in 16 total

PC recommendation Nakhjiri / KCC PAR

Exhibit A

March 5, 2008

Page 3 of 3

dwelling units. ADU's can be affordable dwelling units. This is one less dwelling unit as would be allowed if the KCC site were to be rezoned to PLA 7A. (At full build out if rezoned to PLA 7A, 17 units could be developed).

Additionally, while the Commission does not support the rezone, we discussed what the acceptable number of affordable units would be *if* the site were rezoned. Some felt that it could be justified only if the percentage of mandatory affordable units required is at least 50% of the dwelling units, since affordable housing is the major rationale for the rezone. Others pointed out that this percentage might not pencil out for anyone other than the current owner who is volunteering to provide affordable housing. Because there are no guarantees that the current owner will proceed, the percentage needs to be realistic.

The Commission noted that since the church had no specific plans to develop the property at this time the KCC could possibly bring back another PAR proposal in the future that demonstrates what their intentions are and a conceptual site plan incorporating features that address the neighborhood compatibility concerns expressed by the neighbors during this process.

Public Participation

The Planning Commission held two study sessions leading up to the January 24th public hearing. At the hearing, nine citizens provided oral testimony to the Commission. We received 15 written comments, with the majority opposing both rezones.

cc: ZON07-00010

From: Dan Ross [djexec1@earthlink.net]
Sent: Tuesday, October 02, 2007 4:01 PM
To: Joan Lieberman-Brill
Subject: Nakhjiri/Kirkland

Joan,

We, Dan @ Joy Ross owners of the two properties adjoining the above mentioned Property to the north object to any rezone. Our Prperties are 129 and 133 6th ave.

Thank you, Dan & Joy Ross

October 2, 2007

Joan Lieberman-Brill
Planning & Community Development Department
City of Kirkland
123 5th Avenue
Kirkland, WA. 98033

RECEIVED
OCT 08 2007
____AM____PM
PLANNING DEPARTMENT
BY _____

RE: File No. ZON07-00010

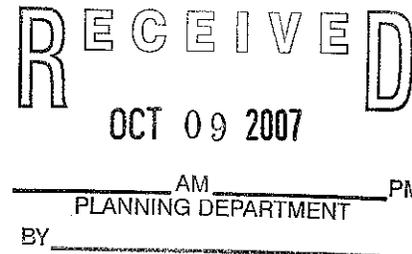
Dear Joan,

My name is Dan Ross and I own 2 properties adjacent to this proposed Re-Zone. 129 & 133 6th Ave. I object to any rezoning of this property. The ink is not even dry on the New Comprehensive Plan. The R-5 zoning as shown on this plan should stay. The removal of the Alley is a very important piece of the existing Infrastructure and needs to remain in tact. Vacating this Alley section would leave no ingress or egress and make it a dead end with no turn around which could be a fire safety hazard. The Real Value of R-5 lots in this area has a value of \$600,000 - \$800,000. Reducing the lot size would not contribute to affordable housing. New lot sizing to 2400 sq ft would create lots of \$400,000 - \$600,000. You could never build affordable housing as the lots alone would have a value far exceeding a medium priced home in this area. The only housing that could be built would be a Condominium building with units in the \$800,000 - \$2,000,000. This Rezone would be a large mistake by the city.

Thank You.

Dan Ross
Joy Ross
133 6th Ave
Kirkland WA. 98033-5534

Philip P. and Elizabeth A. Coady
604 First Street
Kirkland, WA 9803
(425) 822-3460



October 6, 2007

Ms. Joan Lieberman-Brill
Planning and Community Development
123 Fifth Avenue
Kirkland WA 98033

Re: File No. ZON07-00010

Dear Ms Lieberman-Brill:

First of all, please accept my gratitude for taking time from your busy day and meeting with me last week concerning the proposed study session and future hearing of the property re-zoning. As I understand it both the owners of the former American Legion Hall and the Kirkland Congregational Church are seeking a zoning change in an existing RS 5.0 area, so that higher density housing may be built either sooner or later along 5th ave. and possibly 6th ave. You have assured me that these are two separate projects and that the City of Kirkland is merely putting them together for convenience.

We are unequivocally opposed to this proposed change which flies in the face of our Norkirk Comprehensive Plan which re-iterates the strong desire of our residents to remain a single family housing neighborhood.

We might be considered one of the early re-modelers in this area, having completed our work in the late 80's. We went to a great deal of effort and expense in those days to maintain and build on the character and integrity of our neighborhood by working painstakingly with three architects to design a craftsman home that reflects that spirit. We have also witnessed changes over time that generally reflect doing away or pushing back single family housing from the downtown area. We now face the fact that people and developers want to make this happen right across the street from us.

If a request like this is approved then in my opinion it is only a matter of time where someone else requests a zoning change along 6th avenue and beyond to enhance building and investment opportunities.

We also would like to know if this matter already appeared before the City Council and did they authorize this to go forward in view of the Norkirk Comprehensive Plan. Perhaps you can include such information at your study session on October 11.

In any event we want to go on the record as opposing this proposed plan taking note that it should not go any further than it already has.

Sincerely,

A handwritten signature in cursive script, appearing to read "Elizabeth A. Coady". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Philip P. and Elizabeth A. Coady

October 5, 2007

Joan Lieberman-Brill
Planning & Community Development Department
City of Kirkland
123 5th Avenue
Kirkland, WA 98033

RECEIVED
OCT 10 2007

AM _____ PM _____
PLANNING DEPARTMENT
BY _____

RE: File No. ZON07-00010

Dear Joan,

We are highly concerned about the proposed Nakhjiri/Kirkland Congregational Church Private Amendment Request and wish to state our strong opposition to the request.

- The site being considered is currently zoned for single family housing. As you know, the Norkirk neighborhood recently adopted its Comprehensive Plan, after much work, discussion, and neighborhood input, and what is clearly stated in the Plan is that Norkirk strongly wants to retain single family housing. We do not want to lose the residential neighborhood character and see multi-family housing marching up into the neighborhoods.
- If multi-family housing is considered for this site, what we have is multi-family housing and zoning 'creep.' Mr. Nakhjiri has stated that he wants to build a duplex on his location (the former American Legion Hall) because neighboring housing is multi-family. Using that argument, if he is granted the multi-family housing re-zoning, then what is stopping someone else from using that same argument on this street (6th Avenue) or the next street or the next street.
- More multi-family housing means more rentals which is not what the neighborhood needs. Do not allow a precedent to be set where other properties could then be motivated to apply for multi-family zoning. The Harrison, a four-plex on the corner of 6th Avenue and 2nd Street, which is zoned single family, is an unfortunate example of multifamily housing mixed in with single family housing.
- The Kirkland Congregational Church apparently has said they have no immediate plans but would like this re-zoning to keep their options open for the future. A re-zoning request should not be granted when there are no current plans; that leaves things far too open. It suggests pure speculative positioning on the part of the applicant. Resale market value of 16 homes is much greater than eight homes and would become a high demand property for developers who are looking to maximize their return on investment. We believe the church is merely pre-positioning the property for financial gain at the expense of the neighborhood.

Joan Lieberman-Brill
City of Kirkland
October 5, 2007

- The Kirkland Congregational Church has also stated that they 'would like to have the option in the future to build affordable housing on their property.' I have spoken with someone on the City Council and suggested that because the Church used the words 'affordable housing,' that got the City's attention and that is why this request is even being considered. My hunch was confirmed by this individual. None of us has any way of knowing what the Church may mean by 'affordable housing' which makes this request all the more nebulous. Is a six hundred thousand dollar house any more affordable than a million dollar house?
- Another major concern is the aesthetics of the neighborhood as well as the revised height of any multi-family housing that could go up. By increasing the allowable building height from 25' to 30,' cherished view corridors could be compromised. By allowing multi-family architecture, potential 'gulags' could dominate the single family ambience of the neighborhood.
- I also posed the question of the re-zoning proposal to a City Council candidate and she clearly stated is that if she were on the City Council, she would honor the Comprehensive Plan, calling for retaining single family housing.

It's very difficult to understand why this request would even be considered given the fact that the Norkirk Comprehensive Plan so clearly states that Norkirk wants to remain single family housing, we do not want more multi-family housing, and we want to protect and preserve the neighborhood. We are now being put into a position of having to defend our neighborhood, which doesn't seem right.

Sincerely,



Mary Jessen
Jim Jessen
114 6th Avenue
Kirkland, WA 98033-5534

RECEIVED
OCT 10 2007

October 7, 2007

Ms. Joan Lieberman-Brill
City of Kirkland
123 5th Avenue
Kirkland, WA 98033

AM PM
PLANNING DEPARTMENT
BY

Re: File No. ZON07-00010

Dear Ms. Lieberman-Brill:

I am writing to voice my opposition to the Nakhjiri/Kirkland Congregational Church re-zoning request to change from single family housing to multi-family housing. It is surprising that this proposal is even being considered given that the Norkirk Comprehensive Plan clearly states that the Norkirk neighborhood is to retain its single family housing. Any serious consideration of this proposal has the potential to dearly cost the neighborhood for all time.

We are already seeing encroachment of multi-family housing coming up the hill from Central Way. There is a reason the City has zoned for single family housing and that is to retain single family housing. Why would that now be re-visited when it would change the character of the neighborhood?

If the re-zoning were granted, two parties (the applicants) stand to see significant financial gain, at the expense of degrading a single family neighborhood. Sadly, these changes, the building of multi-family housing, become permanent and the neighborhood has changed forever. Is this what the City wants?

It is frustrating that we have to stand our ground and defend our neighborhood. This proposal should be viewed as having no merit.

Sincerely,



Wayne Jessen
124 6th Avenue
Kirkland, WA 98033
425-822-6848

Dear Ms. Liberman-Brill,

Please convey my regrets to the Kirkland Planning Commission that I am unable to attend the October 11, 2007 meeting. I intended on being present, as I was at a previous City Council meeting and Planning Commission meeting to present the re-zone request on behalf of Kirkland Congregational Church. But I was called out-of-state for a denominational meeting.

Our request is a direct one, and I presented our reasoning in my original letter: we heard that the Nakhijiri property was going to be considered for re-zoning and realized that it would be prudent of us to make the same request. We have already demonstrated our concern about the lack of affordable housing and would like to keep open the possibility that we could build some needed units if funding became available.

Thank you for considering our request.

Rev. Dr. Walter John Boris
Kirkland Congregational Church
United Church of Christ
106 Fifth Ave.
Kirkland, WA 98033



Kirkland Heritage Society

Exhibit B-7
File ZON07-00010

RECEIVED

OCT 11 2007

AM PM
PLANNING DEPARTMENT

BY _____

October 11, 2007

Members
Kirkland Planning Commission
Kirkland City Hall
123 5th Avenue
Kirkland, WA 98033

RE: Private Amendment Request – American Legion Hall,
138th 5th Avenue

The American Legion Hall across from City Hall is one of only thirty buildings and three sites recognized in the Comprehensive Plan's Chapter on Community Character as being of historic significance and designated as a Community Landmark. The American Legion Hall was one of those recognized in the early 1990's. All of these structures have survived to the present.

The American Legion Hall was built in 1931 and its architectural style is classified as being vernacular. It was remodeled in 1936 by the Works Progress Administration (WPA). Its historical importance is that it reflects a period of national and local history recognizing the contributions of veterans of WWI and later WWII. Many of the early organizers were also the leaders of our Kirkland Community. This area within the Norkirk Neighborhood has a number of historic landmarks reflecting Kirkland's rich history: Woman's Club, Houghton Bell, Newberry House, Trueblood House and Sessions Funeral Home. The Woman's Club and Trueblood House are on the National Register of Historic Places.

It is our understanding that this amendment request would result in the demolition of this historic landmark to allow construction of two dwelling units. This is not consistent with the provisions of the City's Comprehensive Plan, specifically:

Framework Goals

1. *Maintain and enhance Kirkland's unique character;*
2. *Support a strong sense of community; and*
6. *Identify, protect and preserve the City's historic resources, and enhance the identity of those areas and neighborhoods in which they exist.*

over

In the detail discussion Policy CC-2.1 states: *Preserve historic resources and community landmarks of recognized significance.* It outlines a series of methods to preserve structures with the highest priority to find a compatible use that requires minimum alteration. A use such as the church that now rents the structure would certainly be an option most consistent with the goals of the Comprehensive Plan.

We urge you to **not change** the current comprehensive plan and zoning designations for this property. It is important to retain this reminder of our past for future generations!

Sincerely,

A handwritten signature in black ink, appearing to read "R. G. Burke". The signature is fluid and cursive, with a long horizontal stroke at the end.

Robert G. Burke, President
Kirkland Heritage Society

cc: KHS Board

October 11, 2007

Joan Lieberman-Brill
Planning & Community Development Department
City of Kirkland
123 5th Ave.,
Kirkland
WA 98033

Re: File no. ZON07-00010

Dear Joan,

My name is Siobhan Ferguson and my family lives at 517 1st Street. We live directly opposite Kirkland Congregational Church. We are firmly opposed to the proposed re-zoning of this important landmark.

In my view the removal of the local church and its surrounds would have a big impact on the availability of an important community service and a loss of an important example of late post-modern architecture.

The charm of Kirkland is its village atmosphere and not its residential density. We chose to live here over Redmond and Bellevue for the urban layout, and most importantly for the feeling of a small town community.

Pursuing high density housing in this proposed area doesn't work. Kirkland currently has high density housing generally along its perimeters, leaving most of the central core for single family housing. This layout works for aesthetic and practical reasons.

We enjoy the charm and vitality the Congregational Church brings to this neighborhood. If we reduce the availability of public places (this church provides many non-religious services) where will groups, organizations turn to for their events?

Kirkland prides itself on being one of the few eastside neighborhoods with a village like feel. We would like to keep it this way and to achieve this we must preserve existing and active community facilities amongst our residences.

Yours sincerely,

Siobhan Ferguson
517 1st St
Kirkland
WA 98033

RECEIVED

JAN 18 2008

_____, AM _____ PM
PLANNING DEPARTMENT
BY _____

January 17, 2008

The Planning Commission
c/o Joan Lieberman-Brill
City of Kirkland, Planning & Community Development Department
123 5th Avenue
Kirkland, WA 98033

Re: File No. ZON07-00010

Dear Planning Commission Members:

We are writing to voice our continued concern about the Nakhjiri/Kirkland Congregational Church Private Amendment Request; specifically, our opposition is to the Kirkland Congregational Church's request to be re-zoned from its current single family status to multi-family housing.

At the Planning Commission's Study Session on October 11, 2007, it was clear the Planning Commission quickly saw there were numerous reasons why this request should not move forward. Reasons why this application should not even be considered are serious to this neighborhood:

- We are a neighborhood of single family housing, and it should remain that way. Why would changing to multi-family housing be given any consideration? Encroachment of multi-family housing into single family neighborhoods changes the heart and soul of a neighborhood.
- If you allow the encroachment here, where does it go next? If the Congregational Church is allowed to take its property along 5th Avenue, up 1st Street and wrap the corner onto 6th Avenue to build multi-family housing, they have firmly marched right into the midst of single family housing. What would then stop someone else from seeking a similar zoning change, using the Congregational Church as an example that a precedent was set?
- The Norkirk Comprehensive Plan specifically states that the Norkirk neighborhood should retain its single family housing. Much time, effort, study and discussion went into creating this plan, with one of the goals being to retain single family housing. Based on the stated goals of the Plan, this multi-family housing re-zoning request should not even be considered.
- The Church has no current plans to do anything with the property, yet wants the re-zoning for future possibilities. No one should be given a carte blanche like that.

- The neighbors who were at the Study Session heard the Planning Commission understand that the proposal was really two proposals. There is the request from Mr. Nakhjiri to tear down the American Legion Hall and build a duplex. There didn't seem to be much concern with that. The majority of discussion among the Planning Commission members was that the Church's proposal was a very different and separate issue from Mr. Nakhjiri's. It was rightfully noted by the Planning Commission that the Planning Department got things off track by spending most of its presentation on the affordable housing issue, which the church has said it is interested in addressing. We were heartened to hear the Planning Commission stay focused on the real issue: questioning why multi-family zoning would be considered in a single family neighborhood.
- We understand that the City of Kirkland has a high level of interest in the affordable housing issue. Because it is such a big issue, with so many complexities, it can't easily be addressed with a quick granting of a re-zoning.
- At the conclusion of the Study Session, we understand that the Planning Commission directed the Planning Department to recommend against the re-zoning for the church. We look forward to that result being upheld at the Public Hearing .

Allowing this zoning change would have a serious detrimental impact on our neighborhood. The results would be long-lasting, and irreversible. Please retain our single family neighborhood.

Sincerely,

Handwritten signatures of Jim and Mary Jessen in cursive script.

Jim and Mary Jessen
114 6th Avenue
Kirkland, WA 98033-5534
425-822-9249

January 19, 2008

The Planning Commission
 c/o Joan Lieberman-Brill
 City of Kirkland Planning and Community Development Department
 123 5th Avenue
 Kirkland, WA 98033

RECEIVED
 JAN 22 2008
 PLANNING DEPARTMENT PM
 BY _____

Re: File No ZON07-00010

Dear Planning Commission Members:

I am writing to voice my concern about the Nakhjiri/Kirkland Congregational Church Private Ammentment Request. I am specifically concerned about the Congregational Church's request to be re-zoned from its current single family status to multi-family housing.

I attended the Planning Commissions Study Session on October 11, 2007. It was clear the the Planingg Commission saw that there were numerous reasons why these two requests should not be considered jointly. And that there were serious concerns that this request shouldn't be considered at all. My concerns are as follows:

1. We are a neighborhood of single family housing, and would like to remain that way. Encroachment of multi-family housing into single family neighborhoods changes the heart and soul of a neighborhood.
2. If the zoning on 6th avenue becomes multi-family, we fear that the zoning will creep around the block and change the look and feel of our neighborhood. What would stop someone else from seeking a similar zoning change? The re-zoning of the Congregational Church would set a precedent for continued erosion of our neighborhood.
3. The Norkirk Comprehensive Plan specifically states that the *Norkirk neighborhood should retain its single family housing*. Much time, effort, study and discussion went into creating this plan, with one of the goals being to retain single family housing. Based on the stated goals of the Norkirk Plan, this multi-famly plan should not even be considered.
4. The church has no current plans to do anything with the property, yet wants the controversial rezoning plans to expand its future options for sale of, or development of the property. The church should not have such control over the neighborhood. Any re-zoning for the property should only be done with a specific plan in place.
5. During the Planning Commision Study Session it was very clear that this proposal was really two proposals that do not have much in common. I urge you to consider these two requests separately.
6. I understand that the issue of affordable housing in Kirkland is an important one. It is an issue that can't be handled by randomly re-zoning and changing the character of neighborhoods. But rather by developing a comprehensive plan to

meet the needs of the community and maintain the character of single family neighborhoods.

7. I also noted that the Planning commission was not convinced that the Nakhjiri proposal had much merit. The buyers of the American Legion Hall are well educated in the field of architecture and business development. They purchased a building that was in very poor condition. Now that the property can not be cost effectively maintained, they seek to change the zoning of the neighborhood. Changing the zoning of a neighborhood to allow the Nakhjiri group to profit from a poor business choice at the cost of our neighborhood does not make sense. Mr Nakhjiri could easily rebuild on the existing lot under existing zoning guidelines and meet the need they have to house both of these single men.

Sincerely,
Michelle Jaff
216 6th Avenue
Kirkland WA 98033

January 20, 2008

**The Planning Commission
c/o Joan Lieberman-Brill
City of Kirkland, Planning & Community Development Department
123 5th Avenue
Kirkland, WA 98033**

RECEIVED
JAN 22 2008

Re: File No. ZON07-00010

Dear Planning Commission Members:

I am writing to voice my opposition to the proposed re-zoning of the Kirkland Congregational Church. Simply put, it makes no sense to break up a single family neighborhood. If multi-family zoning were granted to the Church, they have then been given the go-ahead to change the neighborhood forever, leaving behind something that is out of scale and character to the neighborhood.

Additionally, we have to consider the reason the Church is seeking this zoning change and that is they could stand to make a significant financial gain if they could sell multi-family housing versus single. Do we grant a re-zoning just so someone can cash in, yet those who have to 'pay' are the neighbors and the neighborhood with the resulting oversized structure? This really makes no sense.

Please recommend against this re-zoning request.

Sincerely,



**Wayne Jessen
124 6th Avenue
Kirkland, WA 98033**

January 20, 2008

RECEIVED
JAN 22 2008

The Planning Commission
c/o Joan Lieberman-Brill
City of Kirkland Planning and Community Development
Department
123 5th Avenue
Kirkland, WA 98033

PLANNING DEPARTMENT PM
BY _____

Re: File No ZON07-00010

Dear Planning Commission Members:

I am writing to voice my concern about the Nakhjiri/Kirkland Congregational Church Private Ammentment Request. I am specifically concerned about the Congregational Church's request to be re-zoned from its current single family status to multi-family housing.

I attended the Planning Commissions Study Session on October 11, 2007. It was clear the the Planinng Commission saw that there were numerous reasons why these two requests should not be considered jointly. And that there were serious concerns that this request shouldn't be considered at all. My concerns are as follows:

1. We are a neighborhood of single family housing, and would like to remain that way. Encroachment of multi-family housing into single family neighborhoods changes the heart and soul of a neighborhood.
2. The **Norkirk Comprehensive Plan** specifically states that the Norkirk neighborhood should retain its single family housing. Much time , effort, study and discussion went into creating this plan, with one of the goals being to retain single family housing. Based on the stated goals of the Norkirk Plan, this multi-family plan should not even be considered.

3. If the zoning on 6th avenue becomes multi-family, we fear that the zoning will creep around the block and change a street that is currently zoned 100% single family homes. We purchased our home on this street specifically because it is zoned 100% single family housing. What would stop someone else from seeking a similar zoning change? The re-zoning of the Congregational Church would set a precedent for continued erosion of our neighborhood.
4. I urge you not to give the Congregational Church the control to change our neighborhood with out any plan to see what may be proposed for the neighborhood. I fear that the church is requesting this change to broaden their financial options. A piece of property that is zoned mulit family will fetch a higher price than one that is zoned single family.
5. During the Planning Commision Study Session it was very clear that this proposal was really two proposals that do not have much in common. I urge you to consider these two requests separately.
6. I understand that the issue of affordable housing in Kirkland is an important one. It is an issue that can't be handled by randomly re-zoning and changing the character of neighborhoods. But rather by developing a comprehensive plan to meet the needs of the community and maintain the character of single family neighborhoods.
7. It is my opinion that the Nakhjiri proposal does not have much merit. As I can understand that the Nakhjiri group would be happy to have a piece of land whereby they can build a duplex. The buyers of the American Legion Hall were well educated in the field of architecture and business development at the time of the building purchase. They purchased a building that was in very poor condition and that could not be cost effectively redeveloped. Now that the property can not be cost effectively maintained,

they seek to change the zoning of the neighborhood. Changing the zoning of a neighborhood to allow the Nakhjiri group to profit from a poor business choice at the cost of our neighborhhod does not make sense. Mr Nakhjiri could easily rebuild on the existing lot under existing zoning guidelines and meet the need they have to house both of these single men.

Sincerely,
Stephanie McCormick
216 6th Avenue
Kirkland WA 98033

January 17, 2008

The Planning Commission
c/o Joan Lieberman-Brill
City of Kirkland, Planning & Community Development Department
123 5th Avenue
Kirkland, WA 98033

RECEIVED
JAN 22 2008
PLANNING DEPARTMENT PM
BY _____

Re: File No. ZON07-00010

Dear Planning Commission Members:

We are writing to voice our continued concern about the Nakhjiri/Kirkland Congregational Church Private Amendment Request; specifically, our opposition is to the Kirkland Congregational Church's request to be re-zoned from its current single family status to multi-family housing.

At the Planning Commission's Study Session on October 11, 2007, it was clear the Planning Commission quickly saw there were numerous reasons why this request should not move forward. Reasons why this application should not even be considered are serious to this neighborhood:

- We are a neighborhood of single family housing, and it should remain that way. Why would changing to multi-family housing be given any consideration? Encroachment of multi-family housing into single family neighborhoods changes the heart and soul of a neighborhood.
- If you allow the encroachment here, where does it go next? If the Congregational Church is allowed to take its property along 5th Avenue, up 1st Street and wrap the corner onto 6th Avenue to build multi-family housing, they have firmly marched right into the midst of single family housing. What would then stop someone else from seeking a similar zoning change, using the Congregational Church as an example that a precedent was set?
- The Norkirk Comprehensive Plan specifically states that the Norkirk neighborhood should retain its single family housing. Much time, effort, study and discussion went into creating this plan, with one of the goals being to retain single family housing. Based on the stated goals of the Plan, this multi-family housing re-zoning request should not even be considered.
- The Church has no current plans to do anything with the property, yet wants the re-zoning for future possibilities. No one should be given a carte blanche like that.

- The neighbors who were at the Study Session heard the Planning Commission understand that the proposal was really two proposals. There is the request from Mr. Nakhjiri to tear down the American Legion Hall and build a duplex. There didn't seem to be much concern with that. The majority of discussion among the Planning Commission members was that the Church's proposal was a very different and separate issue from Mr. Nakhjiri's. It was rightfully noted by the Planning Commission that the Planning Department got things off track by spending most of its presentation on the affordable housing issue, which the church has said it is interested in addressing. We were heartened to hear the Planning Commission stay focused on the real issue: questioning why multi-family zoning would be considered in a single family neighborhood.
- We understand that the City of Kirkland has a high level of interest in the affordable housing issue. Because it is such a big issue, with so many complexities, it can't easily be addressed with a quick granting of a re-zoning.
- At the conclusion of the Study Session, we understand that the Planning Commission directed the Planning Department to recommend against the re-zoning for the church. We look forward to that result being upheld at the Public Hearing .

Allowing this zoning change would have a serious detrimental impact on our neighborhood. The results would be long-lasting, and irreversible. Please retain our single family neighborhood.

Sincerely,

Dana Joy Ross
129-133 6th Ave
Kirkland, WA. 98033
425-985-7987


Joy Ross

KIRKLAND HERITAGE SOCIETY
203 Market Street, Heritage Hall
Kirkland, WA 98033

January 24, 2008

City Planning Commission
City of Kirkland
123 Fifth Avenue
Kirkland, WA 98033

RE: Process IV permit for Nakhjiri (Former American Legion Hall Building)

On behalf of the Board of the Kirkland Heritage Society I am writing to request that you not approve the application to amend the Comprehensive Plan Land Use Map and Zoning Map on the site of the former American Legion Hall building. This action will cause the demolition of this historic structure which would be inconsistent with the City's Comprehensive Plan.

One of the adopted Framework Goals (FG-6) in the Plan is relates to historic preservation and in the Community Character Chapter (IV) this is further detailed with Goal CC-2: *Preserve and Enhance Kirkland's historic identity*. A series of five Policies deal with:

Policy CC-2.1: Preserve historic resources and community landmarks of recognized significance.

Policy CC-2.2: Identify and prioritize historic properties for protection, enhancement and recognition. Two lists contain 30 buildings and 3 sites – The American Legion Hall is on List B as a Community Landmark.

Policy CC-2.3: Deals with providing incentives to private owners for preservation.

Policy CC-2.4: Notes that adjacent structures should recognize the historic resource when being built or remodeled.

Policy CC-2.5: Encourages the use of visual and oral records to identify and interpret the history of Kirkland.

The American Legion Hall is a recognized Community Landmark in the City's Comprehensive Plan. It served as a Baptist Church prior to being purchased by the American Legion. In the 1930's it was remodeled by the Works Progress Administration (WPA). It is one of the few remaining buildings that recognize the role of veterans in our community. Those associated with the American Legion and its Auxiliary were the early leaders of the community. All of these factors contribute to its historic significance.

Policy CC2.1 identifies a variety of methods to preserve historic resources and community landmarks. The present use by the Church is certainly an option that fits the methods identified. Again, we request that you deny this request to change the Comprehensive Plan Map and Zoning Map. This recognized historic resource should be preserved! It would be unfortunate if this is the first building on the City's list to be demolished.

Thanks you for your consideration.

Robert G. Burke, President

10407 NE 140th Place
Bothell, Washington 98011
January 24, 2008

City of Kirkland
Planning and Community Development Department
123 Fifth Avenue
Kirkland, WA 98033

Subject: Process IV permit for Nakhjiri/Kirkland Congregational Church
Private Amendment Request to amend the Comprehensive Plan
Land Use Map and Zoning Map

Dear Planning Commission members,

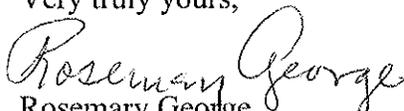
I have been the owner of the property at 127 6th Avenue since 1975. My property uses the alley in the rezone proposal and is adjacent to the rezone request. It has been my goal from the beginning to eventually build my retirement home on this property. So now that I am only a few years away from retirement, I would not like to see the area change drastically through rezoning. For this reason, every time I see a rezoning sign, I get a little nervous. Obviously, I would like to preserve the features of my property which I appreciate as a great place to build my retirement home.

One of those features is the view. I am quite concerned about the rezoning reducing the view from my property. I am concerned that the building heights that would be allowed on the rezoned property would reduce my view. Also, would be opposed to any special variances in building heights for any reason. I also would like the City of Kirkland to limit the height of vegetation that blocks the view of property that would otherwise have a view...perhaps limiting the vegetation to the building heights.

Secondly, my concern is for clean air. The dense development of these properties would double the number of chimneys that could be built downwind and about nose level to my property. There is also additional pollution from vehicles as well.

My third concern is with the increased noise caused by doubling the density of property only a sixteen foot wide alley away. This includes the noise not just from vehicular trips but also the activities of individuals living in a double density area.

Very truly yours,


Rosemary George



CITY OF KIRKLAND
City Manager's Office
123 Fifth Avenue, Kirkland, WA 98033 425.587.3001
www.ci.kirkland.wa.us

MEMORANDUM

To: Kirkland City Council

From: Kirkland Cultural Council

Date: March 5, 2008

Subject: Kirkland Strategic Plan for the Arts and Culture

Recommendation

It is recommended that the City Council endorse the efforts of the Cultural Council to prepare a Strategic Plan for the Arts and Culture.

Background

The Kirkland Cultural Council would like to thank the City Council for their consistent support, including their recent allocation of funding for public art. We are initiating the percent for art policy, and are coordinating with the project manager and architect to select an artist to integrate art into the City Hall Annex. We are committed to ensuring that the City's money is spent wisely and with the greatest benefit to the community.

Art plays a defining role in the character and image of the City of Kirkland. Our City is well-known for its outstanding arts institutions such as fine art galleries, an independent bookstore, Studio East, a premier performing arts center, the Kirkland Arts Center and a number of organizations devoted to arts and culture. The community prides itself on this image—what we call the Kirkland Factor. The Kirkland Factor distinguishes our community as a vibrant, beautiful place to live and visit.

Kirkland's standing as the center for arts on the eastside is being challenged by a number of forces. These challenges include the changing arts scene with the loss of Summerfest, leadership transition at the Kirkland Art Center, Bellevue and Redmond's major investments in the arts, and recent gallery closures in downtown. Along with these challenges, new opportunities have arisen with the new Kirkland Artist Studio Tour, the continued strength of the programming at the Kirkland Performance Center, and the recent neighborhood investments in sculpture. Now is the time to look strategically at these opportunities and challenges and prepare a plan to guide the future of arts and culture in Kirkland.

In light of these challenges and needs, the Cultural Council is preparing to initiate a strategic plan – the 20/20 Vision for the Arts and Culture for Kirkland. This effort will be guided by a broadly representative Steering Committee and will include extensive community involvement. Their

involvement is critical, because the success of the plan will ultimately be measured by community support for its implementation. The Cultural Council would like to appoint the members of the steering committee representing the following sectors of the community: 1 member of the Kirkland City Council, 2 members of the Kirkland Cultural Council, 2 members of the business community, 2 members of arts organizations, 2 artists, and 3 community members.

It is important to note that we are not requesting additional funding to complete the plan. Rather, we plan to invest a significant portion of the initial \$50,000 in funding allocated by the Council to prepare the plan.

If approved, Kirkland will join the ranks of many other cities in Washington and across the nation that are recognizing that an initial investment in strategic art planning can payoff in countless ways. One important way is that a strategic plan can identify possible future revenue opportunities. Portland completed its plan in 1991. By 1998 their arts director reported that private funding for the arts had doubled. By starting now, we hope to have a consultant in place by June of this year, with the plan completed by June of 2009.

The 20/20 Vision for the Arts and Culture: A significant investment in Kirkland's future

It's important to spend the time and money to evaluate future opportunities and address future growth issues, and how they impact the cultural and arts infrastructure of our community.

- A strategic plan that involves the community will ensure that the Cultural Council's work and the City's plan for its new public art funding is responsive to the needs of residents, artists and local art agencies.
- A strategic plan for the arts that works together with the City's plan for economic growth will enhance the quality of life for both residents and visitors. In the year 2000, \$40 million in business activity was pumped into the local economy by the spending of Eastside arts patrons, programs and cultural organizations. Only 47% of each dollar spent went to tickets; 37% was spent on meals and other entertainment, and the rest was on souvenirs, gifts, and lodging.
- Strategic planning creates a roadmap for future cultural development by highlighting existing strengths and assets as well as identifying and prioritizing gaps and opportunities for growth.
- With greater vision and strategy, the City can take an active role in art acquisitions rather than a reactionary one; working toward a long term vision rather than responding in a piecemeal fashion.
- The Cultural Council has worked hard to encourage developers to integrate art into their projects, working together with the planning department, the design review board, and individual developers; hiring an artist for the Totem Lake mall; and designing a video presentation to be given to all potential builders at the first contact. Strategic planning can enhance these private/public partnerships.

What Will We Get for this Investment?

The expectation is that the investment in this plan will yield these outcomes:

- A plan to guide City investment in the arts and culture
- Increased communication and cooperation among arts organizations, local schools, and the community
- Economic growth strategy that takes full advantage of what the arts and culture have to offer
- A community discussion of what Kirkland values in the arts and what it is willing to support
- Cultural Council programs with broader community reach
- Increased resources for the arts – public, private, monetary, in-kind
- A public art program strategy that attracts more private involvement
- Broad participation by culturally diverse groups in the community
- An aesthetic, vibrant community



CITY OF KIRKLAND
Department of Public Works
123 Fifth Avenue, Kirkland, WA 98033 425.587.3800
www.ci.kirkland.wa.us

MEMORANDUM

To: Dave Ramsay, City Manager

From: Jenny Gaus, Surface Water Engineering Supervisor
Daryl Grisgby, Public Works Director

Date: February 29, 2008

Subject: NPDES Phase II Municipal Stormwater Permit – Stormwater Management Program (SWMP) and Annual Compliance Report

RECOMMENDATION:

It is recommended that the City Council authorize the City Manager to sign the 2007 Annual Compliance Report.

The Stormwater Management Program is presented to Council as part of the public involvement process that is required for this document.

BACKGROUND DISCUSSION:

The Western Washington Phase II Municipal Stormwater Permit (the Permit) was issued by the State Department of Ecology on February 17, 2007. This Permit, which is part of the Nonpoint Discharge Elimination System (NPDES) permit program authorized under the Federal Clean Water Act, requires that the City control discharge of pollutants from the municipally owned stormwater system by taking and documenting actions in 5 key areas:

- Public Education and Outreach
- Public Involvement
- Illicit discharge Detention and Elimination
- Construction and Post-construction runoff controls
- Pollution Prevention and Municipal Operations and Maintenance

For further background on the Permit, please see

[WW Phase II Municipal Stormwater Permit](#)

The City is currently in compliance with the conditions of the Permit, which are phased in over the 5-year permit cycle. There were few items that had to be completed in 2007. There are also few items that will need to be complete in 2008, but work must start on many items in order to meet Permit deadlines that occur in 2009. Highlights of Permit-related work that will occur in 2008 include:

- Identification of key staff in each affected department and/or division that will be responsible for coordinating Permit compliance activities
- Development of methods for evaluating the effectiveness of existing education and outreach programs

- Beginning review and update of codes that address illicit discharges, control of runoff from new development, redevelopment, and construction sites
- Adoption of a new surface water design manual that is equivalent to the 2005 Stormwater Management Manual for Western Washington
- Development of processes and procedures for tracking and documenting Permit-related activities

Attached is a copy of the 2008 City of Kirkland Stormwater Management Program (SWMP) (Attachment A). This SWMP is part of compliance documentation required by Ecology and details current and planned activities associated with Permit compliance. The SWMP must be submitted to Ecology by March 31st, along with the 2007 Annual Compliance Report (Attachment B). The Permit requires that the City conduct a public involvement process for the SWMP, and that it be posted on the City's website.

Compliance with the NPDES permit will require actions by many City Departments. It is for this reason that staff are requesting that the City Manager be authorized to sign the 2007 Annual Compliance Report.

Several upcoming trainings are available to elected officials and City executives who would like to learn more about the NPDES program and about the Phase II municipal stormwater permits in particular. Trainings are developed by the Association of Washington Cities through a grant from Ecology. Please see [AWC - NPDES Stormwater Permit Workshops](#) for further information.

As noted previously in the 4-17-07 Council Packet (see [4-17-07 NPDES Council Item](#)), the City may need to consider increases to the surface water utility budget or looking at shifting priorities in to maintain compliance with Permit conditions in the years ahead. Other Departments including Parks, and Fire and Building may have budget impacts, but they will likely be minor in comparison. Further information on costs and needs will be presented as part of the 2009-2010 budget process.

Attachment A: 2008 city of Kirkland Stormwater Management Program
Attachment B 2007 Annual Compliance Report



CITY OF KIRKLAND

2008 STORMWATER MANAGEMENT PROGRAM (SWMP)

Prepared February, 2008





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APPENDIX A

Western Washington Phase II Municipal Stormwater NPDES Permit Overview





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1. Introduction

1.1 The Purpose of the Stormwater Management Program Document

This document constitutes the City of Kirkland 2008 Stormwater Management Program (SWMP) as required under condition S5 of the *Western Washington Phase II Municipal stormwater Permit* (the Permit). The purpose of the document is to detail actions that the City of Kirkland will take between February 16th, 2008 and February 16, 2009 to maintain compliance with conditions in the Permit. This SWMP will be an attachment to the Annual Compliance Report for the Permit for 2007, which is due at Ecology on March 31, 2008.

1.2 The NPDES Program

The National Pollutant Discharge Elimination System (NPDES) is a program created under the Federal Clean Water Act with the intent of protecting and restoring water quality in lakes and stream so that they can support “beneficial uses” such as fishing and swimming. Governmental and private entities wishing to discharge water or wastewater to surface waters regulated by the Federal Government (Waters of the US) must obtain permits and comply with certain conditions or face fines and other penalties. NPDES permits have been written for discharges from construction sites, concentrated animal feeding operations, industrial activities, publicly-owned wastewater treatment plants, and municipal stormwater systems.

In Washington State, the US Environmental Protection Agency has delegated the authority over NPDES permits to the Washington State Department of Ecology (Ecology). Ecology has issued several general permits for discharges from stormwater systems that apply to municipalities with different sizes of populations and that are located in different regions of the State (Eastern and Western Washington). Phase I refers to municipalities of >100,000, and Phase II to those with a population of less than 100,000 according to the 1990 census.

1.3 The Western Washington Phase II Municipal Stormwater Permit

Kirkland has a population of less than 100,000 and is in Western Washington. Thus our stormwater program must comply with conditions in the *Western Washington Phase II Municipal Stormwater Permit*. The Permit was issued on February 16th, 2007, and will remain in effect until February 15th of 2012. A Permit allows municipalities to discharge stormwater from municipal systems into “waters of the state” such as rivers, lakes and streams, as long as we implement programs to reduce pollutants in stormwater to the “maximum extent possible” by conducting programs and activities in the following program areas:

- Public Education and Outreach
- Public Involvement
- Illicit Discharge Detection and Elimination
- Construction and Post-construction runoff controls
- Pollution Prevention and Municipal Operations and Maintenance
- Monitoring

The SWMP must be prepared and submitted annually and must contain the planned actions and activities that will be used in the following year to gain compliance with the permit. In addition, the Permit requires the City to submit an Annual Compliance Report by March 31st of each year that details actions taken in the previous year to achieve compliance. The full text of the Permit is available at: http://www.ecy.wa.gov/Programs/wq/stormwater/municipal/phase_II_ww/ww_ph_ii-permit.html or can be viewed upon request by contacting the City of Kirkland at (425) 587-3850.

1.4 Implementation Timing

The Permit is valid for 5 years, from February 16, 2007 to February 15, 2012, and allows for phased implementation of stormwater management programs and actions. Appendix A details the timing for actions required under the Permit.

The following are required tasks and deadlines for 2008 that are relevant to Kirkland and are associated with the SWMP (as noted by Ecology in information associated with the Annual Compliance Report):

- Annual Compliance Report for activities conducted in 2007 is due March 31st, 2008
- Annual written update of Permittee’s Stormwater Management Program (SWMP, i.e. this document) must be attached to the Annual Compliance Report





- Initiate a program to develop and maintain a map of all new connections to the stormwater system allowed after the effective date of the permit (see Section 4 of this SWMP for explanation and details)
- Provide copies of the **Notice of Intent for Construction Activity** and **Notice of Intent for Industrial Activities** to representatives of proposed new development and redevelopment (see Section 5 of this SWMP for explanation and details)

The first year of the Permit is largely concerned with initiation of activities, with few deadlines. This is why most items in this report have “schedule notes” in the tables that say “beginning in 2008.” The City is collecting and analyzing information, and is preparing to maintain compliance by meeting deadlines that occur in 2009 or beyond.

1.5 City Coordination and Responsibilities

Compliance with the Permit will require coordination and documentation of activities in several City departments. The Public Works Department Surface Water Utility staff will coordinate City efforts, and will meet with staff from other departments regularly to insure that on-going and planned activities meet Permit requirements. It is anticipated that activities required for Permit compliance will be carried out largely by the Public Works, Information Technology, Planning, Parks, City Managers Office (City attorney), and Finance departments. The Fire/Building and Police departments will be involved to a lesser extent.

1.6 The Surface Water Management Utility – Other Activities

This SWMP details activities that are planned and that fall under the purview of the Permit. Stormwater management is one part of the City’s overall surface water management strategy. The Surface Water Utility conducts a suite of programs that reduce flooding, protect and improve water quality, and protect and restore aquatic habitat in the City’s streams and lakes. Although not directly required, flood reduction and aquatic habitat restoration efforts can often further stormwater management goals. For details on Surface Water Utility activities not addressed in this SWMP, see the City website at http://www.ci.kirkland.wa.us/depart/Public_Works/Storm_Surface_Water.htm or contact the Public Works Department at (425) 587-3800.

1.7 The Permit as Document Map

The remainder of this document details the required elements of the SWMP as noted in Condition S5C of the Permit, and notes current and planned compliance activities. The subsection of Condition S5C associated with each section is noted in parentheses in the section on Permit Requirements.





2. Public Education and Outreach

2.1 Permit Requirements

The Permit (Section S5C.1) requires the City to provide a stormwater education and outreach program that will:

- Prioritize and address the target audiences and subject areas listed in the Permit based on stormwater issues and practices currently existing in Kirkland.
- Develop education and outreach programs that are designed to reduce or eliminate behaviors and practices that cause or contribute to adverse stormwater impacts.
- Measure changes in the understanding and adoption of behaviors by the target audience, and use that information to evaluate past programs, and to direct future programs.
- Maintain records of public education and outreach activities.
- Summarize activities in the Annual Report.

2.2 Current Activities

The City currently has activities and programs that meet the Permit requirements. Table 2.1 lists target audiences and behaviors that are currently being addressed by education and outreach programs.

Table 2.1 Current Education and Outreach Programs and Activities

Item	Target Audience	Goal and/or Behaviors Promoted
Car Wash Kits	General Public (Fundraising Groups)	Proper discharge of wastewater into the sanitary sewer
Storm Drain Stenciling	General Public	Awareness, prevention of discharge of non-stormwater materials into the stormwater system
Natural Yard Care Neighbors Program	Homeowners	Reduce or eliminate use of herbicides and pesticides, reduce water usage, develop healthy soil
Newspaper inserts and newsletters	General Public, Homeowners	General awareness of stormwater impacts and issues
Elementary schools workshops program	General Public	General awareness of stormwater impacts and issues
Business license issuance/renewal information on best management practices	Businesses, Property Managers	Use of management practices that prevent discharge of pollutants into the stormwater system
Hazardous waste management/reduction	Businesses	Reduce waste creation, and dispose properly of hazardous waste that is created
Private drainage system inspection and technical assistance	Property Managers	Reduce discharge of sediment and uncontrolled high flows into the public stormwater system
Developers Forum	Engineers, Contractors, Developers, Review Staff, Land Use Planners	Increase awareness of technical standards for stormwater site and erosion control plans, Low Impact Development (LID) techniques and tools
Booths and displays at various special and on-going events	General Public	Raise awareness of stormwater impacts and ways that citizens can reduce these impacts
Source control technical assistance	Businesses	Work with businesses to develop practical methods of reducing or eliminating discharge of non-stormwater materials into the stormwater system





In addition, the City is participating in development and funding of regional surveys and focus groups to assess awareness and existing behaviors related to stormwater.

The City tracks education and outreach efforts, and informally evaluates costs vs. benefits.

2.3 Planned Activities

The City of Kirkland's stormwater education and outreach program currently targets a variety of audiences and behaviors. Activities to maintain compliance will center around prioritizing existing programs and developing new ones based on the audiences listed in the Permit, developing methods of evaluating, understanding and adoption of behaviors and of adjusting programs based on such evaluation, and tracking and maintaining records of public education and outreach activities. Table 2.2 summarizes education and outreach activities that are planned for 2008.

Table 2.2 Education and Outreach Work Plan for 2008

Item ID	Item Title	Additional Departments Involved	Schedule Notes
EDUC-1	Develop NPDES education/outreach strategy	Planning	Begin in 2008
EDUC-2	Prioritize existing programs, develop new programs based on NPDES education/outreach strategy	none	Begin in 2008
EDUC-3	Continue coordination and collaboration with other NPDES jurisdictions to identify opportunities for regional awareness and behavior change programs	none	Continue through 2008
EDUC-4	Develop strategy and methods to evaluate changes in understanding and adoption of target behaviors	Planning	Begin in 2008
EDUC-5	Summarize annual activities for "Public Education and Outreach" portion of Annual report; update SWMP as needed	none	Complete before March 31 st of each year





3. Public Involvement and Participation

3.1 Permit Requirements

The Permit requires the City to :

- Create opportunities for public involvement through advisory councils, watershed committees, participation in developing rate-structures, stewardship programs and environmental activities of other similar activities. At a minimum, the public must be able to participate in the decision-making processes involving the development, implementation and update of the SWMP.
- Make the SWMP and Annual Compliance Report available to the public, including posting on the City’s website.
- Summarize activities for the Annual Compliance Report.

3.2 Current Activities

The City currently has activities and programs that meet the Permit requirements. Such activities include:

- Posting of the draft SWMP on the City’s website along with an invitation to the public to submit comments on the document.
- Presentation of the SWMP to the City Council
- The City plans to post the final SWMP and Annual Compliance Report on the City website.

3.3 Planned Activities

The City plans to continue to solicit input on the SWMP and other aspects of the Stormwater Program as shown in the table below:

Table 3.1 Public Involvement Work Plan for 2008

Item ID	Item Title	Additional Departments Involved	Schedule Notes
PUB-1	Conduct public involvement process for 2008 SWMP	CMO	To be complete by March 31, 2008
PUB-2	Post SWMP and Annual Report on City website	IT	To be complete by March 31, 2008
PUB-3	Refine public involvement process for 2009 SWMP	CMO	To be complete by December 31, 2008
PUB-4	Summarize annual activities for “Public Education and Outreach” portion of Annual Compliance Report; update SWMP as needed	none	To be complete by December 31, 2008





4. Illicit Discharge Detection and Elimination

4.1 Permit Requirements

The Permit (Section 55C.3) requires that the City:

- Develop an ongoing program to detect and remove illicit connections, discharges, and improper disposal including spills into the municipal stormwater system.
- Develop a municipal storm sewer map that includes attributes of stormwater system outfalls and notes receiving waters.
- Develop and implement an ordinance to prohibit non-stormwater discharges and dumping into the stormwater system.
- Develop and implement an ongoing program to detect and address non-stormwater discharges, spills, illicit connections and illegal dumping into the stormwater system.
- Inform public employees, businesses, and the general public of hazards associated with illegal discharges and improper disposal of waste, and publicize a hotline phone number for public reporting of spills dumping and illicit discharges.
- Adopt and implement procedures for program evaluation and assessment.
- Provide training for municipal field staff on the identification and reporting of illicit discharges into the stormwater system.
- Summarize activities for the Annual Compliance Report.

4.2 Current Activities

The City currently conducts activities that meet the Permit requirements. Current illicit discharge detection and elimination (IDDE) activities that are part of Permit compliance include:

- Maps and an associated GIS database have been created for the municipal separate stormwater system. Mapping of the private stormwater system is underway. Standard procedures are in place for maintaining the GIS database to document new connections, changes/alterations to existing system, and changes based on field verification. Maps are available to Ecology and to co-permittees and secondary permittees upon request in electronic format.
- Kirkland Municipal Code Chapter 15.52 prohibits illicit discharges, and provides for progressive enforcement actions and penalties.
- The city has taken steps to identify and eliminate illicit discharges including the following:
 - Completed the study *Stormwater Pollutant Hot Spots Assessment for the City of Kirkland* (Parametrix, January, 2008) that identifies potential pollutant sources based on land use, traffic volumes and other data and makes recommendations for addressing potential hot spots.
 - Field assessment and screening of outfalls is underway for the Juanita Creek watershed.
 - Water quality complaints and reports of spills or dumping are investigated on average within 7 days of receipt and are resolved by referring the call to the appropriate party and/or by tracing pollutant sources and working with the responsible party or property owner to remove the source of the discharge.
 - A phone number is publicly listed for public reporting of spills and other illicit discharges. Records are kept of calls received, and actions taken as a result of these calls.
- The City has programs to educate businesses, and the general public about the hazards associated with improper disposal of waste through the King County Local Hazardous Waste Management Program, source control visits to businesses by City staff, and general awareness campaigns.





4.3 Planned Activities

Kirkland currently conducts many activities to detect and eliminate illicit discharges, but will need to document procedures and add to current efforts as Permit requirements are phased in over the next several years. The major work items for continued compliance include the following:

- Documentation of existing programs and procedures.
- Review and update the Kirkland Municipal Code.
- Document and update existing enforcement strategy.
- Continue to implement and refine outfall screening program.
- Update and augment education programs on the hazards of illicit discharges, and on reducing pollutants in permitted non-stormwater discharges.
- Develop centralized record-keeping for actions associated with illicit discharges.
- Develop IDDE training program.

Table 4.1 Illicit Discharge Detection and Elimination Work Plan for 2008

Item ID	Item Title	Additional Departments Involved	Schedule Notes
IDDE-1	Develop City-wide IDDE program per Permit conditions	Police, Fire/Building, CMO	Begin in 2008
IDDE-2	Define drainage area and other attributes as needed for each municipal separate stormwater outfall with a 24-inch nominal diameter or larger	IT	Begin in 2008
IDDE-3	Define procedure to tag connections to the municipal separate stormwater system that have occurred after February 16, 2007	IT	Procedure in place by December 31, 2008
IDDE-4	Review and update Kirkland Municipal Code as needed to comply with IDDE Permit requirements	Planning	Begin in 2008
IDDE-5	Update enforcement strategy and document existing enforcement procedures	none	Begin in 2008
IDDE-6	Review and add education programs as needed	none	Begin in 2008
IDDE-7	Develop strategy for providing education to the general public on reduction of pollutants in permitted non-stormwater discharges	none	Begin in 2009
IDDE-8	Document City-wide IDDE response procedures, and update as needed	Police, Fire/Building, Parks	Begin in 2008
IDDE-9	Review and update City-wide tracking and documentation of responses to IDDE issues	IT, Police, Fire/Building, Parks	Begin in 2008
IDDE-10	Define staff training needs, and determine whether to update existing training opportunities or add new ones.	none	Begin in 2008
IDDE-11	Participate in regional forum of NPDES municipalities to coordinate and cooperate on IDDE issues including training	none	Begin in 2008, ongoing
IDDE-12	Summarize annual activities for "Illicit Discharge Detection and Elimination" portion of Annual Compliance Report; update SWMP as needed	none	To be complete by December 31, 2008





5. Controlling Runoff from New Development, Redevelopment and Construction Sites

5.1 Permit Requirements

The Permit requires that Kirkland develop, implement and enforce a program to reduce pollutants in stormwater runoff from new development, redevelopment, and construction site activities. This program must include:

- Adopt an ordinance that addresses runoff from new development, redevelopment and construction sites.
- Adopt minimum stormwater design standards that are equivalent to the Department of Ecology's *2005 Stormwater Management Manual for Western Washington*.
- Implement a program (permitting process) to review plans, inspect sites during construction, and to take enforcement action against those failing to follow approved guidelines or to provide facilities as required during plan review.
- Adopt codes and standards and develop practices to allow for non-structural preventative actions and source reduction practices such as Low Impact Development Techniques (LID) that use amended or native soils and vegetation to minimize runoff and remove pollutants from stormwater.
- Adopt an ordinance, maintenance standards, inspection procedures, and enforcement provisions to verify long-term operation and maintenance of permanent stormwater control facilities constructed after the effective date of the Permit.
- Provide for training staff on new/revised regulations, standards, processes and procedures.
- Develop a process for centralized recordkeeping of activities associated with regulation of new development, redevelopment, and construction sites as required in the Permit.
- Summarize activities for the Annual Report.

5.2 Current Activities

Kirkland currently has a program that meets Permit requirements. Current activities associated with controlling runoff from new development, redevelopment, and construction sites associated with Permit compliance include:

- The City implements a program to reduce pollutants in stormwater runoff from new development, redevelopment, and construction sites.
- Kirkland Municipal Code Chapter 15.52 addresses control of stormwater runoff from new development, redevelopment and construction sites and includes a permit review and approval process, design standards, erosion control requirements, maintenance standards, inspection and maintenance of post-construction permanent stormwater controls, and enforcement provisions.
- The City maintains records of review, inspection, and enforcement actions by staff.
- Kirkland makes copies of the Notice of Intent for Construction Activity and Notice of Intent for Industrial Activity available to the applicants for development permits.
- Staff have attended trainings on erosion control, low impact development techniques, and stormwater design standards and practices.

5.3 Planned Activities

Kirkland currently has a program that meets Permit requirements, but in order to maintain compliance the following further actions will be needed:

- Adopt a new stormwater design manual and revise associated codes and standards.
- Develop procedure for tracking and documenting Permit-related plan review, inspection, enforcement, and compliance activities.
- Review plan review, inspection, and enforcement procedures and make alterations if needed.





- Revise maintenance standards.
- Review and revise inspection frequencies for stormwater treatment and flow control facilities both during and after construction, or submit modified inspection frequency request for private drainage systems to Ecology.
- Determine staff training needs and develop training strategies.
- Develop programs to educate the public (including engineers and contractors) about new codes and standards and about Low Impact Development design strategies and technologies (one of the target audiences under the "Public Education and Outreach" section of the Permit).

Table 5.1 Controlling Runoff from New Development, Redevelopment and Construction Sites Work Plan for 2008

Item ID	Item Title	Additional Departments Involved	Schedule Notes
CTRL-1	Select new stormwater design manual, develop adoption strategy	none	Begin in 2008
CTRL-2	Adopt new stormwater design manual and revise Kirkland Municipal Code and Pre-Approved Plans to reflect requirements in the new stormwater design manual	none	Begin in 2008
CTRL-3	Review existing tracking procedures for plan review, inspection, and enforcement, and determine how to tag Permit-specific actions, and how to produce Permit-related reports	none	Begin in 2008
CTRL-4	Review and revise plan review, inspection, and enforcement procedures	none	Begin in 2008
CTRL-5	Revise Maintenance Standards		Begin in 2008
CTRL-6	Review and revise inspection frequencies, or request modified inspection frequency from Ecology	none	Begin in 2008
CTRL-7	Continue to provide copies of the Notice of Intent for Construction Activities and the Notice of Intent for Industrial Activities to representatives of proposal new development and redevelopment	Fire/Building	On-going
CTRL-5	Define staff training requirements and develop training strategy	none	Begin in 2008
CTRL-6	Determine the need for programs to educate the public including engineers and contractors about new codes and standards and about Low Impact Development design strategies and technologies	none	Begin in 2008
CTRL-7	Summarize annual activities for "Controlling Runoff from New Development, Redevelopment and Construction Sites" portion of Annual Compliance Report; update SWMP as needed	none	To be complete by December 31, 2008





6. Pollution Prevention and Operation and Maintenance for Municipal Operations

6.1 Permit Requirements

The Permit (Section S5C.5) requires the City to:

- Develop and implement a municipal operations and maintenance program that has the ultimate goal of preventing or reducing pollutant runoff from municipal operations.
- Adopt maintenance standards that are as protecting as those noted in the *2005 Stormwater Management Manual for Western Washington*.
- Perform inspection of municipally owned and operated water quality treatment and flow control facilities and catch-basins at frequency required in the Permit.
- Establish and implement practices to reduce stormwater impacts associated with maintenance operations for streets, parking lots, roads or highways owned or maintained by the City.
- Establish and implement policies to reduce pollutants in runoff from all lands owned or maintained by the City.
- Develop and provide training to assist staff in implementing practices and policies to reduce pollutants in runoff from maintenance operations.
- Develop and implement a Stormwater Pollution Prevention Plan (SWPP) for all heavy equipment maintenance or storage yards, and material storage yards, and material storage facilities owned or operated by the City.

6.2 Current Activities

Kirkland currently has programs that meet Permit requirements including the following:

- The City Operations and Maintenance (O&M) Program takes steps to minimize pollutants in runoff from City activities as noted in the *ESA Regional Road Maintenance Program Guidelines*, which are being used though they have not been formally adopted.
- Water quality treatment and flow control facilities are inspected, and are cleaned and repaired as necessary.
- Catch-basins are inspected and cleaned at a rate that will meet Permit requirements.
- Some O&M staff have attended training associated with pollutant reduction.
- The Parks Department and Public Works Departments use Integrated Pest Management and other techniques to minimize pollutant discharge from landscaped areas on City properties; although improved documentation of these policies is needed.
- The City has a list of all publicly-owned properties for use in evaluating potential for and reducing pollutant runoff.

6.3 Planned Activities

Kirkland Currently has programs that seek to reduce pollutants in runoff from City facilities and maintenance practices, but in order to maintain continued compliance with the Permit, the following will be needed:

- Adopt maintenance standards as noted in the *2005 Stormwater Management Manual for Western Washington*
- Review and revise inspection procedures and frequencies for municipally owned or operated permanent water quality treatment and flow control facilities and catch-basins.
- Review and revise practices to reduce impacts from runoff or maintenance practices associated with municipally owned or operated streets, parking lots, and roads.
- Review and update operation and maintenance practices for municipally-owned lands in order to reduce pollutants in runoff.
- Develop and implement training programs for staff whose work could impact stormwater quality.





- Develop a Stormwater Pollution Prevention Plan for all heavy equipment maintenance or storage yards, and materials storage facilities owned by the City.
- Update tracking and documentation methods and procedures associated with inspection, maintenance or repair activities.

Table 6.1 Pollution Prevention and Operation and Maintenance for Municipal Operations Work Plan for 2008

Item ID	Item Title	Additional Departments Involved	Schedule Notes
MUNI-1	Choose and adopt updated maintenance standards	none	Begin in 2008
MUNI-2	Review inspection frequencies for water quality treatment and flow control facilities and revise if needed.	none	Begin in 2008
MUNI-3	Review inspection frequencies for catch-basins to insure that they are on par to meet Permit requirements	none	Begin in 2008
MUNI-4	Review maintenance and operation practices to reduce pollutant runoff from City streets	none	Begin in 2008
MUNI-5	Review maintenance and operation practices for City-owned lands and revise if necessary to reduce pollutants in runoff.	none	Begin in 2008
MUNI-6	Develop and implement training program for City staff whose work could impact water quality	none	Begin in 2008
MUNI-7	Develop a Stormwater Pollution Prevention Plan (SWPP)		Begin in 2009
MUNI-3	Refine and document maintenance and operation procedures for public properties in order to reduce pollutant runoff	Parks	Begin in 2008
MUNI-4	Summarize annual activities for "Pollution Prevention and Operation and Maintenance for Municipal Operations" portion of Annual report; update SWMP as needed	none	To be complete by December 31, 2008





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Appendix A

Western Washington Phase II Municipal Stormwater NPDES Permit Overview

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Western Washington Phase II Municipal Stormwater NPDES Permit Overview

The timeline below provides an overview of major program components deadlines (“...no later than...”) for implementing permit requirements of S5 Stormwater Management Program (SWMP) for Cities, Towns and Counties. Other permit elements are listed on the next page. This is guidance only: please see the permit for additional detail and related requirements.

S5 Program Component	Feb 16, 2007	Feb 2008	Feb 2009	Aug 2009	Feb 2010	Feb 2011	Aug 2011	Feb 2012
A. Stormwater Management Plan	Set up process to track costs, actions and activities. Establish coordination among permittees as possible.		Begin tracking costs.				Program fully implemented	
C.1 Public Education and Outreach			Implement educ program. Public hotline starts. Begin to measure understanding, adoption				Distribute IDDE info to target audiences	
C.2 Public Involvement		Program begins. SWMP and annual reports are available to the public and posted on website. Create opportunities for public input.						
C.3 Illicit Discharge Detection and Elimination (IDDE)			Establish public hotline to report spills and illicit discharges.	Adopt IDDE codes & regulations to prohibit non stormwater discharge, establish escalating enforcement. Develop enforcement strategy. IDDE staff training. Recordkeeping	Train all municipal field staff. Prioritize receiving waters for visual inspection.	Storm system map is complete and maps are kept updated. Assess 3 high priority water bodies.	Program fully implemented: field assessment, inspections, procedures, process to ID priority areas. Distribute info on IDDE.	
C.4 Control Runoff from New Develop't, Redvelop't Construction Sites (generally, disturbing at least 1 acre)	Make NOIs for construction, industrial stormwater permits available. Recordkeeping (inspections, maintenance, enforcement).			Adopt regulations, implement program for runoff control, site plan review, inspection, enforcement, LID. Adopt/implement O&M regulations for post-construction BMPs & facilities. Staff training.				
C.5 Municipal Pollution Prevention, Operation and Maintenance					Adopt and implement SWPPP, inspection & maintenance schedule, procedures. Staff training.			





Other significant elements of the permit

This is guidance only: see the permit for additional detail and related requirements.

S1 Application for coverage

- Operators of small MS4s designated by Ecology as “significant contributors per S1.B.3 must submit NOIs within 120 days.
- Jurisdictions submitting NOI to Ecology after January 17, 2007 need to conduct public notification.
- Jurisdictions applying as Co-Permittees submit a joint NOI. Co-Permittees can end or amend agreements at any time.

S4.F Response to violations of Water Quality Standards

- Notification and possible corrective actions may occur at any time.

S7 Compliance with Total Maximum Daily Load (TMDL) Requirements

- Jurisdictions comply with applicable TMDL requirements listed in Appendix 2 with individual timelines.

S8 Monitoring

- Report on all new stormwater monitoring studies and assessment of BMP appropriateness in each annual report.
- By December 31, 2010 select sites for long-term discharge monitoring and questions/sites for SWMP effectiveness monitoring.
- Beginning March 2011, annual reports include the status of preparing for the future, long-term monitoring program.

S9 Reporting

- Keep all records related to the permit and the SWMP for at least five years.
- Beginning March 31, 2008 submit a report for the previous calendar year using annual report forms in Appendix 3.
- Notify of changes in jurisdictional boundary with annual report.

G3 Notification of Spill

- Report to Ecology within 24 hours a spill into the municipal storm sewer which could constitute a threat to human health, welfare or the environment.

G18 Duty to Reapply

- Apply for permit renewal no later than August 16, 2011 (180 days before permit expiration).

G20 Non-compliance Notification

- Notify Ecology with 30 days of awareness of permit non-compliance.

Department of Ecology Municipal Stormwater Permit Workshops
March 2007



VI. Status Report Covering Calendar Yr: 2007Jurisdiction Name: City of Kirkland

PLEASE label any information in attachments with corresponding question numbers.

NOTE: Items that have future compliance dates must still be answered to indicate status.

NOTE: Some [bracketed language] is included to provide clarification or to address errors.

PLEASE indicate reporting year and your jurisdiction in Line 1, above.

PLEASE refer to the INSTRUCTIONS tab for assistance filling out this table.

PLEASE review your work for completeness and accuracy. Save this worksheet as you go!

Question	Y/N/NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
1. Attached annual written update of Permittee's Stormwater Management Program (SWMP), including applicable requirements under S5.A.2 and S9?	Y			2008 City of Kirkland Stormwater Management Program
2. Attached a copy of any annexations, incorporations or boundary changes resulting in an increase or decrease in the Permittee's geographic area of permit coverage during the reporting period, and implications for the SWMP as per S9.E.3?	NA		No annexations occurred in 2007	
3. Implemented an ongoing program for gathering, tracking, maintaining, and using information to evaluate SWMP development, implementation and permit compliance and to set priorities? (S5.A.3)	N		Requirement deadline is not yet due.	
4. Began tracking costs or estimated costs of the development and implementation of the SWMP? (<i>Required</i> no later than January 1, 2009, S5.A.3.a)	N		Requirement deadline is not yet due.	
5. SWMP includes an education program aimed at residents, businesses, industries, elected officials, policy makers, planning staff and other employees of the Permittee? (S5.C.1)	N		Requirement deadline is not yet due.	

Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable	
6.	Distributed appropriate information to target audiences identified in the area served by the MS4? (<i>Required</i> by February 15, 2009, S5.C.1.a)	N		Requirement deadline is not yet due.	
6b.	Please mark a Y next to audiences targeted in Y/N/NA box:				
i	General Public	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
ii	Home-based business	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
iii	Elected officials	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
iv	Developers	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
v	Contractors	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
vi	Permittee Employees	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
vii	Residents	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
viii	Businesses	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
ix	Policy makers	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
x	Engineers	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
xi	Property managers	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
xii	Homeowners	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
xiii	Mobile businesses	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
xiv	Industries	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
xv	Landscapers	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	
xvi	Planning Staff	N		Requirement deadline is not yet due. See 2008 SWMP for progress and details	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
7.	Tracked the types of public education and outreach activities implemented? (<i>Required</i> by February 15, 2009, S5.C.1.b and S5.A.3.b)	N		Requirement deadline is not yet due	
7b.	Number of activities implemented:		0		
8.	Measured the understanding and adoption of the targeted behaviors among targeted audiences? (<i>Required</i> by February 15, 2009, S5.C.1.b)	N			
9.	Provided opportunities for the public to participate in the decision making processes involving the development, implementation and updates of the Permittee's SWMP? (<i>Required</i> by February 15, 2008, S5.C.2.a)	Y		Put draft SWMP on City website and solicited public comment via news release and presentation at City Council meeting on 3/18/08	
10.	Developed and implemented a process for public involvement and consideration of public comments on the SWMP? (<i>Required</i> by February 15, 2008, S5.C.2.a)	Y			
11.	Made the most current version of the SWMP available to the public? (S5.C.2.b)	Y			
12.	Posted the SWMP on your website? (S5.C.2.b)	Y			
12b.	NOTE website address in <i>Attachment</i> field:	Y			www.ci.kirkland.wa.us
13.	Initiated or implemented an ongoing program to detect and remove illicit connections and illegal discharges into the Permittee's MS4? (<i>Required</i> August 19, 2011, S5.C.3)	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
14.	Developed and currently maintain a map of your MS4? (<i>Required</i> by February 15, 2011, S5.C.3.a)	N		Requirement deadline not yet due	
14b.	[Initiated a program to develop and maintain a map of all connections to the MS4 authorized or allowed by the Permittee after the Permit effective date? (S5.C.3.a.ii)]	Y		Program initiated.	
15.	Map shows the location of all known municipal separate storm sewer outfalls, receiving waters and structural stormwater BMPs owned, operated, or maintained by the Permittee? (<i>Required</i> by February 15, 2011, S5.C.3.a.i)	N		Requirement deadline not yet due	
16.	Map shows all storm sewer outfalls with a 24 inch nominal diameter or larger, or an equivalent cross-sectional area for non-pipe systems and includes tributary conveyances, associated drainage areas and land use? (<i>Required</i> by February 15, 2011, S5.C.3.a.i)	N		Requirement deadline not yet due	
17.	Map shows geographic areas served by the Permittee's MS4 that do not discharge stormwater to surface waters? (<i>Required</i> by February 15, 2011, S5.C.3.a.iii)	N		Requirement deadline not yet due	
18.	Map has been made available upon request? (S5.C.3.a.iv)	N		Requirement deadline not yet due	
19.	Developed and implemented regulatory actions necessary to effectively prohibit non-stormwater, illegal discharges, and/or dumping into the Permittee's MS4? (<i>Required</i> by August 15, 2009, S5.C.3.b)	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
20.	Developed and implemented an ongoing program to detect and address non-stormwater discharges, spills, illicit connections and illegal dumping into the Permittee's MS4? (<i>Required</i> by August 19, 2011, S5.C.3.c)	N		Requirement deadline not yet due	
21.	Developed procedures for locating priority areas likely to have illicit discharges, including at a minimum: evaluating land uses and associated business/industrial activities present; areas where complaints have been registered in the past; and areas with storage of large quantities of materials that could result in spills? (<i>Required</i> by August 19, 2011, S5.C.3.c.i)	N		Requirement deadline not yet due	
22.	Implemented field assessment activities, including visual inspection of priority outfalls identified during dry weather, and for the purposes of verifying outfall locations, identified previously unknown outfalls, and detected illicit discharges? (<i>Required</i> by August 19, 2011, S5.C.3.c.ii)	N		Requirement deadline not yet due	
23.	Prioritized receiving waters for visual inspection? (<i>Required</i> by February 15, 2010, S5.C.3.c.ii)	N		Requirement deadline not yet due	
24.	Conducted field assessments for three high priority water bodies? (<i>Required</i> by February 15, 2011, S5.C.3.c.ii)	N		Requirement deadline not yet due	

Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, <u>if applicable</u>
25.	N		Requirement deadline not yet due	
26.	N		Requirement deadline not yet due	
27.	N		Requirement deadline not yet due	
28.	N		Requirement deadline not yet due	
29.	N		Requirement deadline not yet due	

Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
30.	Distributed appropriate information to target audiences identified pursuant to S5.C.1? <i>(Required by August 19, 2011, S5.C.3.d.i)</i>	N	Requirement deadline not yet due	
31.	Publicized a hotline or other local telephone number for public reporting of spills and other illicit discharges? <i>(Required by February 15, 2009, S5.C.3.d.ii)</i>	N	Requirement deadline not yet due	
31b.	Number of calls received:		0	Requirement deadline not yet due
31c.	Number of follow-up actions taken:		0	Requirement deadline not yet due
32	Tracked the number and type of spills? <i>(Required by August 19, 2011, S5.C.3.e)</i>	N		
32b.	Number of spills:		0	Requirement deadline not yet due
33	Tracked the number of illicit discharges identified? <i>(Required by August 19, 2011, S5.C.3.e)</i>	N		
33b.	Number of illicit discharges identified:		0	Requirement deadline not yet due
34	Tracked the number inspections made for illicit connections? <i>(Required by August 19, 2011, S5.C.3.e)</i>	N		
34b.	Number of inspections:		0	Requirement deadline not yet due
35	Received feedback from [IDDE] public education efforts? <i>(Required by August 19, 2011, S5.C.3.e)</i>	N		
36	Attached report on [IDDE] public education efforts? <i>(Required by August 19, 2011, S5.C.3.d, S5.C.3.e)</i>	N		

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
37	Municipal field staff responsible for identification, investigation, termination, cleanup, and reporting of illicit discharges, improper disposal and illicit connections are trained to conduct these activities? (<i>Required</i> by August 15, 2009, S5.C.3.f.i)	N		Requirement deadline not yet due	
37b.	Number of trainings provided:		0	Requirement deadline not yet due	
37c.	Number of staff trained:		0	Requirement deadline not yet due	
38	Provided follow-up training as needed to address changes in procedures, techniques or requirements? (<i>Required</i> by August 15, 2009, S5.C.3.f.i)	N		Requirement deadline not yet due	
38b.	Number of trainings provided:		0	Requirement deadline not yet due	
38c.	Number of staff trained:		0	Requirement deadline not yet due	
39	Developed and implemented an ongoing training program on the identification of an illicit discharge/connection, and on the proper procedures for reporting and responding to the illicit discharge/ connection for all municipal field staff, which, as part of their normal job responsibilities, might come into contact with or otherwise observe an illicit discharge or illicit connection to the storm sewer system? (<i>Required</i> by February 15, 2010, S5.C.3.f.ii.)	N		Requirement deadline not yet due	
39b.	Number of trainings provided:		0	Requirement deadline not yet due	
39c.	Number of staff trained:		0	Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
40	Developed, implemented and enforced a program to reduce pollutants in stormwater runoff to a regulated small MS4 from new development, redevelopment and construction site activities? (<i>Required by August 15, 2009, S5.C.4</i>)	N		Requirement deadline not yet due	
41	Applied stormwater runoff program to all sites that disturb a land area 1 acre or greater, including projects less than one acre that are part of a larger common plan of the development or sale? (<i>Required by August 15, 2009, S5.C.4</i>)	N		Requirement deadline not yet due	
42	Applied stormwater runoff program to private and public development, including roads? (<i>Required by August 15, 2009, S5.C.4</i>)	N		Requirement deadline not yet due	
43	Applied the Technical Thresholds in Appendix 1 to all sites 1 acre or greater, including projects less than one acre that are part of a larger common plan of the development or sale? (<i>Required by August 15, 2009, S5.C.4</i>)	N		Requirement deadline not yet due	
44	Adopted and implemented regulatory mechanism (such as an ordinance) necessary to address run-off from new development, redevelopment and construction site activities? (<i>Required by August 15, 2009, S5.C.4.a</i>)	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
45	Retained existing local requirements to apply stormwater controls at smaller sites or at lower thresholds than required pursuant to S5.C.4?	Y			
46	The ordinance or other enforceable mechanism includes the minimum requirements, technical thresholds, and definitions in Appendix 1 (or an equivalent approved by Ecology under the NPDES Phase I Municipal Stormwater Permit) for new development, redevelopment, and construction sites? (<i>Required</i> by August 15, 2009, S5.C.4.a.i)	N		Requirement deadline not yet due	
47	The ordinance or other enforceable mechanism includes exceptions and variance criteria equivalent to those in Appendix 1? (<i>Required</i> by August 15, 2009, S5.C.4.a.i., and Section 6 of Appendix 1)	N		Requirement deadline not yet due	
48	Were exceptions or variances to the minimum requirements in Appendix 1 granted? (<i>Required</i> by August 15, 2009, S5.C.4.a.i., and Section 6 of Appendix 1)	N		Requirement deadline not yet due	
48b.	If so, how many were granted?		0	Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, <u>if applicable</u>
49	The ordinance or other enforceable mechanism includes a site planning process and BMP selection and design criteria that, when used to implement the minimum requirements in Appendix 1 (or equivalent approved by Ecology under the Phase I Permit) will protect water quality, reduce the discharge of pollutants to the maximum extent practicable and satisfy the State requirement under Chapter 90.48 RCW to apply all known, available and reasonable methods of prevention, control and treatment (AKART) prior to discharge? (<i>Required</i> by August 15, 2009, S5.C.4.a.ii)	N		Requirement deadline not yet due	
49b.	Cite documentation to meet this requirement in <i>Attachment</i> field:	y		Requirement deadline not yet due	
50	The ordinance or other enforceable mechanism provides the legal authority, through the approval process for new development, to inspect private stormwater facilities that discharge to the Permittee's MS4? (<i>Required</i> by August 15, 2009, S5.C.4.a.iii)	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
51	The ordinance or other enforceable mechanism allows non-structural preventive actions and source reduction approaches such as Low Impact Development (LID) Techniques to minimize the creation of impervious surfaces and minimize the disturbance of native soils and vegetation? (<i>Required</i> by August 15, 2009, S5.C.4.a.iv)	N		Requirement deadline not yet due	
52	If the ordinance or regulatory mechanism allows construction sites to apply the Erosivity Waiver in Appendix 1, Minimum Requirement #2, does it include appropriate, escalating enforcement sanctions for construction sites that provide notice to the Permittee of their intention to apply the waiver but do not meet the requirements (including timeframe restrictions, limits on activities that result in non-stormwater discharges, and implementation of appropriate BMPs to prevent violations of water quality standards) to qualify for the waiver? (If waiver is allowed, the qualification is <i>required</i> by August 15, 2009, S5.C.4.a.v)	N		Requirement deadline not yet due	
53	Developed and implemented a permitting process to address runoff from new development, redevelopment and construction site activities with plan review, inspection, and enforcement capability? (<i>Required</i> by August 15, 2009, S5.C.4.b)	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
54	Applied permitting process to all sites that disturb a land area 1 acre or greater, including projects less than one acre that are part of a larger common plan of the development or sale? <i>(Required by August 15, 2009, S5.C.4.b)</i>	N			
55	Reviewed Stormwater Site Plans for new development and redevelopment projects? <i>(Required by August 15, 2009, S5.C.4.b.i)</i>	N			
55b.	Number of site plans reviewed during the reporting period:		0	Requirement deadline not yet due	
56	Inspected, prior to clearing and construction, all known development sites that have a high potential for sediment transport as determined through plan review based on definitions and requirements in Appendix 7 Determining Construction Site Sediment Potential? <i>(Required by August 15, 2009, S5.C.4.b.ii)</i>	N		Requirement deadline not yet due	
56b.	Number of [qualifying] sites inspected [prior to clearing and construction] during the reporting period:		0	Requirement deadline not yet due	
57	Inspected construction-phase stormwater controls at all known permitted development sites during construction to verify proper installation and maintenance of required erosion and sediment controls? <i>(Required by August 15, 2009, S5.C.4.b.iii)</i>	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
57b.	Number of sites inspected during [the construction phase for] the reporting period:		0	Requirement deadline not yet due	
58	Enforced as necessary based on the inspection at new development and redevelopment projects? (<i>Required</i> by August 15, 2009, S5.C.4.b.iii)	N		Requirement deadline not yet due	
58b.	Number of enforcement actions taken during the reporting period:		0	Requirement deadline not yet due	
59	Inspected [qualifying] permitted development sites upon completion of construction and prior to final approval or occupancy to ensure proper installation of permanent stormwater controls such as stormwater facilities and structural BMPs? (<i>Required</i> by August 15, 2009, S5.C.4.b.iv and v)	N		Requirement deadline not yet due	
59b.	Number of [qualifying] sites known during the reporting period:		0	Requirement deadline not yet due	
59c.	Number of [qualifying] sites inspected during the reporting period:		0	Requirement deadline not yet due	
60	Verified a maintenance plan is completed and responsibility for maintenance is assigned [for qualifying projects]? (<i>Required</i> by August 15, 2009, S5.C.4.b.iv)	N		Requirement deadline not yet due	
61	Enforced [regulations] as necessary based on the inspection? (<i>Required</i> by August 15, 2009, S5.C.4.b.iv)	N		Requirement deadline not yet due	
61b.	Number of enforcement actions taken during the reporting period:		0	Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
62	Developed and implemented an enforcement strategy to respond to issues of non-compliance [with the regulations for qualifying projects]? (Required by August 15, 2009, S5.C.4.b.vi)	N		Requirement deadline not yet due	
63	Did the Permittee choose to allow construction sites to apply the Erosivity Waiver in Appendix 1, Minimum Requirement #2? (S5.C.4.b.vii)	N		Requirement deadline not yet due	
63b.	If yes, how many waivers were allowed ?		0	Requirement deadline not yet due	
64	Developed and implemented a long-term operation and maintenance (O&M) program for post-construction stormwater facilities and BMPs? (Required by August 15, 2009, S5.C.4.c)	N		Requirement deadline not yet due	
65	Adopted an ordinance or other regulatory mechanism that clearly identifies the party responsible for maintenance, requires inspection of facilities and establishes enforcement procedures? (Required by August 15, 2009, S5.C.4.c.i)	N		Requirement deadline not yet due	
66	Inspected post-construction stormwater controls, including structural BMPs, at new development and redevelopment projects? (Required by August 15, 2009, S5.C.4.c)	N		Requirement deadline not yet due	
66b.	Number of sites inspected during the reporting period:		0	Requirement deadline not yet due	
66c.	Number of structural BMPs inspected during the reporting period:		0	Requirement deadline not yet due	
66d.	Number of enforcement actions taken during the reporting period:		0	Requirement deadline not yet due	

Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
67	N		Requirement deadline not yet due	
68	N		Requirement deadline not yet due	
68b.	N		Requirement deadline not yet due	
69	N		Requirement deadline not yet due	
70	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
71	Inspected all new stormwater treatment and flow control facilities owned or operated, including catch basins, for new residential developments that are a part of a larger common plan of development or sale, every 6 months during the period of heaviest house construction (i.e., 1 to 2 years following subdivision approval) to identify maintenance needs and enforce compliance with maintenance standards as needed? (<i>Required</i> by August 15, 2009, S5.C.4.c.iv)	N		Requirement deadline not yet due	
71b.	Number of facilities inspected during the reporting period:		0	Requirement deadline not yet due	
72	Implemented a procedure for keeping records of inspections and enforcement actions by staff, including inspection reports, warning letters, notices of violations, other enforcement records, maintenance inspections and maintenance activities? (<i>Required</i> by August 15, 2009, S5.C.4.d)	N		Requirement deadline not yet due	
73	Provided copies of the Notice of Intent for Construction Activity and Notice of Intent for Industrial Activity to representatives of proposed new development and redevelopment? (S5.C.4.e)	Y			

Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
74	N		Requirement deadline not yet due	
74b.		0	Requirement deadline not yet due	
74c.		0	Requirement deadline not yet due	
75	N		Requirement deadline not yet due	
76	N		Requirement deadline not yet due	
77	N		Requirement deadline not yet due	
77b.	N		Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
78	Annually inspected and maintained all stormwater treatment and flow control facilities (other than catch basins)? <i>(Required by February 15, 2010, S5.C.4.c.iii)</i>	N			
78b.	Number of known facilities:		0	Requirement deadline not yet due	
78c.	Number of facilities inspected during the reporting period:		0	Requirement deadline not yet due	
79	If using reduced inspection frequency, Attached documentation as per S5.C.5.a.ii? <i>(Required by February 15, 2010, S5.C.5.b)</i>	N		Requirement deadline not yet due	
80	Conducted spot checks of stormwater facilities after major storms? <i>(Required by February 15, 2010, S5.C.5.c)</i>	N		Requirement deadline not yet due	
80b.	Number of known facilities:		0	Requirement deadline not yet due	
80c.	Number of facilities inspected during the reporting period:		0	Requirement deadline not yet due	
81	Inspected municipally owned or operated catch basins at least once before the end of the Permit term? <i>(Required by February 15, 2010, S5.C.5.d)</i>	N		Requirement deadline not yet due	
81b.	Number of known catch basins:		0	Requirement deadline not yet due	
81c.	Number of inspections:		0	Requirement deadline not yet due	
81d.	Number of catch basins cleaned:		0	Requirement deadline not yet due	

	Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, if applicable
82	Established and implemented practices to reduce stormwater impacts associated with runoff from streets, parking lots, roads or highways owned or maintained by the Permittee, and road maintenance activities conducted by the Permittee? (<i>Required by February 15, 2010, S5.C.5.f</i>)	N		Requirement deadline not yet due	
83	Established and implemented policies and procedures to reduce pollutants in discharges from all lands owned or maintained by the Permittee and subject to this Permit, including but not limited to: parks, open space, road right-of-way, maintenance yards, and stormwater treatment and flow control facilities? (<i>Required by February 15, 2010, S5.C.5.g</i>)	N		Requirement deadline not yet due	
84	Initiated or implemented an operations and maintenance (O&M) program that includes a training component and has the ultimate goal of preventing or reducing pollutant runoff from municipal operations? (<i>Required by February 15, 2010, S5.C.5.h.</i>)	N		Requirement deadline not yet due	
84b.	Number of trainings provided:		0	Requirement deadline not yet due	
84c.	Number of staff trained:		0	Requirement deadline not yet due	

Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, <u>if applicable</u>
85	N		Requirement deadline not yet due	
86	N		No TMDL	
87	NA		No TMDL	
88	NA		No TMDL	
89	NA		No TMDL	
90	NA			

Question	Y/N/ NA	#	Comments (50 word limit)	Name of Attachment & Page #, <u>if applicable</u>
90b. [Attached a summary of the status of implementation of any actions taken pursuant to S4.F and any information from an assessment and evaluation procedures collected during the reporting period. (S4.F.2.d)]	NA			
91 Notified Ecology of the failure to comply with the permit terms and conditions within 30 days of becoming aware of the non-compliance? (G20 and S4.F)	NA			
92 Notified Ecology immediately in cases where the Permittee becomes aware of a discharge from the Permittees MS4 which may cause or contribute to an eminent threat to human health or the environment? (G20 and S4.F)	NA			



CITY OF KIRKLAND

Department of Finance & Administration

123 Fifth Avenue, Kirkland, WA 98033 425.587.3100

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MEMORANDUM

To: David Ramsay, City Manager

From: Tracey Dunlap, Director of Finance & Administration
Sandi Hines, Financial Planning Manager

Date: March 7, 2008

Subject: **2007-08 Budget Adjustment – Miscellaneous Adjustments and Capital Improvement Program Process Change**

RECOMMENDATION:

The City Council adopt the attached ordinance adjusting the 2007-2008 budget appropriations for selected funds and approve the attached resolution adopting revisions to the City's Fiscal Policies.

BACKGROUND DISCUSSION:

State law prohibits expenditures from exceeding the budgeted appropriation for any fund and requires the City to adjust appropriations when:

1. Unanticipated revenue exists and will potentially be expended;
2. New funds are established during the budget year which were not included in the original budget; or
3. The City Council authorizes positions, projects, or programs not incorporated into the current year's budget.

The miscellaneous adjustments proposed include housekeeping corrections, items that have come up since the mid-biennial adjustment last November, and the shifting of personnel costs due to department/function reorganizations. In total, the adjustments represent an increase of \$193,598 to the overall 2007-08 appropriation. Following is a recap of the items requested in this budget adjustment:

- Recognize reimbursement and expense related to the Extreme Makeover-Home Edition Project 511.
- Recognize external contributions for NORCOM operations by participating agencies and the payment to the newly formed NORCOM organization.
- Recognize the transfer in from the Contingency Fund for additional funding of the Planned Environmental Impact Statement of Park Place (previously approved fiscal note).
- Recognize the Special Events function being reorganized to the Parks and Community Services Department along with the shift of staff time from the City Manager's office to the Lodging Tax Fund for tourism.
- Recognize additional hotel/motel tax in the Lodging Tax Fund for the Council approved support of Kirkland Uncorked.
- Recognize grant revenue from Puget Sound Energy towards the replacement of lighting in the parking garage.
- Housekeeping adjustments to recognize transfers related to funding of ProAct vehicles and computers and corrections to fund balances that were adjusted at the mid-biennial update.

All proposed budget adjustments are summarized in Attachment A. The next budget adjustment will be presented to the Council on June 5, 2008 at the Mid-Year Budget Review. There are several items on the watch list that will likely need

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budget adjustments at the mid-year budget review. They were not included in this March adjustment in order to see if the situations stabilize, improve or worsen by mid year. Council will receive more information at the Council Retreat and an update on the following items at the mid-year review (with budget adjustments as necessary):

Public Safety Overtime – Overtime in some of the public safety divisions was over budget at the end of 2007, causing concerns as we look into 2008 about whether the high rate will continue. Specifically being watched are the areas of:

- Firefighter OT
- Police Dispatch OT
- Corrections OT

Jail Costs – As in past years, jail costs fluctuate greatly and can be very hard to predict. Costs for 2007 were around \$100,000 over budget and 2008 seems to be on the same pace through the first few months of 2008, though it is hard to predict a trend in jail costs from a 2+ month period.

Revenue – There are several key revenue items with known impacts that will be considered in connection with expenditures:

- EMS – The additional EMS levy funding beginning in 2008 comes with guidelines for its use.
- Fire District #41 – The reconciliation of the 2007 contract will be completed by mid-year and any impact, positive or negative, to the General Fund will be known
- New KC Levy for Parks Capital – A plan for the additional funding for Parks capital projects will be proposed.
- Additional new construction property tax – The expenditure watch items above will help dictate the use of the additional new construction property tax that came in above projections.

Capital Improvement Program (CIP) Process

In addition to the miscellaneous adjustments presented for Council's approval, a change to the Capital Improvement Program process is being proposed. The change would move the 6-year CIP cycle to be concurrent with the biennial budget cycle. Currently, the CIP is updated every 2 years, like the budget, but in the off year from the budget cycle. Staff proposes moving the biennial CIP process to the same biennial cycle as the budget. This would involve a CIP process being done this year to create a 2009-14 CIP. As a full CIP process was done last year, the intent and effort for this new process would be more than a regular off-year update, but less than the full scale planning process done by the departments last year. For example, the year 2014 will need to be added to the 2009-13 plan previously completed, but that may entail the reprioritization and movement of some projects to best accomplish the new planning period of 2009-14. By changing the CIP cycle to coincide with the budget cycle, there are several key issues that will be able to be addressed more effectively:

- **Reimbursement from the CIP to the General Fund for staff** – the reimbursement has been trending lower than planned for the last several years due to staff time on non-reimbursable projects.
- **Review costs/projects included in the CIP** – staff positions that maintain systems and do ongoing functions are currently funded through the CIP and funding scenarios need to be evaluated to move the cost to the operating budget.
- **Link between maintenance and operations costs born from the CIP** – better align ongoing impacts to the operating budget that are a result of CIP projects.

The departments involved in the CIP process are supportive of the change. The Finance Committee was presented with the proposed CIP process change at their meeting on February 26 and approved the proposed change for recommendation to the full Council. The CIP process is described in the City's Fiscal Policies and as such, the revised Fiscal Policies are attached to this memo (Attachment B, refer to the last section titled Capital Improvement Policies) along with a resolution for Council approval to adopt the revised policies. The Council will be presented with the Preliminary 2009-14 CIP at the study session in August at the regular Council meeting with a public hearing in September and adoption with the 2009-10 budget later in the year.

**City of Kirkland
2007-2008 Budget
March 2008 Budget Adjustment Summary**

ATTACHMENT A

Adjustment Type	Dept.	Description	Uses	Funding Source				Funding Source Notes
				Reserves	Resources Forward	Operating Transfers	External Revenue	
GENERAL FUND								
Other Adj	Various	Extreme Makeover-Home Edition Reimbursement	33,215				33,215	Reimbursements from television production
Housekeeping	ND	Resources Forward Adjustment	(77,857)		(77,857)			
Other Adj	CMO	NORCOM Funds Transfer	71,001				71,001	Other participating jurisdictions - 2007 payments
Other Adj	PD	Pro-Act Vehicle Lease	27,400			27,400		Transfer from Fleet fund from PY service package
Other Adj	Parks	Waverly Beach Park - Replacement Materials	1,438			1,438		Transfer from Neighborhood Connections Project
Other Adj	Planning	Park Place Environmental Impact Statement	55,000			55,000		Additional funding from Contingency Fund
Other Adj	Parks	Special Events Re-organization to Parks Department	20,250				20,250	Special Events revenue
General Fund Total			130,447	-	(77,857)	83,838	124,466	
OTHER FUNDS								
LODGING TAX FUND								
Other Adj	CMO	Kirkland Uncorked	15,000				15,000	Additional Lodging Tax Revenue
Other Adj	CMO	Staffing Change per LTAC Recommendation	51,659				51,659	
Lodging Tax Fund Total			66,659	-	-	-	66,659	
STREET OPERATING FUND								
Other Adj	PW	Parking Garage Lighting	7,824				7,824	Funding from PSE conservation grant
Street Operating Fund Total			7,824	-	-	-	7,824	
PARK & MUNICIPAL RESERVE FUND								
Other Adj	ND	NORCOM Funds Transfer	32,545				32,545	Other participating jurisdictions - 2008 payments
Park & Municipal Reserve Fund Total			32,545	-	-	-	32,545	
EQUIPMENT RENTAL FUND								
Other Adj	ND	Pro-Act Unit Leased Vehicle Operating Costs	1,835			1,835		Police Fleet Charges
Equipment Rental Fund Total			1,835	-	-	1,835	-	
INFORMATION TECHNOLOGY FUND								
Housekeeping	IT	Resources Forward Adjustment	(63,210)		(63,210)			Correction to Mid-biennial budget adj funding
Housekeeping	IT	Systems Analyst - Police Systems	3,000				3,000	Correction to Mid-biennial budget adj funding
Other Adj	IT	Police Computer Replacements	17,600			17,600		Fund Balance
INFORMATION TECHNOLOGY FUND TOTAL			(42,610)	-	(63,210)	17,600	3,000	
TOTAL OTHER FUNDS			66,253	-	(63,210)	19,435	110,028	
TOTAL ALL FUNDS			196,700	-	(141,067)	103,273	234,494	

CITY OF KIRKLAND***FISCAL POLICIES*****BACKGROUND AND PURPOSE**

The stewardship of public funds is one of the greatest responsibilities given to the officials and managers of the City of Kirkland. Therefore, the establishment and maintenance of wise fiscal policies enables city officials to protect public interests and ensure public trust.

This document incorporates past financial practices in defining the current policies to be used by the City to meet its obligations and operate in a financially prudent manner. These policies have been established to provide general fiscal guidelines and are intended to provide sound direction in the management of the City's financial affairs.

OPERATING BUDGET POLICIES

The municipal budget is the central financial planning document that embodies all operating revenue and expenditure decisions. It establishes the level of services to be provided by each department within the confines of anticipated municipal revenues.

- The City Council will adopt a biennial budget which will reflect estimated revenues and expenditures for the ensuing two years. A mid-biennium review and update will take place as prescribed by law during the first year of the biennium.
- The City Council will establish municipal service levels and priorities for the ensuing two years prior to and during the development of the preliminary budget.
- The City Manager shall incorporate the Council's priorities in the formulation of the preliminary and final budget proposal.
- Adequate maintenance and replacement of the City's capital plant and equipment will be provided for in the biennial budget.

- The biennial budget will be balanced with resources in that biennium.

REVENUE AND EXPENDITURE POLICIES

Annual revenues are conservatively estimated as a basis for preparation of the biennial budget and city service programs.

Expenditures approved by the City Council in the biennial budget define the City's spending limits for the upcoming biennium. Beyond legal requirements, the City will maintain an operating philosophy of cost control and responsible financial management.

- The City will maintain revenue and expenditure categories according to state statute and administrative regulation.
- Current revenues will be sufficient to support current expenditures.
- All revenue forecasts will be performed utilizing accepted analytical techniques.
- All fees for services shall be reviewed and adjusted (where necessary) at least every three years to ensure that rates are equitable and cover the total cost of service, or that percentage of total service cost deemed appropriate by the City.
- Revenues of a limited or indefinite term will be used for capital projects or one-time operating expenditures to ensure that no ongoing service program is lost when such revenues are reduced or discontinued.
- Grant applications to fund new service programs with state or federal funds will be reviewed by the City, as they become available, with due consideration being given to whether locally generated revenues will be required to support these programs when outside funding is no longer available.

Attachment B

- The City of Kirkland will establish and maintain Special Revenue Funds which will be used to account for proceeds from specific revenue sources to finance designated activities which are required by statute, ordinance, resolution or executive order.
- Biennial expenditures will be maintained within the limitations of biennial revenues. The City will not use short-term borrowing to finance current operating needs without full financial analysis and prior approval of the City Council.
- In order to ensure the continuity of services, the City will budget no more sales tax revenue than was received in the prior year as a hedge against possible future economic events.
- Interest income revenue will be used to finance one-time capital or time-limited goods or services including debt service on councilmanic bond issues.
- All authorized positions will be budgeted for a full year (or biennium) unless specifically designated by the City Council as a partial-year position.
- In the event that budget reductions are needed in order to balance revenues and expenditures, the City Council will provide policy direction to staff as to the priority order and combination for using the following strategies:
 - Raise revenue
 - Reduce expenditures
 - Use reserves
- The use of reserves to balance the budget will only be used to address short term temporary revenue shortfalls and expenditure increases.
- The biennial budget will be formally amended by the City Council as needed to acknowledge unforeseen expenditures. All requests for funding will be analyzed by the Finance and Administration Department.

The Council will be provided with a discussion of the legality and/or policy basis of the expenditure, the recommended funding source, an analysis of the fiscal impact and a review of all reserves and previously approved amendments since budget adoption.

- A request will not be approved at the same meeting at which it is introduced unless it is deemed an urgent community issue by a supermajority vote of the City Council. Requests made to Council outside of the formal budget adjustment process will be analyzed and presented to the Council for approval at the next regular Council meeting that allows sufficient time for staff to prepare an analysis and recommendation.

ENTERPRISE FUND POLICIES

The City will establish enterprise funds for city services when 1) the intent of the City is that all costs of providing the service should be financed primarily through user charges; and/or 2) the City Council determines that it is appropriate to conduct a periodic review of net income for capital maintenance, accountability, or other public policy purposes.

- Enterprise funds will be established for city-operated utility services.
- Enterprise fund expenditures will be established at a level sufficient to properly maintain the fund's infrastructure and provide for necessary capital development.
- Each enterprise fund will maintain an adequate rate structure to cover the costs of all operations, including maintenance, depreciation, capital and debt service requirements, reserves (as established by fiscal policy or bond covenant), and any other cost deemed necessary.
- Rates may be offset from available fund cash after requirements are met for cash flow and scheduled reserve contributions.
- Enterprise fund services will establish and maintain reserves for general contingency and capital purposes consistent with those

maintained for general governmental services.

- Revenue bonds shall be issued only when projected operating revenues are insufficient for the enterprise's capital financing needs.
- The City will insure that net operating revenues of the enterprise constitute a minimum of 1.5 times the annual debt service requirements.
- The City will limit the maturities of all utility revenue bond issues to 25 years or less.

CASH MANAGEMENT AND INVESTMENT POLICIES

Careful financial control of the City's daily operations is an important part of Kirkland's overall fiscal management program. Achieving adequate cash management and investment control requires sound financial planning to ensure that sufficient revenues are available to meet the current expenditures of any one operating period. Once steps are taken to ensure that the City maintains a protected cash position in its daily operations, it is to the municipality's advantage to prudently invest idle funds until such time as they are required to make expenditures.

- The City's idle cash will be invested on a continuous basis in accordance with the City's adopted investment policies.
- The City will maintain a formal investment policy which is reviewed and endorsed by state and national professional organizations.
- The City will invest all funds (in excess of current requirements) based upon the following order of priority: 1) legality; 2) safety; 3) liquidity; and 4) yield.
- Investments with City funds shall not be made for purposes of speculation.
- The City is prohibited from investing in derivative financial instruments for the City's managed investment portfolio.
- Proper security measures will be taken to safeguard investments. The City's

designated banking institution will provide adequate collateral to insure City funds.

- The City's investment portfolio will be reviewed every two years by a qualified portfolio valuation service to assess the portfolio's degree of risk and compliance with the adopted investment policies.
- An analysis of the City's cash position will be prepared at regular intervals throughout the fiscal year.
- The City Council will be provided with quarterly reports on the City's investment strategy and performance.
- Sufficient cash shall be maintained to provide adequate funds for current operating expenditures.
- Where permitted, the City will pool its cash resources from various funds ("Treasurer's Cash") for investment purposes.
- Net investment income from Treasurer's Cash will be allocated in accordance with KMC 5.24.060 considering 1) average cash balance of the participating fund and 2) the minimum cash balance needs of each fund as determined by the Finance and Administration Director. Net investment income is the amount of annual investment proceeds after an allocation is made to any enterprise funds and Council-directed obligations are met for General Fund purposes.
- The City of Kirkland will select its official banking institution through a formal bidding process in order to provide the City with the most comprehensive, flexible, and cost-effective banking services available.

ACCOUNTING, FINANCIAL REPORTING AND AUDITING POLICIES

The City of Kirkland will establish and maintain a high standard of accounting practices. Accounting and budgetary systems will, at all times, conform to Generally Accepted Accounting Principles, the State of Washington Budgeting Accounting Reporting System (BARS) and local regulations.

- A comprehensive accounting system will be maintained to provide all financial information necessary to effectively operate the City.
- The City will meet the financial reporting standards set by the Governmental Accounting Standards Board.
- Full disclosure will be provided in all City financial reports and bond representations.
- An annual audit will be performed by the State Auditor's Office and include the issuance of a financial opinion.

RESERVE AND FUND BALANCE POLICIES

Adequate fund balance and reserve levels are a necessary component of the City's overall financial management strategy and a key factor in external agencies' measurement of the City's financial strength.

Maintenance of fund balance for each accounting fund assures adequate resources for cash flow and to mitigate short-term effects of revenue shortages.

City and state regulations have been established to allow the City of Kirkland to create and maintain specific reserve funds. Prudent use of reserve funds enables the City to defray future costs, take advantage of matching funds, and beneficial (but limited) opportunities. Reserve funds provide the City with the ability to exercise flexible financial planning in developing future capital projects. Reserve funds are necessary to enable the City to deal with unforeseen emergencies or changes in condition.

- The City will establish minimum fund balance targets for each fund based on the cash flow requirements of the fund. The City will include all fund balances in the biennial budget.
- The minimum fund balance will be attained and maintained through expenditure management, revenue management and/or contributions from the General Fund.
- All expenditures drawn from reserve accounts shall require prior Council approval

unless previously authorized by the City Council for expenditure in the biennial budget.

- A Contingency Reserve Fund shall be maintained in accordance with RCW 35A.33.145 to meet any municipal expense, the necessity or extent of which could not have been reasonably foreseen at the time of adopting the biennial budget. The target balance will be consistent with state law at \$.375 per \$1,000 of assessed valuation. Annual contributions to the Contingency Fund will be budgeted from interest income and General Fund resources.
- The City will maintain a General Operating Reserve at an amount equivalent to five percent of the tax-supported general government budgets (General Fund, Street Operating Fund and Parks Maintenance Fund) for the second year of the biennium. The General Operating Reserve is available to address unforeseen revenue shortfalls or expenditure needs that occur during the current biennium. Annual contributions will be budgeted from General Fund resources as available to attain and maintain an established reserve level.
- The City will maintain a Revenue Stabilization Reserve to address temporary revenue losses due to economic cycles or other time-limited causes. The Revenue Stabilization Reserve will be maintained at ten percent of selected General Fund revenue sources which, in the judgment of the Finance and Administration Director, are subject to volatility. The Revenue Stabilization Reserve may be used in its entirety; however, replenishing the reserve will constitute the first priority for use of year-end General Fund resources in excess of those needed to maintain the fund balance at the target level.
- The City will maintain a General Capital Contingency to address unforeseen project expenditures or external revenue shortfalls in an amount equivalent to ten percent of the funded six-year CIP, less proprietary fund

projects. Contributions will be made from General Fund resources as they are available.

- The City Manager may authorize the use of capital funding reserves up to an aggregate total of \$100,000 per year in increments not to exceed \$25,000. The City Manager will provide regular reports to the City Council at a regular Council meeting if this authorization is used. Capital funding reserves include: General Capital Contingency, Street Improvement Reserve, REET Reserves, Impact Fee Reserves, Water/Sewer Capital Contingency, Water/Sewer Construction Reserve, Surface Water Capital Contingency, and Surface Water Construction Reserve.
- The City will maintain a Capital Improvement Project Grant Match Reserve as a means of assuring the availability of cash resources to leverage external funding when the opportunity arises. The reserve will be maintained in the Real Estate Excise Tax Capital Reserve Fund and maintained through excise tax revenue received over and above the annual allocation to the Capital Improvement Plan.
- The City will maintain fully funded reserves for the replacement of vehicles and personal computers. Contributions will be made through assessments to the using funds and maintained on a per asset basis.
- Additional reserve accounts may be created by Council to account for monies for future known expenditures, special projects, or other specific purposes.
- All reserves will be presented in the biennial budget.

DEBT MANAGEMENT POLICIES

The amount of debt issued by the city is an important factor in measuring its financial performance and condition. Proper use and management of borrowing can yield significant advantages. From a policy perspective, the City of Kirkland uses debt in two ways: (1) as a mechanism to equalize the costs of

needed improvements to both present and future citizens; and (2) as a mechanism to reduce the immediate costs of substantial public improvements.

- City Council approval is required prior to the issuance of debt.
- An analytical review shall be conducted prior to the issuance of debt.
- The City will use the services of a legally certified and credible bond counsel in the preparation of all bond representations.
- The City of Kirkland will not use long-term debt to support current operations.
- Long-term borrowing will only be used for capital improvements that cannot be financed from current revenues.
- Short-term borrowing will only be used to meet the immediate financing needs of a project for which long-term financing has been secured but not yet received.
- The issuance of bonds shall be financed for a period not to exceed a conservative estimate of the asset's useful life.
- Non-capital furnishings, supplies, and personnel will not be financed from bond proceeds.
- The City will use refunding bonds, where appropriate, when restructuring its current outstanding debt.
- Reserves, interest costs, operating costs, and/or maintenance expenses will be capitalized only for enterprise activities; capitalized operating expenses will be strictly limited to those expenses incurred prior to actual operation of the facilities.
- The City will maintain a good credit rating at all times.
- Assessment bonds will be issued in place of general obligation bonds, where possible, to assure the greatest degree of public equity.
- Under most circumstances, the maturity of all assessment bonds shall not exceed 12 years.

- General Obligation bonds will be issued with maturities of 20 years or less.
- The voter approved general obligation debt of Kirkland will not exceed an aggregated total of 7.5% of the assessed valuation of the taxable property within the City.
- The following individual percentages shall not be exceeded in any specific debt category:
 - General Debt - 2.5% of assessed valuation
 - Utility Debt - 2.5% of assessed valuation
 - Open Space and Park Facilities - 2.5% of assessed valuation
- Limited-tax general obligation bonds will not exceed one and one-half percent of the City's current assessed property valuation.
- Limited-tax general obligation bonds will be issued only if:
 - A project requires funding not available from alternative sources;
 - Matching fund monies are available which may be lost if not applied for in a timely manner; or
 - Emergency conditions exist.

biennium review and update will take place during the first year of the biennium.

- The City Council will designate annual ongoing funding levels for each of the major project categories within the Capital Improvement Program.
- Financial analysis of funding sources will be conducted for all proposed capital improvement projects.
- A Capital Improvement Budget will be developed and adopted by the City Council as part of the biennial budget and will be amended during the mid-biennial budget review process (during the first year of the biennium) to reflect any changes in the updated Capital Improvement Program.
- The Capital Improvement Program will be consistent with the Capital Facilities Element of the Comprehensive Plan.
- The City Manager may authorize the reallocation of CIP project funds between CIP projects within a CIP category up to \$50,000 per instance. Funding may only be reallocated within a CIP category (i.e. between Transportation projects, or Parks projects, or Public Safety projects, etc.) when one project is over budget and, in the same period, a second project within the same CIP category has been completed and is closing out under budget. The City Manager will provide regular reports to the City Council at a regular Council meeting if this authorization is used.

CAPITAL IMPROVEMENT POLICIES

Kirkland's city government is accountable for a considerable investment in buildings, parks, roads, sewers, equipment and other capital investments. The preservation, maintenance, and future improvement of these facilities are a primary responsibility of the City. Planning and implementing sound capital improvement policies and programs today will help the City avoid emergencies and major costs in the future, therefore:

- The City will establish and implement a comprehensive multi-year Capital Improvement Program.
- The Capital Improvement Program will be prepared biennially concurrent with the development of the biennial budget. A mid-

ORDINANCE NO. 4134

AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING THE BIENNIAL BUDGET FOR 2007-2008.

WHEREAS, the City Council finds that the proposed adjustments to the Biennial Budget for 2007-2008 reflect revenues and expenditures that are intended to ensure the provision of vital municipal services at acceptable levels;

NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:

Section 1. The 2008 miscellaneous adjustments to the Biennial Budget of the City of Kirkland for 2007-2008 are hereby adopted.

Section 2. In summary form, modifications to the totals of estimated revenues and appropriations for each separate fund and the aggregate totals for all such funds combined are as follows:

<u>Funds</u>	<u>Current Budget</u>	<u>Adjustments</u>	<u>Revised Budget</u>
General	113,515,944	130,447	113,646,391
Lodging Tax	495,182	66,659	561,841
Street Operating	9,592,412	7,824	9,600,236
Cemetery Operating	336,709	0	336,709
Parks Maintenance	2,144,266	0	2,144,266
Recreation Revolving	2,111,338	0	2,111,338
Facilities Maintenance	9,066,324	0	9,066,324
Contingency	2,940,790	0	2,940,790
Cemetery Improvement	549,500	0	549,500
Impact Fees	3,709,937	0	3,709,937
Park & Municipal Reserve	12,691,198	32,545	12,723,743
Off-Street Parking Reserve	69,564	0	69,564
Tour Dock	99,235	0	99,235
Street Improvement	3,222,265	0	3,222,265
Grant Control Fund	285,835	0	285,835
Excise Tax Capital Improvement	22,091,056	0	22,091,056
Limited General Obligation Bonds	4,966,356	0	4,966,356
Unlimited General Obligation Bonds	3,243,334	0	3,243,334
L.I.D. Control	9,647	0	9,647
General Capital Projects	33,639,135	0	33,639,135
Grant Capital Projects	16,379,729	0	16,379,729
Water/Sewer Operating	38,471,870	0	38,471,870
Water/Sewer Debt Service	3,758,988	0	3,758,988
Utility Capital Projects	17,305,570	0	17,305,570
Surface Water Management	12,094,573	0	12,094,573
Surface Water Capital Projects	10,140,676	0	10,140,676

<u>Funds</u>	<u>Current Budget</u>	<u>Adjustments</u>	<u>Revised Budget</u>
Solid Waste	17,233,322	0	17,233,322
Equipment Rental	12,365,354	1,835	12,367,189
Information Technology	10,767,953	(42,610)	10,725,343
Firefighter's Pension	1,382,725	0	1,382,725
	<u>364,680,787</u>	<u>196,700</u>	<u>364,877,487</u>

Section 3. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this 18th day of March, 2008.

Signed in authentication thereof this 18th day of March, 2008.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

RESOLUTION R-4692

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND
ADOPTING THE FISCAL POLICIES FOR THE CITY OF KIRKLAND.

WHEREAS, the stewardship of public funds is one of the greatest responsibilities given to the officials and managers of the City of Kirkland; and

WHEREAS, the establishment of and maintenance of wise fiscal policies enables City officials to protect public interests and ensure public trust; and

WHEREAS, most of the City of Kirkland's Fiscal Policies represent long-standing principles, traditions, and practices that have guided the City management in the past and are intended to ensure that the City is financially able to meet its immediate and long-term objectives; and

WHEREAS, the City of Kirkland's Fiscal Policies need to be amended to reflect a change in timing of the preparation of the Capital Improvement Program process to coincide with the biennial budget process;

NOW, THEREFORE, be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The City Council hereby adopts the City of Kirkland's Fiscal Policies, a copy of which is attached hereto and by this reference incorporated herein.

Section 2. The City of Kirkland's Fiscal Policies are intended to provide general fiscal guidelines and to provide sound direction in the management of the City's financial affairs.

Passed by majority vote of the Kirkland City Council in open meeting this 18th day of March, 2008.

Signed in authentication thereof this 18th day of March, 2008.

MAYOR

Attest:

City Clerk



CITY OF KIRKLAND
Planning and Community Development Department
123 Fifth Avenue, Kirkland, WA 98033 425.587-3225
www.ci.kirkland.wa.us

MEMORANDUM

To: David Ramsay, City Manager

From: Joan Lieberman-Brill, AICP, Senior Planner
Paul Stewart, AICP, Deputy Director
Eric Shields, AICP, Director

Date: March 5, 2008

Subject: **Transmittal of Planning Commission and Houghton Community Council Recommendation on the 2007-2008 City Initiated Comprehensive Plan Amendments (File ZON07-00001)**

RECOMMENDATION

Staff recommends that the City Council consider the recommendation from the Planning Commission (PC) and Houghton Community Council (HCC) in support of proposed 2007 – 2008 city initiated amendments to the Kirkland Comprehensive Plan, choose between recommended versions of policy language preferred either by the PC or HCC on two topics, climate change and public art, as described in Attachments 2 and 3 to this memorandum; and provide direction to staff to move forward with drafting an “intent to adopt” resolution to be considered at your April 15 meeting. .

COUNCIL REVIEW

The March 18th meeting is Council’s opportunity to provide direction on any changes to the city initiated recommended package of revisions to the Plan discussed in this memorandum. Staff will then draft an “intent to adopt resolution”, to be adopted by Council in April as a place keeper for this body of amendments. These amendments will be incorporated into an ordinance adopting all 2007-2008 updates to the Comprehensive Plan for your consideration in the summer of 2008.

At your meeting, Karen Tennyson, Planning Commission Chair, will transmit the Commission’s recommendation and staff will present an overview of the recommended update. Staff suggests that Council consider the policy highlights and issues listed in Exhibit A, the Commission’s transmission memo, as a guide for discussion of the recommended Plan update.

BACKGROUND DISCUSSION

The City Council began the effort toward the annual update of city initiated amendments to the Comprehensive Plan on July 17, 2007. At that time, the Council received a briefing on the issues identified by staff and Planning Commission to be included in the 2007 – 2008 update, and directed staff and the Planning Commission to proceed with the preparation of revisions to be

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March 5, 2008

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considered during this cycle. Since that time, the Planning Commission has held several study sessions (August 23 and November 8) and a public hearing (December 20) on the draft revisions ([see PC Meeting Packets and PC Minutes for these meetings](#)). The Houghton Community Council also conducted a courtesy hearing on December 19 on the draft revisions ([see HCC Meeting Packets and HCC Minutes](#)). The Planning Commission's final recommended amendments for city initiated changes to the Comprehensive Plan appear as Attachment 1 to this memorandum.

The Planning Commission's efforts focused on bringing the city wide element chapters of the Comprehensive Plan into consistency with the adopted 2008-2013 Capital Improvement Program (specifically, the update of the CIP affects the Capital Facilities and Transportation Elements). These amendments include the updated funded project lists for the major public facilities needed to support growth and development consistent with our adopted level of service standards and the revised 2022 transportation project list including both funded and unfunded projects. Additionally, the Commission focused on new state legislation and other new information necessitating changes in the Plans' city wide element chapters and/or neighborhood plans.

On a parallel track, but still part of the 2007-2008 changes to the Plan, are possible changes to our method of measuring transportation concurrency based on our level of service standard. The Transportation Commission and Public Works staff is proceeding on this work and will bring it forward to the Planning Commission and Houghton Community Council, and ultimately for consideration by the City Council later this year.

Also proceeding on a separate track but part of the 2007 - 2008 Comprehensive Plan Amendments, are private amendment requests (PAR's) being considered during this cycle. The Planning Commission held public hearings and made recommendations to the City Council on both the Hart PAR and the Nakhjiri/Kirkland Congregational Church PAR's. Upon completion of review by the Council on these private amendment requests, city-initiated amendments and possibly the transportation concurrency system, staff will bring back an ordinance for Council's action. The private amendment requests for the Park Place, Altom and Orni sites are part of a Planned Action Ordinance which will come before the Council later in the year.

Houghton Community Council Input

At their courtesy hearing on December 19th, the Community Council was generally supportive of the draft amendments under discussion by the Planning Commission. Their comments had to do with; 1) a desire for consistency between the capital facilities and transportation elements and the current emphasis on low impact development, and provision of bike and pedestrian routes in public facilities consistent with the Non-Motorized Transportation Plan; 2) a desire to protect solar access in order to reduce energy consumption in an effort to reduce our contribution to climate change; 3) removing global warming language that they deemed an arguable opinion; 4) a desire that the City provide a better definition for public art; and 5) considering at a future date whether or not to include public art as a public benefit through the PUD process.

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Based on these concerns, and after receiving input from Cultural Council staff, the Community Council passed motions for approval of the update, with the addition of policies explicitly addressing the following:

- 1) Use of low impact development techniques in public facilities, (see [Policy and narrative CF-2.2](#))
- 2) Incorporation of bike ways in transportation facilities, (see [Policy and narrative T-2.4](#) and [Policy narrative CF-2.3](#)) and
- 3) Protection of solar access to reduce energy consumption (the PC did not concur).

Motions were also passed to remove proposed policies and or narrative addressing:

- 4) Global warming, that in their view is opinion (which is not shared by the HCC) – (the PC did not concur, see [Policy NE 5.2](#))
- 5) The definition of public art and eliminating narrative suggesting that public art may be added to the list of public benefits that can be evaluated to meet review criteria for PUD proposals – (the PC did not concur, see [Policy CC-1.4](#)).

To summarize, the PC concurred with the HCC that the Comprehensive Plan should better reflect the emphasis Kirkland is placing on incorporating low impact development in capital facilities projects and bike lanes in street projects (motions 1 and 2 above). The recommended amendments to both the Capital Facilities and Transportation Elements incorporate these comments. However, The PC did not agree with the other motions.

HCC vs. PC recommended Policies on Climate Change and Public Art

Attachments 2 and 3 compare the HCC and PC recommended amendments to the Climate Change and Public Art policies. Attachment 2 compares the Climate Change recommended amendments. Attachment 3 compares the Public Art amendments. The Planning Commission's reasons for their recommendations are addressed in Exhibit A. Please direct staff on which version of both or modification to either is to be included in the resolution of intent to adopt, which you will consider in April.

Factors and Approval Criteria to be Considered

The following Factors to Consider in Approving an Amendment to the Comprehensive Plan, found in Zoning Code Section 140.25 must be considered when reviewing city initiated amendment requests:

1. The effect upon the physical, natural, economic, and/or social environments.

For the social environment, approval of this year's proposed revisions to List B: Properties designated by the City as Community Landmarks will encourage the preservation of these buildings or sites that reflect our historical or cultural heritage, or have a relationship to notable persons or events of the past. This year's additions include the archway at Heritage Park, the

Langdon House, Ostberg Barn and Residence at McAuliffe Park, the Sessions Funeral Home, and the Captain Anderson Clock and Houghton Church Bell.

For the physical, natural, and economic environments, approval of amendments to the Transportation and Capital Facilities elements to reflect the adopted 6-year 2008-2013 CIP, will increase funding for transportation capacity projects needed to complete the City's concurrency requirements by 2022, increase funding for non-motorized projects such as bike lanes and sidewalks, increase funding for the emergency Sewer Program, continue work on water projects that are based on the recently updated Water Comprehensive Plan and Rate Study, renovate existing parks and develop current and recently acquired park land.

Proposed new or revised goals and policies on the topics of sustainability, low impact development (LID), climate change, commute trip reduction, and public art ensure long term environmental health or support community values. Addition of new park land to our various maps contained in the Comprehensive Plan reflect acquisitions in 2007 that will result in more open space and sensitive area protection of wetlands, streams and their buffers throughout the City. Cotton Hill Park in Highlands, Everest Park in Everest, and Yarrow Bay Wetlands all have been expanded with these purchases.

2. The compatibility with and impact on adjacent land uses and surrounding neighborhoods.

The proposed land use redesignation and rezone of a portion of JBD-6, located at 9833 NE 120th Place and 12072 98th Avenue NE from Commercial to Office/ Multifamily to match the text in the Juanita Business District section of the North/South Juanita Neighborhood will ensure transitional land use between the multifamily development to the east and the business district retail commercial core to the west. Existing policies that restrict land use in this location have been on the books since 1993, and this proposal is a correction to a long standing inconsistency.

3. The adequacy of and impact on public facilities and services, including utilities, roads, public transportation, parks, recreation, and schools.

The various proposed revisions to the Comprehensive Plan, especially as a result of incorporating the adopted 2008 – 2013 CIP will ensure that the City does have adequate public facilities and services.

4. The quality and location of land planned for the proposed land use type and density.

The majority of the proposed city initiated amendments to the Comprehensive Plan addressed in this memorandum are not site specific. Only two map changes, other than those to reflect park acquisitions during this cycle, are proposed. Both are corrections to land use designations and zoning to fix internal inconsistencies between land use and zoning maps, or to correct inconsistencies between the text in the plan and the maps. The corrections ensure

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that development will be implemented consistently with the land use policies for those two locations.

5. The effect, if any, upon other aspects of the Comprehensive Plan.

All Citywide Elements and Neighborhood Chapters in the Plan are interrelated and must be internally consistent. Each proposed amendment to the Plan has been reviewed to ensure consistency.

The city may amend the Comprehensive Plan only if it finds that the following Criteria found in Zoning Code Section 140.30 are met:

1. The amendment must be consistent with the Growth Management Act (GMA).
2. the amendment must be consistent with the countywide planning policies
3. The amendment must not be in conflict with other goals, policies, and provisions of the Comprehensive Plan.
4. The amendment will result in long term benefits to the community as a whole, and is in the best interest of the community.

The proposed amendments are consistent with the GMA, countywide planning policies, and are internally consistent with other parts of the Comprehensive Plan. Finally, the city initiated amendments will be in the best interest of the community as they reflect adopted city initiatives, recent state legislation, and best management practices.

SEPA Compliance

State Environmental Policy Act (SEPA) materials are available for viewing in the formal file located in the Planning Department or [see Attachment 2 of the December public hearing staff memorandum](#).

Public Comment

Other than comments from Cultural Council members and staff liaison Julie Reynolds who spoke in support of proposed amendments addressing public art, no public testimony has been received on the city initiated amendments to the Comprehensive Plan. Notice of public meetings and hearings were provided to the Seattle Times, the owners of the property affected by the proposed rezone of JBD 6, the Neighborhood Associations and Kirkland Alliance of Neighborhoods, the neighborhood e-bulletin reaching 500 recipients that Kari Page, our Neighborhood Services Coordinator, maintains and the Kirkland Chamber of Commerce. All memorandums were available for viewing prior to the meetings on the [project website](#). Additionally, the project website advertised the meeting schedule.

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Attachments

1. Recommended amendments to the Comprehensive Plan
2. PC and HCC Climate Change Recommended Policy Comparison
3. PC and HCC Public Art Recommended Policy Comparison

Exhibits

- A. Planning Commission Recommendation Memo

CC: ZON07-00001

Planning Commission

Houghton Community Council

Brent Wood, 9833 NE 120th Pl and 12072 98th Ave NE, Kirkland, WA 98034

Kirkland Neighborhood Associations

Kirkland Alliance of Neighborhoods

Kirkland Chamber of Commerce

Table CF - 8
Capital Facilities Plan: Transportation Projects

SOURCES OF FUNDS

<i>Revenue Type</i>	<i>Revenue Source</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
Local	Surface Water Fees	960,000	990,100	896,900	934,300	786,700	1,145,500	5,713,500
Local	Real Estate Excise Tax	2,260,000	2,122,600	2,224,800	2,192,100	2,614,100	2,546,200	13,959,800
Local	Sales Tax	270,000	270,000	270,000	270,000	270,000	270,000	1,620,000
Local	Gas Tax	526,000	534,000	545,000	549,000	554,000	558,000	3,266,000
Local	Impact Fees	1,254,000	2,352,000	1,881,600	1,966,800	2,517,700	2,652,300	12,624,400
Local	Reserves	510,000	392,000	439,100	421,500	550,800	475,800	2,789,200
External	Sound Transit	430,000						430,000
External	Grants	1,020,000	690,000	376,300	2,613,200	3,776,400	7,754,300	16,230,200
<i>Total Sources</i>		7,230,000	7,350,700	6,633,700	8,946,900	11,069,700	15,402,100	56,633,100

USES OF FUNDS**Funded Projects**

<i>Project Number</i>	<i>Project Title</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
ST 0006	Annual Street Preservation Program	1,800,000	1,800,000	1,800,000	1,800,000	1,800,000	1,800,000	10,800,000
ST 0057*	NE 120th Street Roadway Extension (east section)	1,000,000	560,000			1,400,500	4,546,900	7,507,400
ST 0058*	NE 132nd Street Roadway Improvements					157,300	881,200	1,038,500
ST 0059*	124th Ave NE Roadway Improvements (north section)	900,000	896,000		4,179,600			5,975,600
ST 0063*	120th Avenue NE Roadway Improvements	200,000	896,000	1,881,600	2,388,300	4,648,200	1,762,300	11,776,400
NM 0001*	116th Avenue (south) Non-Motorized Facilities-Phase II						4,370,600	4,370,600
NM 0012	Crosswalk Upgrade Program		70,000		70,000		70,000	210,000
NM 0034*	NE 100th St at Spinney Homestead Park Sidewalk		56,000	188,100				244,100
NM 0044*	116th Avenue NE Sidewalk (Highlands)	73,000	567,700					640,700
NM 0049*	112th Avenue NE Sidewalk		168,000					168,000
NM 0051*	Rose Hill Business District Sidewalks	503,000						503,000
NM 0052*	NE 73rd Street Sidewalk	220,000						220,000
NM 0054*	13th Avenue Sidewalk		112,000	218,300				330,300
NM 0055*	122nd Avenue NE Sidewalk				309,000	1,180,100		1,489,100
NM 0057	Annual Sidewalk Maintenance Program	200,000	200,000	200,000	200,000	200,000	200,000	1,200,000
NM 0059*	6th St Sidewalk		112,000	190,600				302,600
NM 0060*	100th Ave NE/99 th Place NE Sidewalk	220,000	244,200					464,200
NM 0064	Park Lane Ped Corridor Enhancements	60,000		338,700				398,700
NM 0065	Central Way Ped Enhancements (Phase II-southside)		100,800	263,400				364,200
TR 0004*	Kirkland Avenue/3rd Street Traffic Signal	330,000						330,000
TR 0078*	NE 85th Street/132nd Ave NE Intersection Improv. (Phase I)	279,000						279,000
TR 0079*	NE 85th Street/114th Avenue NE Intersection Improv.	356,000						356,000
TR 0080*	NE 85th Street/124th Avenue NE Intersection Improv.	179,000						179,000
TR 0083*	100th Ave NE/NE 132nd St Intersection Improvements					1,683,600	713,700	2,397,300
TR 0085*	NE 68th St/108th Ave NE Intersection Improvements	610,000	672,000					1,282,000
TR 0086*	NE 70th Street/132nd Ave NE Intersection Improvements						528,700	528,700
TR 0088*	NE 85th St/120th Ave NE Intersection Improvements						528,700	528,700
TR 0091*	NE 124th St/124th Ave NE Intersection (Phase III)	300,000	896,000	1,553,000				2,749,000
<i>Total Funded Transportation Projects</i>		7,230,000	7,350,700	6,633,700	8,946,900	11,069,700	15,402,100	56,633,100

<i>SURPLUS (DEFICIT) of Resources</i>	-	-	-	-	-	-	-	-
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*These projects provide new capacity towards levels of service.

XIII. CAPITAL FACILITIES

TABLE CF-9
2022 Transportation Project List

Comp Plan ID Number	Project Description	Total Cost ⁽¹⁾	CIP Project Number	Funded in 6-yr CIP	Source Doc. ⁽²⁾	Comp Plan Goal	2022 Concurrency Project
Non-Motorized							
NM 20-1	Spinney Homestead/NE 100th Sidewalk, 111th Ave. NE to I-405	\$ 0.2	NM 0034	✓	C, NM	T-2	
NM 20-2	116th Ave. NE Non-Motor Facilities (south), NE 60th St. to S. City Limits	\$ 5.9	NM 0001	✓	C, NM	T-2	
NM 20-3	13th Ave. Sidewalk (Phase II)	\$ 0.3	NM 0054	✓	C, NM	T-2	
NM 20-4	Crestwoods Park/BNSFRR Ped/Bike facility	\$ 2.6	NM 0031		C, NM	T-2	
NM 20-5	93 Ave. NE Sidewalk, Juanita Dr. to NE 124th St.	\$ 0.5	NM 0032		C, NM	T-2	
NM 20-6	NE 52nd St. Sidewalk	\$ 0.7	NM 0007		C, NM	T-2	
NM 20-7	Cross Kirkland Trail	\$ 5.0	NM 0024		C, NM	T-2, T-8	
NM 20-8	122nd Ave NE sidewalk	\$ 1.5	NM 0055	✓	C, NM	T-2	
NM 20-9	116th Ave NE Sidewalk (Highlands)	\$ 0.7	NM 0044	✓	C, NM	T-2	
NM 20-10	NE 100th St. Bike lane, Slater Ave NE to 132nd Ave. NE	\$ 1.0	NM 0036		C, NM	T-2	
NM 20-11	NE 95th St Sidewalk (Highlands)	\$ 0.4	NM 0045		C, NM	T-2	
NM 20-12	18th Ave West Sidewalk	\$ 1.9	NM 0046		C, NM	T-2	
NM 20-13	116th Ave NE Sidewalk (South Rose Hill)	\$ 0.3	NM 0047		C, NM	T-2	
NM 20-14	130th Ave. NE Sidewalk	\$ 0.3	NM 0037		C, NM	T-2	
NM 20-15	NE 90th St. Bicycle/Pedestrian Overpass Across I-405	\$ 2.8	NM 0030		C, NM	T-2	
NM 20-16A	NE 90th St. Sidewalk (Phase I), 124th Ave. NE to 128th Ave. NE	\$ 0.8	NM 0056		C, NM	T-2	
NM 20-16B	NE 90th St. Sidewalk (Phase II), 120th Ave NE. to 124th Ave NE & 128th Ave NE to 132nd Ave NE	\$ 0.8	NM 0026		C, NM	T-2	
NM 20-17	NE 60th St Sidewalk	\$ 4.3	NM 0048		C, NM	T-2	
NM 20-18	Forbes Valley Pedestrian Facility	\$ 1.7	NM 0041		C, NM	T-2	
NM 20-19	NE 126th St Non-motorized facilities	\$ 4.3	NM 0043		C, TL	T-2	
NM 20-20	Crosswalk Upgrades (various locations)	\$ 0.2	NM 0012	✓	C, NM	T-2	
NM 20-21	Annual Pedestrian Improvements (various locations)	\$ 32.3	various		NM	T-2	
NM 20-22	Annual Bicycle Improvements (various locations)	\$ 2.3	various		NM	T-2	
NM 20-23	112th Ave NE Sidewalk	\$ 0.2	NM 0049	✓	C, NM	T-2	
NM 20-24	NE 80th St Sidewalk	\$ 0.3	NM 0050		C, NM	T-2	
NM 20-25	Rose Hill Business District Sidewalks	\$ 3.5	NM 0051	✓	C, NM	T-2	
NM 20-26	NE 73rd Street Sidewalk	\$ 0.3	NM 0052	✓	C, NM	T-2	
NM 20-27	NE 112th Street Sidewalk	\$ 0.5	NM 0053		C, NM	T-2	
NM 20-28	Annual Sidewalk Maintenance Program	\$ 1.2	NM 0057	✓	C, NM	T-2	
NM 20-29	111th Ave non-motorized/emergency access connection	\$ 1.0	NM 0058		Highlands	T-2	
NM 20-30	6th Street Sidewalk	\$ 0.3	NM 0059	✓	C	T-2	
NM 20-31	100th Ave NE/NE 99th Place sidewalk	\$ 0.5	NM 0060	✓	C	T-2	
NM 20-32	Park Place Pedestrian Corridor enhancements	\$ 1.3	NM 0064	✓	C	T-2	
NM 20-33	Central Way Pedestrian enhancements (Phase II)	\$ 0.4	NM 0065	✓	C	T-2	
SUBTOTAL (NON-MOTORIZED)		\$80.3					
Street							
ST 20-1	118th Ave. NE Road Extension, NE 116th to NE 118th St. (2 In)	\$ 5.9	ST 0060		C, TL	T-4	
ST 20-2	119th Ave. NE Road Extension, NE 128th St. to NE 130th St. (2 In)	\$ 5.1	ST 0061		C, TL	T-4	
ST 20-3	120th Ave. NE Road Improvement, NE 128th St. to NE 132 St. (5 In)	\$ 11.8	ST 0063	✓	C	T-1, T-4	✓
ST 20-4	124th Ave. NE Road Improvement, NE 116th St. to NE 124th St. (5 In)	\$ 6.8	ST 0059	✓	C	T-1, T-4	✓
ST 20-5	124th Ave. NE Road Improvement, NE 85th St. to NE 116th St. (3 In)	\$ 28.3	ST 0064		C	T-4	
ST 20-6	132nd Ave. NE Road Improvement, NE 85th St. to Slater Ave. NE (3 In)	\$ 23.5	ST 0056		C	T-4	
ST 20-7	98th Ave. NE Bridge Replacement at Forbes Creek (2 In)	\$ 8.7	ST 0055		C	T-4	
ST 20-8	120th Ave NE Road Extension, NE 116th St north to BNSFRR XING (2 In)	\$ 15.2	ST 0073		TL	T-4	
ST 20-9	NE 120th St. Road Extension (east), Slater Ave. NE to 124th Ave. NE (3 In)	\$ 8.1	ST 0057	✓	C	T-1, T-4	✓
ST 20-10	120th Ave. NE, Totem Lake Blvd. to NE 128th St. (3 In)	\$ 3.0	ST 0070		TL	T-4	
ST 20-11	NE 130th St. Road Extension, Totem Lake Blvd. to 120th Ave. NE (2 In)	\$ 9.1	ST 0062		C	T-4	
ST 20-12	NE 132nd St. Road Improvement, 100th Ave NE to 132nd Ave NE	\$ 45.2	ST 0058	✓	C, TL	T-1, T-4, T-8	✓
ST 20-13	NE 120th St. Road extension (west), 124th Ave NE to BNSFRR XING (2 In)	\$ 5.4	ST 0072		TL	T-4	
ST 20-14	Annual Street Preservation Program (various locations)	\$ 25.2	ST 0006	✓	C	T-4	
SUBTOTAL (STREETS)		\$ 201.3					
Traffic/Intersection							
TR 20-1	Kirkland Ave/3rd St. Traffic Signal	\$ 0.3	TR 0004	✓	C	T-4	
TR 20-2	Kirkland Way/BNSFRR Abutment/Intersection Improvements	\$ 6.1	TR 0067		C, NM	T-4, T-2	
TR 20-3	6th Street/Kirkland Way Traffic Signal	\$ 0.6	TR 0065		C	T-4	
TR 20-4	NE 68th St/108th Ave NE Intersection Improvements	\$ 1.3	TR 0085	✓	C	T-4	✓
TR 20-5	NE 124th St./I-405 queue By-pass @ I-405, EB to SB	\$ 1.5	TR 0057		C	T-1, T-4, T-5	✓
TR 20-6	NE 85th St/120th Ave NE Intersection Improvements	\$ 1.8	TR 0088	✓	C	BKR, T-1, T-4	✓
TR 20-7	NE 85th St/132nd Ave NE Intersection Improvements	\$ 1.6	TR 0089		C	BKR, T-1, T-4	
TR 20-8	NE 85th St. HOV/I-405 queue By-pass @ I-405, EB to SB	\$ 0.7	TR 0056		C	T-1, T-4, T-5	✓
TR 20-9	Lk. Wash Blvd. /Northup Way queue by-pass southbound to westbound	\$ 5.9	TR 0068		C	T-4	
TR 20-10.1	NE 116th St./ I-405 queue by-pass EB to SB	\$ 6.5	TR 0072		C	T-1, T-4, T-5	

(1) '08 COSTS; funded projects indexed for inflation (2) C=CIP, NM=Non-Cap list, TL = Totem Lake, P20=20 year list

XIII. CAPITAL FACILITIES

TABLE CF-9
2022 Transportation Project List

Comp Plan ID Number	Project Description	Total Cost⁽¹⁾	CIP Project Number	Funded in 6-yr CIP	Source Doc.⁽²⁾	Comp Plan Goal	2022 Concurrency Project
TR 20-10.2	NE 85th St./ I-405 queue by-pass WB to NB	\$ 1.6	TR 0074		C	T-1, T-4, T-5	
TR 20-10.3	NE 70th St./ I-405 queue by-pass EB to SB	\$ 1.5	TR 0073		C	T-1, T-4, T-5	
TR 20-10.4	NE 124th St. / I-405 queue by-pass WB to NB	\$ 1.1	TR 0075		C	T-1, T-4, T-5	✓
TR 20-11.1	Kirkland Avenue/Lake Street. S	\$ 0.6			P20	T-4	
TR 20-11.2	Lake Street S./2nd Avenue S	\$ 0.6			P20	T-4	
TR 20-11.3	Market Street/Central Way	\$ 0.6			P20	T-4	
TR 20-11.4	Market Street/7th Avenue NE	\$ 0.6			P20	T-4	
TR 20-11.5	Market Street/15th Avenue	\$ 0.6			P20	T-4	
TR 20-11.6	NE 53rd Street/108th Avenue NE	\$ 0.6			P20	T-4	
TR 20-11.7	NE 60th Street/116th Avenue NE	\$ 0.6			P20	T-4	
TR 20-11.8	NE 60th Street/132nd Avenue NE	\$ 0.6			P20	T-4	
TR 20-11.9	NE 64th Street/Lake Washington Blvd.	\$ 0.6			P20	T-4	
TR 20-11.10	NE 70th Street/120th Avenue or 122nd Avenue NE	\$ 0.6			P20	T-4	
TR 20-11.11	NE 80th Street/132nd Avenue NE	\$ 0.6			P20	T-4	
TR 20-11.12	NE 112th Street/124th Avenue NE	\$ 0.6			P20	T-4	
TR 20-11.13	NE 116th Street/118th Street NE	\$ 0.6			P20	T-4	
TR20-11.14	NE 116th Street/124th Avenue NE northbound dual left-turns	\$ 1.4	TR 0092		C	BKR	
TR 20-11.15	NE 126th Street/132nd Place NE	\$ 0.6			P20	T-4	
TR 20-11.16	NE 128th Street/ Totem Lake Boulevard	\$ 0.6			P20	T-4	
TR 20-11.17	NE 100th Street/132nd Ave NE	\$ 0.4			P20	T-4	
TR 20-11.18	NE 132nd Street/Totem Lake Boulevard	\$ 0.4			P20	T-4	
TR 20-11.19	Market Street and Forbes Creek Drive	\$ 0.4			P20	T-4	
TR 20-11.20	NE 112th Street/120th Ave NE	\$ 0.6			P20	T-4	
TR 20-11.21	Totem Lake Boulevard/120th Ave NE	\$ 2.0			P20	T-4	✓
TR 20-12	NE 70th St/132nd Ave NE Intersection Improvements	\$ 2.2	TR 0086	✓	C	BKR, T-1, T-4	✓
TR 20-13	Lake Washington Blvd/NE 38th PL Intersection Improvements	\$ 2.7	TR 0090		C	BKR, T-1, T-4	
TR 20-14	NE 124th Street/124th Ave NE Intersection Improvements (Phase II)	\$ 2.7	TR 0091	✓	C	BKR	✓
TR 20-15	100th Ave NE/NE 132nd St Intersection Improvements	\$ 2.4	TR 0083	✓	C	BKR, T-1, T-4	✓
TR 20-16	100th Ave NE/NE 124th St Intersection Improvements	\$ 2.0	TR 0084		C	T-4	✓
SUBTOTAL (TRAFFIC/INTERSECTIONS)		\$ 56.7					
2022 TRANSPORTATION PROJECT LIST TOTAL →		\$ 338.3					

Table CF - 10A
Capital Facilities Plan: Utility Projects

SOURCES OF FUNDS

<i>Revenue Type</i>	<i>Revenue Source</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
Local	Water and Sanitary Sewer Utility Rates	2,681,000	2,846,400	2,711,300	3,164,400	2,730,600	1,717,200	15,850,900
Local	Reserves	990,000	2,270,000	570,000	1,400,000		1,400,000	6,630,000
Local	Debt				850,000	1,012,300	1,208,700	3,071,000
External	Joint Facility Agreements Redmond/Bellevue			65,300	102,700	336,900		504,900
<i>Total Sources</i>		<i>3,671,000</i>	<i>5,116,400</i>	<i>3,346,600</i>	<i>5,517,100</i>	<i>4,079,800</i>	<i>4,325,900</i>	<i>26,056,800</i>

USES OF FUNDS**Funded Projects**

<i>Project Number</i>	<i>Project Title</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
WA 0058*	NE 75th Street/130th Avenue NE Watermain Replc.	371,700						371,700
WA 0059*	101st Avenue NE Watermain Replacement	177,000						177,000
WA 0060*	10th Avenue Watermain Replacement	845,100						845,100
WA 0063*	Supply Station #3 Replacement & Transmission Main Add.				195,000			195,000
WA 0067*	North Reservoir Pump Station Replacement					991,000		991,000
WA 0077*	NE 110th Street Watermain Replacement	416,000						416,000
WA 0090	Emergency Sewer Pgm Watermain Replacement Pgm		50,000		50,000		50,000	150,000
WA 0093	Vulnerability Analysis Facility Upgrades		297,900					297,900
WA 0099*	Alexander Ave Watermain Replacement	247,400						247,400
WA 0102*	104th Ave NE Watermain Replacement		515,600					515,600
WA 0103*	NE 113th Pl/106th Ave NE Watermain Replacement			755,600				755,600
WA 0107*	120th Ave NE/NE 73rd St Watermain Replacement			746,700				746,700
WA 0116*	132nd Av NE/NE 80th St Watermn Replacement				1,000,000	1,191,000	1,422,000	3,613,000
WA 0118*	112th-114th Ave NE/NE 67th-68th St Wtrm Rep	283,800	1,220,500	244,200				1,748,500
WA 0120*	111th Ave Watermain Replacement				191,500			191,500
WA 0121*	109th Ave NE/111th Way Watermain Replacement				390,700			390,700
WA 0124*	NE 97th St Watermain Replacement				691,500			691,500
WA 0126	North Reservoir Outlet Meter Addition			87,100				87,100
WA 0127*	Supply Station #2 Improvements			105,000				105,000
WA 0130*	11th Place Watermain Replacement		260,000					260,000
WA 0131	Supply Station #1 Improvements				84,600			84,600
WA 0136*	NE 74th St Watermain Replacement				152,000			152,000
WA 0137*	NE 73rd St Watermain Replacement					790,000		790,000
SS 0046*	Market Street Sewermain Replacement	1,000,000	652,600					1,652,600
SS 0050*	NE 80th Street Sewermain Replacement (Phase I)	30,000						30,000
SS 0056*	Emergency Sewer Construction Program		1,400,000		1,400,000		1,400,000	4,200,000
SS 0062*	NE 108th Street Sewermain Replacement/Rehabilitation		610,000	1,408,000	1,361,800			3,379,800
SS 0063*	NE 53rd Street Sewermain Replacement	300,000	109,800					409,800
SS 0064*	7th Avenue South Sewermain Replacement					332,400	643,100	975,500
SS 0067*	NE 80th Street Sewermain Replacement (Phase II)					775,400	810,800	1,586,200
<i>Total Funded Utility Projects</i>		<i>3,671,000</i>	<i>5,116,400</i>	<i>3,346,600</i>	<i>5,517,100</i>	<i>4,079,800</i>	<i>4,325,900</i>	<i>26,056,800</i>

<i>SURPLUS (DEFICIT) of Resources</i>	-	-	-	-	-	-	-	-
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*These projects provide new capacity towards levels of service.

Table CF - 10B
Capital Facilities Plan: Surface Water Utility Projects

SOURCES OF FUNDS

<i>Revenue Type</i>	<i>Revenue Source</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
Local	Surface Water Utility Rates	1,536,800	1,584,500	1,583,000	1,578,400	1,586,000	1,493,300	9,362,000
External	Grant	47,000						47,000
<i>Total Sources</i>		1,583,800	1,584,500	1,583,000	1,578,400	1,586,000	1,493,300	9,409,000

USES OF FUNDS**Funded Projects**

<i>Project Number</i>	<i>Project Title</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
SD 0045	Carillon Woods Erosion Control Measures		22,400	84,100	451,000			557,500
SD 0047	Annual Replacement of Aging/Failing Infrastructure	200,000	200,000	200,000	200,000	200,000	200,000	1,200,000
SD 0049*	Forbes Creek/108th Ave NE Fish Passage Impr		103,500	256,600				360,100
SD 0050*	NE 95th St/126th Ave NE Flood Control Measures				16,700	69,200		85,900
SD 0051	Forbes Creek/KC Metro Access Road Culvert Enh.	202,300						202,300
SD 0052	Forbes Creek/Slater Ave Streambank Stabilization			75,200	90,200			165,400
SD 0053	Forbes Creek/Coors Pond Channel Grade Controls	200,300						200,300
SD 0054*	Forbes Creek/BNSFRR Fish Passage Improvements						519,800	519,800
SD 0056	Forbes Creek Ponds Fish Passage/Riparian Plantings			110,700	193,400			304,100
SD 0058	Surface Water Sediment Pond Reclamation Phase II	90,000	169,000	149,000	63,200			471,200
SD 0059*	Totem Lake Blvd Flood Control Measures	408,500	479,200	410,800				1,298,500
SD 0060	Juanita Creek/NE 122nd St Bank Stabilization	253,500						253,500
SD 0061	Everest Park Stream Channel/Riparian Enhancements				274,200	542,700	528,600	1,345,500
SD 0062	Stream Flood Control Measures at Post Office				36,500	265,000	244,900	546,400
SD 0063	Everest Creek-Slater Ave at Alexander St.	169,200	514,400	125,400				809,000
SD 0065	Cochran Springs/Plaza at Yarrow Pt Flood Control	60,000	96,000					156,000
SD 0537	Streambank Stabilization Program - NE 86th Street			171,200	253,200	509,100		933,500
<i>Total Funded Surface Water Utility Projects</i>		1,583,800	1,584,500	1,583,000	1,578,400	1,586,000	1,493,300	9,409,000

<i>SURPLUS (DEFICIT) of Resources</i>	-	-	-	-	-	-	-	-
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*These projects provide new capacity towards levels of service.

Table CF - 11
Capital Facilities Plan: Parks Projects

SOURCES OF FUNDS

<i>Revenue Type</i>	<i>Revenue Source</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
Local	Real Estate Excise Tax	700,000	1,350,000	1,102,500	1,157,600	1,215,500	1,276,300	6,801,900
Local	Park Impact Fees	835,000	310,500	321,400	332,600	344,300	356,300	2,500,100
Local	Reserves	100,000						100,000
External	Grant	50,000	450,000					500,000
<i>Total Sources</i>		1,685,000	2,110,500	1,423,900	1,490,200	1,559,800	1,632,600	9,902,000

USES OF FUNDS**Funded Projects**

<i>Project Number</i>	<i>Project Title</i>	<i>2008</i>	<i>2009</i>	<i>2010</i>	<i>2011</i>	<i>2012</i>	<i>2013</i>	<i>Six-Year Total</i>
PK 0049*	Open Space and Pk Land Acq Grant Match Program	100,000						100,000
PK 0056	Forbes Lake Park Development	75,000		877,500				952,500
PK 0066	Park Play Area Enhancements		100,000	100,000	50,000	100,000	100,000	450,000
PK 0078 600	A.G. Bell Elementary Playfields Improvements						200,000	200,000
PK 0078 800	International Comm. School Playfield Improvements					300,000		300,000
PK 0087	Waverly Beach Park Renovation			75,000	957,600			1,032,600
PK 0112	Everest Park A-Field Bleachers	175,000						175,000
PK 0113	Spinney Homestead Park Renovation				50,000	690,500		740,500
PK 0115	Terrace Park Renovation						76,300	76,300
PK 0119	Juanita Beach Park Development	150,000	1,650,000				850,000	2,650,000
PK 0121	Green Kirkland Forest Restoration Program	50,000	50,000	50,000	50,000	50,000	50,000	300,000
PK 0122	Community Recreation Facility – Site Planning	75,000						75,000
PK 0123	Peter Kirk Pool Upgrades	125,000						125,000
PK 0124	Snyder's Corner Park Site Development					75,000		75,000
PK 0125	Dock Renovations	100,000			50,000			150,000
PK 0131*	Park and Open Space Acquisition Program	835,000	310,500	321,400	332,600	344,300	356,300	2,500,100
<i>Total Funded Parks Projects</i>		1,685,000	2,110,500	1,423,900	1,490,200	1,559,800	1,632,600	9,902,000

<i>SURPLUS (DEFICIT) of Resources</i>	-	-	-	-	-	-	-	-
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*These projects provide new capacity towards levels of service.

TABLE T-5
Project Descriptions for the 2022 Transportation Project List

Non-motorized Improvements

NM20-1	Sidewalk
Location:	NE 100th Street from 116th Avenue NE to approximately 114 th Ave NE
Description:	Installation of curb, gutter, sidewalk and storm drainage along the north side. Funded CIP project NM 0034; scheduled for completion in 2010.
NM20-2	Non-motorized Facilities
Location:	116 th Avenue NE (south section) (NE 60 th Street to south City Limits)
Description:	Widen road to provide a paved five-foot bicycle lane north and southbound. Install pedestrian/equestrian trail along the east side of road. This trail will be separated from the roadway where possible. Funded CIP project NM 0001; scheduled completion is beyond 2013.
NM20-3	Sidewalk
Location:	13th Avenue, Van Aalst Park to 3rd Street
Description:	Install sidewalk and planter strip along the south side of 13th Avenue. Funded CIP project NM 0054; scheduled for completion in 2010.
NM20-4	Pedestrian/Bicycle Facility
Location:	18th Avenue at Crestwoods Park/NE 100th Street, from 6th Street to 111th Avenue NE across BNR right-of-way
Description:	Installation of paved path and overpass along the described corridor. Unfunded CIP project NM 0031.
NM20-5	Sidewalk
Location:	93rd Avenue NE from Juanita Drive to NE 124th Street
Description:	Installation of curb, gutter, sidewalk and planter strip along the east side. Unfunded CIP project NM 0032.
NM20-6	Sidewalk
Location:	NE 52nd Street between approximately Lake Washington Boulevard and 108th Avenue NE
Description:	Install curb, gutter and sidewalk along the north side of the street. Improve storm drainage along project alignment. Unfunded CIP project NM 0007.
NM20-7	Nonmotorized Facilities
Location:	Burlington Northern Sante Fe Railroad right-of-way, between south and north City Limits
Description:	10 to 12-foot wide two-way bike/pedestrian multi-purpose asphalt trail. Unfunded CIP project NM 0024.

- NM20-8** Sidewalk
Location: 122nd Ave NE, between NE 70th Street and NE 80th Street
Description: Install curb, gutter and sidewalk along the east side between NE 70th Street and NE 75th Street, and along the west side between NE 75th Street and NE 80th Street. Funded CIP project NM 0055; scheduled to be completed in 2012.
- NM20-9** Sidewalk
Location: 116th Ave NE from NE 94th Street to NE 100th Street
Description: Install curb, gutter, sidewalk and storm drain along east side. Funded CIP project NM 0044; scheduled for completion in 2009.
- NM20-10** Bike Lane
Location: NE 100th Street, Slater Avenue NE to 132nd Avenue NE
Description: Provide markings, minor widening and other improvements to create a bicycle connection from the 100th Street overpass to 132nd Avenue NE. Unfunded CIP project NM 0036.
- NM20-11** Sidewalk
Location: NE 95th Street from 112th Ave NE to 116th Ave NE
Description: Install curb, gutter and sidewalk and storm drain along north side. Unfunded CIP project NM 0045.
- NM20-12** Sidewalk
Location: 18th Ave West from Market Street to Rose Point Lane
Description: Install curb, gutter and sidewalk and storm drain along roadway. Unfunded CIP project NM 0046.
- NM20-13** Sidewalk
Location: 116th Ave NE from NE 70th Street to NE 75th Street
Description: Installation of curb, gutter, sidewalk and storm drainage along east side of roadway. Unfunded CIP project NM 0047.
- NM20-14** Sidewalk
Location: 130th Avenue NE, NE 95th Street to NE 100th Street
Description: Installation of curb, gutter, sidewalk and storm drainage along west side of roadway. Unfunded CIP project NM 0037.
- NM20-15** Pedestrian/Bicycle Bridge
Location: NE 90th Street, 116th Avenue NE to Slater Avenue; across I-405
Description: Pedestrian/Bicycle bridge approximately 10 feet wide, with approaches on each end. Unfunded CIP project NM 0030.

NM20-16A	Sidewalk
Location:	NE 90th Street, 124 th Ave NE to 128 th Ave NE (Phase I)
Description:	Installation of curb, gutter and sidewalk along the north side. Unfunded CIP project NM 0056.
NM20-16B	Sidewalk
Location:	NE 90th Street, 120 th Ave NE to 124 th Ave NE, and 128 th Ave NE to 132 nd Ave NE (Phase II)
Description:	Installation of curb, gutter and sidewalk along the north side. Unfunded CIP project NM 0026.
NM20-17	Pathway/sidewalk
Location:	NE 60 th Street from 116 th Ave NE to 132 nd Ave NE
Description:	Half street improvements along the north side to include pathway/sidewalk, curb and gutter (where appropriate), storm drainage/conveyance (natural and/or piped) and minor widening; accommodations for equestrians will be reviewed during the design. Unfunded CIP project NM 0048.
NM20-18	Pedestrian Facility
Location:	Forbes Creek Drive from Crestwoods Park to Juanita Bay Park
Description:	Installation of curb, gutter and sidewalk along the north side of Forbes Creek Drive from approximately 108th Avenue NE to approximately Market Street. Unfunded CIP project NM 0041.
NM20-19	Pedestrian/Bicycle Facility
Location:	NE 126th Street/Totem Lake Way from 120th Avenue NE to 132nd Place NE
Description:	Installation of paved multi purpose path and storm drainage along corridor. Unfunded CIP project NM 0043.
NM20-20	Crosswalk Upgrades
Location:	Various locations throughout city
Description:	Pedestrian crossing improvements. Projects are combined and funded every two years under CIP project NM 0012.
NM20-21	Annual Pedestrian Improvements
Location:	Various locations throughout city
Description:	Continue to prioritize and install pedestrian improvements to meet the adopted level of service.
NM20-22	Annual Bicycle Improvements
Location:	Various locations throughout the city
Description:	Continue to prioritize and install bicycle improvements to meet the adopted level of service.

- NM20-23** Sidewalk
Location: 112th Ave NE from NE 87th Street to NE 90th Street
Description: Installation of curb, gutter, sidewalk and storm drain along west side of roadway. Funded CIP project NM 0049; scheduled for completion in 2009.
- NM20-24** Sidewalk
Location: NE 80th Street from 126th Ave NE to 130th Ave NE
Description: Installation of curb, gutter, sidewalk and storm drain along south side of roadway. Unfunded CIP project NM 0050.
- NM 20-25** Sidewalk
Location: NE 85th Street from I-405 to 132nd Ave NE and along 124th Ave NE from NE 80th Street to NE 90th Street.
Description: Install sidewalk, planter strip, storm drainage and other improvements to enhance Sound Transit bus route 540 ridership. Funded CIP project NM-0051; scheduled for completion in 2008.
- NM20-26** Sidewalk
Location: NE 73rd Street from 124th Ave NE to 130th Ave NE
Description: Installation of curb, gutter, sidewalk and storm drain along north side of roadway. Funded CIP project NM 0052; scheduled for completion in 2008.
- NM20-27** Sidewalk
Location: NE 112th Street from 117th Pl NE to the Burlington Northern Santa Fe RR Crossing
Description: Installation of curb, gutter, sidewalk and storm drain along north side of roadway. Unfunded CIP project NM 0053.
- NM20-28** Annual Sidewalk Maintenance Program
Location: City-wide
Description: Repair and replacement of existing sidewalks to provide safe pedestrian travel ways and to maintain the value of the sidewalk infrastructure. Funded CIP project NM 0057.
- NM20-29** Non-motorized/emergency access connection
Location: 111th Ave NE from BNSFRR north to Forbes Creek Drive
Description: Install paved non-motorized facility with retractable bollards and/or emergency vehicle actuated gate(s) to prevent through traffic. Identified in the Highlands Neighborhood Plan; unfunded CIP project NM -0058.
- NM20-30** Sidewalk
Location: 6th Street from 1st Ave S to Kirkland Way
Description: Installation of curb, gutter, sidewalk and storm drain along east side of roadway. Funded CIP project NM 0059; scheduled for completion in 2010.

- NM20-31** Sidewalk
Location: 100th Ave NE/99th Place NE from NE 112th Street to NE 116th Street
Description: Installation of curb, gutter, sidewalk and storm drain along east side of roadway. Funded CIP project NM 0060; scheduled for completion in 2009.
- NM20-32** Pedestrian Enhancements
Location: Park Lane from Lake Street to Peter Kirk Park
Description: Repair and replacement of aged and broken sidewalks, curb, gutter and storm along this heavily used downtown pedestrian corridor. Existing trees will be reviewed with the objective of improving the overall tree canopy; Low Impact Development standards will be incorporated into the project. Funded CIP project NM 0064; scheduled for completion in 2010.
- NM20-33** Pedestrian Enhancements
Location: Central Way at Lake Street, Main Street, and 4th Street
Description: Based on the results of the ongoing Central Way pilot program that is monitoring the overall traffic impact of temporary parking along the south curb lane of Central Way, this project will formalize crossings with such treatments as “bulb-outs”, storm drainage, lighting and permanent parking configurations. Funded CIP project NM 0065; scheduled for completion in 2010.

Street Improvements

- ST20-1** New Street
Location: 118th Avenue NE, NE 116th Street to NE 118th Street
Description: Extend two-lane roadway, including sidewalk facilities, storm drainage and landscaping. Unfunded CIP project ST 0060.
- ST20-2** New Street
Location: 119th Avenue NE, NE 128th Street to NE 130th Street
Description: Extend two-lane roadway, including sidewalk facilities, storm drainage and landscaping. Unfunded CIP project ST 0061.
- ST20-3** Street Widening
Location: 120th Avenue NE, NE 128th Street to NE 132nd Street
Description: Reconstruct from the existing three-lane section to five lanes with sidewalks. Funded CIP project ST 0063; scheduled to begin design in 2008.
- ST20-4** Street Widening
Location: 124th Avenue NE, NE 116th Street to NE 124th Street
Description: Widen to five lanes, from existing three lanes with sidewalks. Funded CIP project ST 0059; design began in 2007.
- ST20-5** Street Widening
Location: 124th Avenue NE, NE 85th Street to NE 116th Street
Description: Widen to three lanes, construct bicycle lanes, curb and gutter, sidewalk, storm drainage and landscaping. Unfunded CIP project ST 0064.
- ST20-6** Street Widening
Location: 132nd Avenue NE/NE 120th Street NE
Description: Widen to three lanes with bike lanes, sidewalks, curb and gutter, landscaping and storm drainage improvements. Unfunded CIP project ST 0056.
- ST20-7** Bridge Replacement
Location: 98th Avenue NE at Forbes Creek
Description: Reconstruct bridge across Forbes Creek from Market Street into Juanita area in order to meet current seismic requirements. Unfunded CIP project ST 0055.
- ST20-8** New Street
Location: 120th Ave NE from NE 116th Street to BNSFRR crossing
Description: Construct 2/3 lanes as needed with pedestrian/bicycle facilities. Unfunded CIP project ST 0073.

- ST20-9** New Street
Location: NE 120th Street (east section), from Slater Avenue NE to 124th Avenue NE
Description: Construct 2/3 lanes as needed with pedestrian/bicycle facilities. Funded CIP project ST 0057; scheduled to begin design in 2006.
- ST20-10** Street Improvements
Location: 120th Avenue NE, from Totem Lake Boulevard to NE 128th Street and Totem Lake Plaza
Description: Install various traffic calming measures, on-street parking, pedestrian and landscape improvements concurrent with Totem Lake Mall redevelopment. Unfunded CIP ST 0070.
- ST20-11** New Street
Location: NE 130th Street, Totem Lake Blvd to 120th Avenue NE
Description: Extend two-lane roadway including nonmotorized facilities, storm drainage and landscaping. Unfunded CIP project ST 0062.
- ST20-12** Street Widening
Location: NE 132nd Street, from 100th Avenue NE to 132nd Avenue NE
Description: The existing road is currently two through lanes with left turn lanes at certain intersections and variable width bike lanes. Beginning in 2007, various configurations were modeled and a number of key improvements were identified. Partially funded CIP project ST 0058; project planning was funded in 2007.
- ST20-13** New Street
Location: NE 120th Street (west section) from 124th Ave NE to BNSFRR crossing
Description: Construct 2/3 lanes as needed with pedestrian/bicycle facilities. Unfunded CIP project ST 0072.
- ST20-14** Annual Street Preservation Program
Location: Various sites throughout the City based on Pavement Management Program
Description: Patch and overlay existing streets to provide safe travel ways and maintain the value of the street infrastructure. Funded CIP project ST 0006.

Intersection Improvements

- TR20-1** Traffic Signal
Location: Kirkland Avenue and Third Street
Description: Construct a new signal at this intersection, including controlled pedestrian crosswalks. Funded CIP project TR 0004; anticipated construction 2008.
- TR20-2** Intersection Improvements
Location: Kirkland Way Underpass at BNSFRR crossing
Description: New railroad under-crossing along Kirkland Way, installation of sidewalks and bike lanes in immediate vicinity, improve clearance between roadway surface and overpass, and improve sight distance. Unfunded CIP project TR 0067.
- TR20-3** Traffic Signal
Location: 6th Street/Kirkland Way
Description: Construct a new signal at this intersection. The project will include controlled pedestrian crosswalks. Unfunded CIP project TR 0065.
- TR20-4** Intersection Improvements
Location: NE 68th Street/108th Ave NE
Description: Install westbound to northbound right-turn lane and other improvements identified as a part of Sound Transit's Route 540 improvements. Funded CIP project TR-0085; completion in 2009.
- TR20-5** HOV Queue By-pass
Location: NE 124th Street and I-405, east to southbound
Description: Construct an additional lane and signal improvements to allow connection from NE 124th Street to the HOV lane on the southbound freeway access ramp. Unfunded CIP project TR 0057.
- TR20-6** Intersection Improvements
Location: NE 85th Street/120th Ave NE
Description: Project will add one northbound right-turn lane and one new westbound and one new eastbound travel lane on NE 85th Street. Funded CIP project TR 0088; scheduled to begin in 2013.
- TR20-7** Intersection Improvements
Location: NE 85th Street/132nd Ave NE
Description: Project will add one new westbound and one new eastbound travel lane on NE 85th Street. Unfunded CIP project TR 0089.

TR20-8 HOV Queue By-pass
Location: NE 85th Street and I-405, east to southbound
Description: Construct an additional lane and signal improvements to allow connection from NE 85th Street to the HOV lane on the southbound freeway access ramp. Unfunded CIP project TR 0056.

TR20-9 HOV Queue By-pass
Location: Lake Washington Boulevard at Northup Way
Description: Add southbound Lake Washington Boulevard queue by-pass lane from Cochran Springs to westbound SR 520. Unfunded CIP project TR 0068.

TR20-10 Queue By-pass and HOV Facilities
Location: Various as identified
Description: Intersection improvements or HOV lanes that are not included in other projects as follows:

1. NE 116th Street/I-405 queue by-pass eastbound to southbound (unfunded CIP project TR-0072)
2. NE 85th Street/I-405 queue by-pass westbound to northbound (unfunded CIP project TR 0074)
3. NE 70th Street/I-405 queue by-pass eastbound to southbound (unfunded CIP project TR-0073)
4. NE 124th Street/I-405 queue by-pass westbound to northbound (unfunded CIP project TR-0075)

TR20-11 Intersection Improvements
Location: Various as identified
Description: New signals or signal improvements that are not included in other projects are as follows:

1. Kirkland Avenue/Lake Street South
2. Lake Street South/2nd Avenue South
3. Market Street/Central Way
4. Market Street/7th Avenue NE
5. Market Street/15th Avenue NE
6. NE 53rd Street/108th Avenue NE
7. NE 60th Street/116th Avenue NE
8. NE 60th Street/132nd Avenue NE
9. NE 64th Street/Lake Washington Boulevard
10. NE 70th Street/120th Avenue or 122nd Avenue NE
11. NE 80th Street/132nd Avenue NE
12. NE 112th Street/124th Avenue NE
13. NE 116th Street/118th Avenue NE
14. NE 116th Street/124th Avenue NE (northbound dual left turn)
15. NE 126th Street/132nd Place NE

16. NE 128th Street/Totem Lake Boulevard
17. NE 100th Street/132nd Ave NE
18. NE 132nd Street/Totem Lake Boulevard
19. Market Street/Forbes Creek Drive
20. NE 112th Street/120th Ave NE
21. Totem Lake Blvd/120th Ave NE

TR20-12 Intersection Improvements
Location: NE 70th Street/132nd Ave NE
Description: Install westbound and northbound right-turn lanes. Funded CIP project TR-0086; project to begin in 2013.

TR20-13 Intersection Improvements
Location: Lake Washington Boulevard at NE 38th Place
Description: Add one northbound lane travel lane on Lake Washington Boulevard through this intersection. Unfunded CIP project TR-0090.

TR20-14 Traffic Signal
Location: 124th Ave NE at NE 124th Street
Description: Install traffic signal improvements and new railroad crossing on the north leg of this intersection. Funded CIP project TR-0091; project is anticipated to start in 2012..

TR20-15 Intersection Improvements
Location: 100th Ave NE/NE 132nd Street
Description: Construct a northbound receiving lane on the north leg of the intersection and conversion of existing northbound right-turn lane to a through/right-turn configuration. Construct a second southbound left turn lane. Funded CIP project TR-0083; completion in 2011.

TR20-16 Intersection Improvements
Location: 100th Ave NE/NE 124th Street
Description: Construct a northbound receiving lane on the north leg of the intersection and conversion of existing northbound right-turn lane to a through/right-turn configuration. Unfunded CIP project TR-0084.

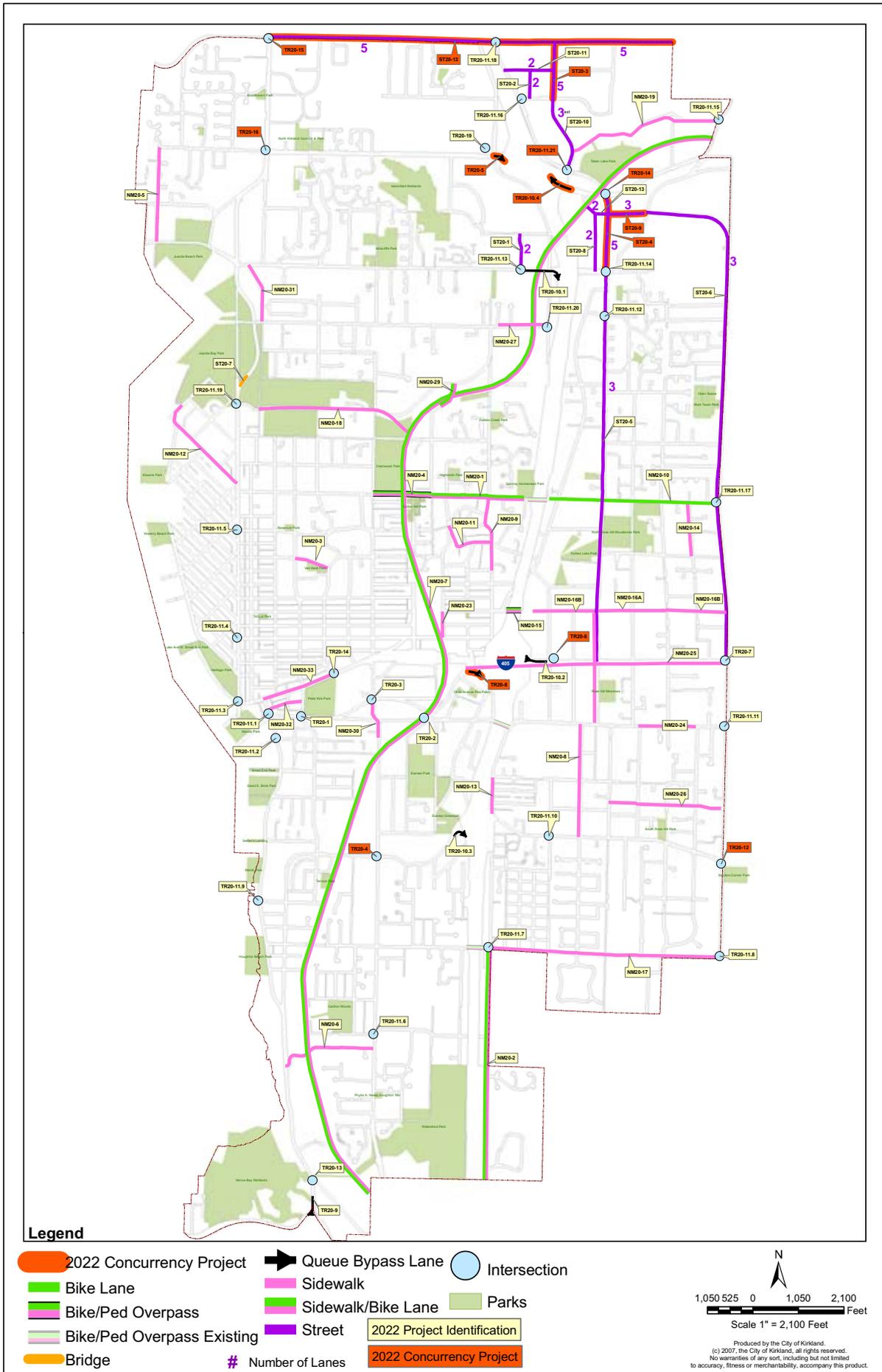


Figure T-6: Transportation Project List

IX. TRANSPORTATION

INCREASING TRAVEL OPTIONS

Goal T-2: Develop a system of pedestrian and bicycle routes that form an interconnected network between local and regional destinations.

Policy T-2.4: Design streets with features that encourage walking and bicycling.

To promote the nonmotorized system and alternative modes to the single-occupant vehicle, streets should include pedestrian and bicycle facilities. [Consistent with the City's Complete Streets policies, bicycle and pedestrian ways should be accommodated in the planning, development and construction of transportation facilities.](#)

XIII. CAPITAL FACILITIES

RESPONSES TO GROWTH

The Growth Management Act requires that the City both accommodate its fair share of the forecasted regional growth and, at the same time, provide and maintain acceptable level of service standards that are financially feasible. The Act also requires the City to ensure that the public facilities and services necessary to support development are available for occupancy and use without decreasing the adopted level of service standards.

Goal CF-2: Provide a variety of responses to the demands of growth on capital facilities and utilities.

Policy CF-2.1:

Concentrate land use patterns to encourage efficient use of transportation, water, sewer and surface water management facilities and solid waste, police, and fire protection services in order to reduce the need to expand facilities and services.

Land use patterns, including density, location and type and mix of uses, affect the demands on all public facilities and the levels of service provided to each neighborhood. One example is encouraging new development or redevelopment where public facilities already exist which may alleviate the need for constructing new facilities.

Policy CF-2.2:

Make efficient and cost-effective use of existing public facilities using a variety of techniques, including [low impact development techniques and sustainable building practices](#).

The City can be cost-effective with its public facilities by establishing conservation programs in City buildings for energy consumption, materials, and equipment usage. Reducing demand is a cost-effective use of facilities by controlling the extent and nature of the public's demand on City services. Improved scheduling can also add to the efficient and cost-effective use of facilities. [Low impact development techniques and Sustainable-sustainable building practices](#) also offer efficient and cost-effective use of public facilities [while providing environmental benefits](#). The practices include integrated building and site design, reduced impervious surface, reused waste water for irrigation, [alternative sidewalk design](#), and landscaping used to reduce heat emissions and filter surface runoff.

The City should take a leadership role in the community by using and promoting these practices. In addition, the City should maintain existing public facilities to protect the community's investment in these facilities.

Policy CF-2.3:

Provide additional public facility capacity consistent with available funding when existing facilities are used to their maximum level of efficiency.

Before additional facilities are built, existing facilities should be used to the maximum extent possible by efficient scheduling and demand management. When increased capacity is warranted, costly retrofits should be avoided by incorporating all improvements up front. For example, the addition of bike lanes identified in the City's Nonmotorized Plan should be included when streets are widened, or newly constructed.

Policy CF-2.4:

If all other responses to growth fail, then restrict the amount and/or location of new development in order to preserve the level of service of public facilities and utilities.

The Growth Management Act provides that funding and LOS standards can be adjusted to accommodate new development or redevelopment and still meet the concurrency test (see discussion in the Introduction, "What is concurrency?," in this Element). However, if these adjustments are unacceptable, then the amount, location, or phasing of new development should be restricted.

II. VISION / FRAMEWORK GOALS

INTRODUCTION

FG-7: Encourage a sustainable community ~~low impact development and sustainable building practices.~~

Discussion: As Kirkland develops and rebuilds, we have an opportunity and a responsibility to create a sustainable ~~a healthier and more environmentally sensitive~~ community ~~and to save energy and building costs.~~ that balances urban growth with resource protection. A sustainable society meets the needs of the present without sacrificing the ability of future generations and other species to meet their own needs. Kirkland strives to integrate economic, social and environmental concerns in planning for sustainability. A sustainable economy provides a good quality of life for all residents without undermining the biological and physical processes of the environment upon which people depend, nor reduce the community's ability to ensure that the basic human needs of all its members are met.

We safeguard the quality of life for current and future generations and create a healthier and more environmentally sensitive community by implementing sustainable management practices. We strive to accomplish our goal by reducing our contribution to climate change, by minimizing human impacts on local ecosystems and by supporting a stable and diverse economy.

The City takes a comprehensive, coordinated approach to natural resource management and uses a variety of tools to foster sustainable practices and principles, including public involvement and education, incentives, regulations, and enforcement. Among the varied tools are ~~Low impact development practices strive to mimic nature by minimizing impervious surface, infiltrating surface water through bio-filtration and bio-retention facilities, retaining contiguous forested areas and maintaining the character of the natural hydrologic cycle. Sustainable building practices cover all aspects of development, including site preparation and layout, material selection and building construction, operation and maintenance.~~

~~Utilizing these practices has many benefits: construction and maintenance costs are lowered; water quality and efficiency are improved; surface water runoff is reduced and treated; stream and fish habitat impacts are lessened; native trees and other vegetation are preserved; and recycled materials are used. Some examples of the practices include integrated building and site design, vegetated roofs, reduced impervious surface, reused waste water for irrigation, alternative heating and cooling systems, and recycled building materials and landscaping used to reduce heat emissions and to treat surface runoff. The practices may evolve over time as the market, science and technology changes. Kirkland encourages many of these practices through our~~ land use goals and regulations that encourage pedestrian oriented and compact development in our neighborhoods, transportation planning which seeks to develop a multimodal transportation system, ~~sensitive area ordinance,~~ regulations protecting the quality of the air, water, land and other natural resources, ~~land acquisition and projects to restore our natural systems, solid recycling programs~~ waste reduction programs, energy and water conservation programs, procurement practices emphasizing non toxic and recycled materials and products, green business recruitment and recognition, utilization of green building practices and LID strategies ~~in new and remodeled City facilities,~~ and public education.

V. NATURAL ENVIRONMENT

MANAGING THE NATURAL ENVIRONMENT

Policy NE-1.5: Provide to all stakeholders information concerning natural systems and associated programs and regulations. Work toward creating a culture of stewardship by fostering programs that support sound practices, such as low impact development and sustainable building techniques. Model good stewardship techniques in managing trees, streams, wetlands, shorelines and other natural features and systems in the public realm.

By sharing information the City can better serve the interests of both the environment and people. In order to provide a degree of consumer ~~protection~~ awareness, the City should make available information which is based on current knowledge, technology, and appropriate standards and practices; as well as data regarding known natural resources and potential natural hazards.

Kirkland can promote public environmental awareness and stewardship of sensitive lands in a variety of ways. The City can ~~support the provision of~~ provide resources and incentives to assist the public in adopting practices that benefit rather than harm natural systems. For example, the City should work with residents, businesses, builders, and the development community to promote low impact development and sustainable building practices. ~~Low impact development techniques minimize surface water runoff by reducing impervious surface and by using landscaping and permeable materials or retaining mature vegetation to absorb water close to the source. Sustainable building practices, such as use of recycled building materials, water reuse, and alternative heating and cooling systems, These practices~~ can lower construction and maintenance costs and enhance human health, as well as benefit the environment.

The City should promote and model these practices and others, including purchasing energy efficient and renewable technology products and services whenever feasible, by maintaining model sensitive area buffers, using current arboricultural techniques for public trees, using and eventually certifying new public facilities through programs fostering sustainable building practices, and by linking Kirkland stakeholders to information sources and programs for notable trees, neighborhood planting events, backyard wildlife, and streamside living.

The City can also increase awareness by allowing access where appropriate to sensitive areas for scientific and recreational use while protecting natural systems from disruption. Careful planning of access trails, and the installation of environmental markers and interpretive signs can allow public enjoyment of lakes, streams, or wetlands and increase public awareness of the locations, functions and needs of sensitive areas. In the case of large scale projects on sensitive sites, the City can require developers to provide additional materials, such as brochures, to inform owners and occupants of the harmful or helpful consequences of their actions in or near sensitive areas and buffers.

Policy NE 1.6: Encourage sustainable building and low impact development practices in public and private development.

Low impact development (LID) techniques minimize surface water runoff by reducing impervious surface and by using landscaping and permeable materials or retaining mature vegetation to absorb water close to the source. LID strives to mimic nature by minimizing impervious surface, infiltrating surface water through bio-filtration and bio-retention facilities, retaining contiguous forested areas and maintaining the character of the natural hydrologic cycle. Sustainable or green building practices cover all aspects of development, including

site preparation and layout, material selection and building construction, deconstruction of existing buildings, and operation and maintenance.

Utilizing these practices has many benefits: construction and maintenance costs are lowered; water quality is improved; surface water runoff is reduced and treated; stream and fish habitat impacts are lessened; native trees and other vegetation are preserved; and recycled materials are used. Some examples of the practices include integrated building and site design, vegetated roofs, reduced impervious surface, reused waste water for irrigation, alternative heating and cooling systems, and recycled building materials and landscaping used to reduce heat emissions and to treat surface runoff. The practices may evolve over time as the market, science and technology changes.

The City recognizes that modeling sustainable building practices in the construction of public facilities will set the tone for private development to reduce waste, preserve resources and increase energy efficiency. The City should strive to create a green building program that innitially incorporates green building construction into new or renovated City faciities, with the goal of eventually requiring certification through the LEED, BUILT GREEN, or other programs fostering sustainable building practices. The City should also provide incentives and standards for private development to utilize green building practices. Incentives could include priority permit processing for certified green building projects. Increased public awareness of sustainable building practices can be accomplished with educational materials, outreach to building professionals and citizens, and with public displays designed to explain the various facets of low impact development and green building construction.

Policy NE- 1.7: Encourage reduction, reuse, and recycling in order to reduce the waste stream and save energy.

Development actions to salvage, reuse and/or recycle building construction materials should be promoted and encouraged. This includes not only new construction but deconstruction of existing buildings.

Policy NE-1.68: Strive to minimize human impacts on habitat areas.

The presence and activities of humans can impact habitat in a variety of ways. City policies and regulations strive to ensure that those impacts are avoided, if possible, or at least mitigated. In addition to physical alterations of natural resources, less obvious impacts, such as those from noise and light, should be minimized.

XI. UTILITIES

CITY-MANAGED UTILITIES

Policy U-4.3: Minimize the surface water impacts of development through the use of environmentally “low impact development” techniques.

The City encourages the use of low impact development practices and should identify incentives and evaluate potential changes to land use development regulations and building codes to support and promote low impact development.

Low impact development (LID) is a set of techniques that mimic natural watershed hydrology by slowing, evaporating/transpiring, and filtering water before it reaches a stream channel. LID contrasts with current drainage techniques that collect and convey water to streams quickly – damaging stream channels and degrading water quality.

This approach uses various land planning and design practices to conserve and protect natural resources and reduce infrastructure costs. LID allows land to be developed cost-effectively which helps reduce potential environmental impacts.

Low impact development techniques include the following:

- ◆ Minimize creation of impervious surfaces;
- ◆ Use site soils and vegetation to soak up and filter stormwater runoff;
- ◆ Amend soils with compost to improve water retention,
- ◆ Construct bio-retention swales or cells, which are natural areas that have specifically chosen plants and engineered soils that slow, filter and absorb water,
- ◆ Use of permeable pavement for roadways, driveways and walkways,
- ◆ Use green roofs to minimize runoff from impervious surfaces; and
- ◆ Collect and store water for landscaping or other nonpotable water uses.

When combined, such techniques can greatly reduce the amount of stormwater runoff from developed sites and improve water quality.

~~The City should respondencourages new low impact technologies and evaluates techniques that may be feasible in Kirkland, and to should evaluate possible incentives for use of such techniques.~~

II. VISION/Framework GOALS

INTRODUCTION

FG-5 *Protect and preserve environmentally sensitive ~~areas,~~ areas and reduce greenhouse gas emissions ~~and~~ to ensure a healthy environment.*

Discussion: In addition to Lake Washington, Kirkland contains a variety of natural features which, through a mixture of circumstance and conscious action, have been preserved in a natural state. Features such as wetlands, streams and smaller lakes play an important role in maintaining water quality, preventing floods, and providing wildlife habitat. Vegetation preservation throughout the city, particularly on steep hillsides, helps provide soil stability and oxygen to our ecosystem, and prevent erosion. Apart from their biological, hydrological, or geological functions, natural areas also make a significant contribution to Kirkland's unique identity. They provide visual linkages with the natural environment, accentuate natural topography, define neighborhood and district boundaries, and provide visual relief to the built environment. Reducing green house gas emissions into the atmosphere helps stabilize the climate. Maintaining clean air and water and reducing green house gas emissions provides the community with a healthy environment. Efforts to maintain significant sensitive areas, natural features, the urban forest and vegetation, and clean air and water through active community stewardship, and to curtail climate change as a result of global warming, ~~is~~ are critical to our quality of life.

II. VISION/Framework GOALS

INTRODUCTION

FG-15: Solve regional problems that affect Kirkland through regional coordination and partnerships.

Discussion: Many challenges facing Kirkland and other local communities may only be solved through regional planning, funding and action. Transportation, affordable housing, employment, [climate change](#), and natural resource management are just a few of the issues that need regional coordination. A city-by-city approach often results in impacts on neighboring communities. Interlocal cooperation, consistent standards and regulations between jurisdictions and regional planning and implementation are important to solving these regional issues.

V. NATURAL ENVIRONMENT

AIR

Goal NE-5: Improve air quality and reduce Kirkland's contribution to climate change.

The surrounding air, both outdoors, and indoors, has the potential to affect human health. It is important to maintain the quality of outdoor air since all life forms depend on it, and the quality of indoor air is dependent on that of the outdoors. ~~Air pollution officially exceeds federal health standards in all or part of ten Washington counties, including King County.~~ Although all Washington counties currently meet federal health standards for air pollution it is necessary to remain vigilant. Air pollution that includes greenhouse gases also contributes to climate change or global warming.

The largest source of air pollution in Kirkland is motor vehicle use. ~~Kirkland should continue to adopt and promote smart transportation and land use choices as part of a strategy to reduce air pollution and slow climate change. Motor vehicles are also widely believed to contribute to climate change, also known as global warming.~~ The Kirkland community also contributes to air pollution and greenhouse gas emissions through energy consumption and landfilled waste, among other things.

A comprehensive approach, including transportation and land use strategies, waste reduction, urban forest preservation, protection, and enhancement, purchasing decisions, and public outreach is necessary to reduce Kirkland's contribution to air pollution and climate change.

Policy NE 5.1: Continue and enhance current actions to improve air quality and reduce greenhouse gas emissions.

The City pursues several actions to help reduce vehicle emissions to improve regional air quality and address climate change. First, great care has been taken to provide a pedestrian friendly environment in Kirkland. In 1995, adoption of the Non-Motorized Transportation Plan provided additional guidance for a systematic enhancement of a network of pedestrian and bicycle facilities linking important destinations both inside and outside the City. ~~In addition~~ ~~Second~~, Kirkland works to implement the State Commute Trip Reduction Law through a transportation management program. The program includes providing incentives to City employees to walk, bike, use transit, and rideshare to work, and the City coordinates with regional agencies to assist Kirkland employers in meeting their Single Occupancy Vehicle (SOV) trip reduction ~~and vehicle miles traveled (VMT)~~ targets. ~~In addition~~ ~~Third~~, many City vehicles utilize an alternative fuel to reduce pollution and boost fuel efficiency. ~~In addition~~, for the many important functions trees serve, including improving air quality, the City supports street tree planting throughout the city and retention of existing trees on private property. ~~Too~~, Kirkland is at the forefront in the area of waste reduction. The City is focusing on environmental outreach and development of new programs to reduce waste through reduction and recycling in both the residential and business communities. Finally, the City strives to purchase energy efficient and renewable technology products and services whenever feasible.

Policy NE-5.2: Inventory global warming emissions in City operations and in the community, set reduction targets and create an action plan.

Climate disruption is an urgent threat to the environmental and economic health of our communities. With less than 5% of the world's population, the United States produces more than 25% of the global greenhouse gas emissions, and those emissions are continuing to grow. There is a broad scientific consensus that

Carbon Dioxide (CO₂) and other greenhouse gases released into the atmosphere have a profound effect on the Earth's climate and there is clear evidence of human influences on climate due to changes in greenhouse gases. Local government actions taken to reduce greenhouse gas emissions and increase energy efficiency provide multiple local benefits by decreasing air pollution, creating jobs, reducing energy expenditures, and saving money. Seattle, along with a growing number of other U. S. cities, is leading the way by committing to the U. S. Mayors Climate Protection Agreement. On May 17, 2005, Kirkland City Council signed a resolution endorsing the *U. S. Mayors Climate Protection Agreement*.

The City is pursuing five milestones to reduce greenhouse gas emissions in City operations and throughout the community:

1. Conduct a greenhouse gas emissions inventory and forecast to determine the source and quantity of greenhouse gas emissions in the city;
2. Establish a greenhouse gas emissions reduction target;
3. Develop an action plan with both existing and future actions which, when implemented, will meet the local greenhouse gas reduction target;
4. Implement the action plan; and
5. Monitor and report progress.

The Kirkland Council by resolution committed to the following greenhouse gas reduction targets for the Kirkland community and governmental operations:

- Interim: 10% below 2005 levels by 2012
- Primary: 20% below 2005 levels by 2020
- Long-term: 80% below 2007 levels by 2050

IX. TRANSPORTATION

INCREASING TRAVEL OPTIONS

Policy T-3.4: Work cooperatively with Metro, Washington State Department of Transportation and Sound Transit to provide regional and local transit service with linkages between Kirkland neighborhoods, business districts, and other important local and regional



destinations.

Transit service which concentrates on connections within Kirkland and to other Eastside destinations, while maintaining convenient commuter service across the lake, are high priorities. To achieve this, Kirkland should work with the transit providers in making our views known.

Policy T-3.5 Implement the Commute Trip Reduction (CTR) Plan to reduce single occupancy vehicle (SOV) use and vehicle miles traveled (VMT) as set forth in Kirkland's CTR Plan.

The State of Washington Commute Trip Reduction Efficiency Law requires local jurisdictions to develop and implement a plan to reduce both single occupancy vehicle trips and reduce overall vehicle miles traveled. Kirkland's Commute Trip Reduction Plan is a collection of adopted goals and policies, facility and service improvements and strategies about how we will help make progress for reducing drive alone trips and vehicle miles traveled. These strategies will encourage multi-modal transportation in Kirkland. The Plan encourages partnership and coordination with other agencies and employers.

The CTR Plan goals set targets for reductions at affected work sites. The work site must contain 100 or more employees. At a minimum, the City of Kirkland works with CTR affected employers to establish transportation demand management programs to reduce SOV and VMT to meet CTR goals. Kirkland must work cooperatively with the State, Metro, and other local jurisdictions to promote the success of the CTR program.

As part of the CTR program, urban centers may be voluntarily designated to further reduce SOV and/or VMT beyond the basic CTR requirements through a Growth and Transportation Efficiency Center (GTEC) Plan. Totem Lake, as a state designated urban center, is recognized as a GTEC. The purpose of the GTEC is to increase access to the employment and residential centers while reducing the number of drive alone trips. Within the GTEC plan, the pool of affected employers may be expanded beyond CTR affected employers and may also include selected residential uses.

Park and Ride at NE 70th Place

HV.H. TOTEM LAKE NEIGHBORHOOD PLAN

TRANSPORTATION

Goal TL-30: Expand transportation demand management (TDM) measures and improve transit facilities and services.

The use of public transportation as an alternative for people who work, live and shop in the Totem Lake Neighborhood should be encouraged. Increased use of this mode of transportation would help to reduce traffic congestion and parking problems in the neighborhood.

Policy TL-30.1:

Implement an expanded transportation demand management (TDM) program to reduce trip demand in the neighborhood.

TDM seeks to modify travel behavior and encourage economical alternatives to the single-occupant vehicle. The City has an ongoing TDM program that works with employers, including those in the Totem Lake Neighborhood, to reduce single-occupancy vehicle use and vehicle miles traveled. Because traffic congestion is expected to continue to increase in the neighborhood, an expanded TDM program should be implemented. Program options may include TDM goals for retail uses, reduced parking standards, parking pricing, and/or coordination with King County programs to encourage high occupancy vehicle use.

Many components of a successful TDM program could include costs to the City. Financial subsidies to encourage employers to provide vanpools for their employees, or other incentives to reduce the costs of participation for employees are examples of costs the City might incur. The City should explore funding sources available to enable full support of an aggressive TDM program.

Policy TL-30.2:

Consider implementation of the Totem Lake Urban Center as a Growth and Transportation Efficiency Center (GTEC).

The GTEC designation is a voluntary Commute Trip Reduction (CTR) strategy that encourages reduction of Single Occupancy Vehicle (SOV) and/or Vehicle Miles Traveled (VMT) through efficient use of transportation infrastructure and travel demand management strategies discussed above. The purpose of the GTEC is to increase access to the neighborhood while reducing the number of drive alone trips. The GTEC goals to reduce SOV and/or VMT must be more aggressive than those in the Kirkland CTR Plan.

The City of Kirkland can focus on employers and residents that can efficiently use CTR strategies. These strategies are addressed in the draft GTEC Plan.

To qualify for state funding, the City is obligated to provide 100% matching funds towards the implementation of the program. Implementation of this program will require adequate funding.

IV. COMMUNITY CHARACTER

SENSE OF COMMUNITY

Policy CC-1.4: Encourage and develop places and events throughout the community where people can gather and interact.

Places where people can gather and interact are an important part of building community. They provide comfortable areas where people can come together. Some, including parks, community centers, streets, and sidewalks, are developed and maintained by the City. Others, such as cafes, theaters, pedestrian-friendly shopping districts, facades, building entrances and plazas, should be encouraged by the City through development regulations.

Public art (any work of art or design specifically sited in a public place) can energize public spaces or bring a sense of calm to a hectic lifestyle. The City should encourage private developers to integrate public art into office, retail and multi-family projects. In addition, the City should seek opportunities to incentivize integrated art with an emphasis on development in design districts because they are highly visible, mixed-use, pedestrian oriented areas that are focal points for community activity. The review criteria for Planned Unit Developments should be expanded to include public art among the list of potential project benefits.

Community events such as outdoor markets, celebrations, fairs, and annual festivals also provide a sense of community, history, and continuity. The City should encourage these events.

Policy CC-1.6: Create a supportive environment for cultural activities.

Cultural activities are more than just amenities; they are also an expression of identity for both the community as a whole and the individuals within. Cultural activities and the arts contribute to the economic vitality of the community by attracting tourism and businesses that want to locate in a community with valued amenities. Kirkland has a growing reputation as a center for the arts in the Puget Sound region. The City's Cultural Council is a resource and partner for those agencies and individuals interested in expanding the arts in our community. Under the guidance of the City's Cultural Council, the City has a public arts program, which includes donations and loans from private citizens as well as City-owned pieces. These pieces of sculpture and other art objects are displayed around Kirkland and at City Hall. The City has ~~ean~~ committed to further promote the public arts program by incorporating art into new City facilities and-through earmarking one percent of major capital improvement project funds toward the arts.

The Kirkland Performance Center offers exposure to the performing arts, as do community and educational organizations. There are also a number of private galleries and classes offered. These public and private enterprises provide educational tools that can bring people together and foster a sense of community spirit and pride. Where possible, the City should continue to encourage partnerships and provide support to these and similar efforts including those related to youth activities, science, music and literature.

BUILT AND NATURAL ENVIRONMENT

Policy CC-4.3: Encourage quality designs for institutional and community facilities that reinforce their symbolic importance and create distinctive reference points in the community.

Schools, churches, libraries and other civic buildings serve as meeting places and play an important role in the community. These public and semipublic buildings should display exemplary design with attention to site planning, building scale, landscaping, pedestrian amenities, ~~and~~ building details, and opportunities for integrating art into the project. They should be compatible with the neighborhood in which they are located, but can also provide a neighborhood landmark. Community structures such as City Hall or the Library should be designed to be landmarks for the City as a whole.

Policy CC-4.7: Enhance City and neighborhood identity through features that provide a quality image that reflects the City's unique characteristics and vision.

Kirkland and its neighborhoods are special places. Each neighborhood has a distinctive identity which contributes to the community's image. Appropriate transitions are also necessary to distinguish the City from surrounding jurisdictions. Community signs, public art, and other gateway treatments such as landscaping are methods of identification that contribute to the visual impressions and understanding of the community. Other identification methods and entranceway treatments can communicate the City's origin and history, economic base, physical form, and relation to the natural setting.

X. PARKS, RECREATION, AND OPEN SPACE

RELATIONSHIP TO PARK, RECREATION, AND OPEN SPACE COMPREHENSIVE PLAN

Goal PR-1: To acquire, develop, and redevelop a system of parks, recreation facilities, and open spaces that is attractive, safe, functional, and accessible to all segments of the population.

The basis of Kirkland's parks system is the provision of diverse recreation opportunities and experiences for all Kirkland residents. Specifically, the open space, parks, park facilities, and recreation programs serve the following purposes:

- (1) To contribute to the overall quality of life for Kirkland residents by providing facilities and programs for both active and passive recreation.
- (2) To improve the aesthetics of the City, including ornamental plantings, [public art](#) and other beautification efforts.

XII.A. PUBLIC SERVICES ELEMENT

Fire, Police and Solid Waste Collection

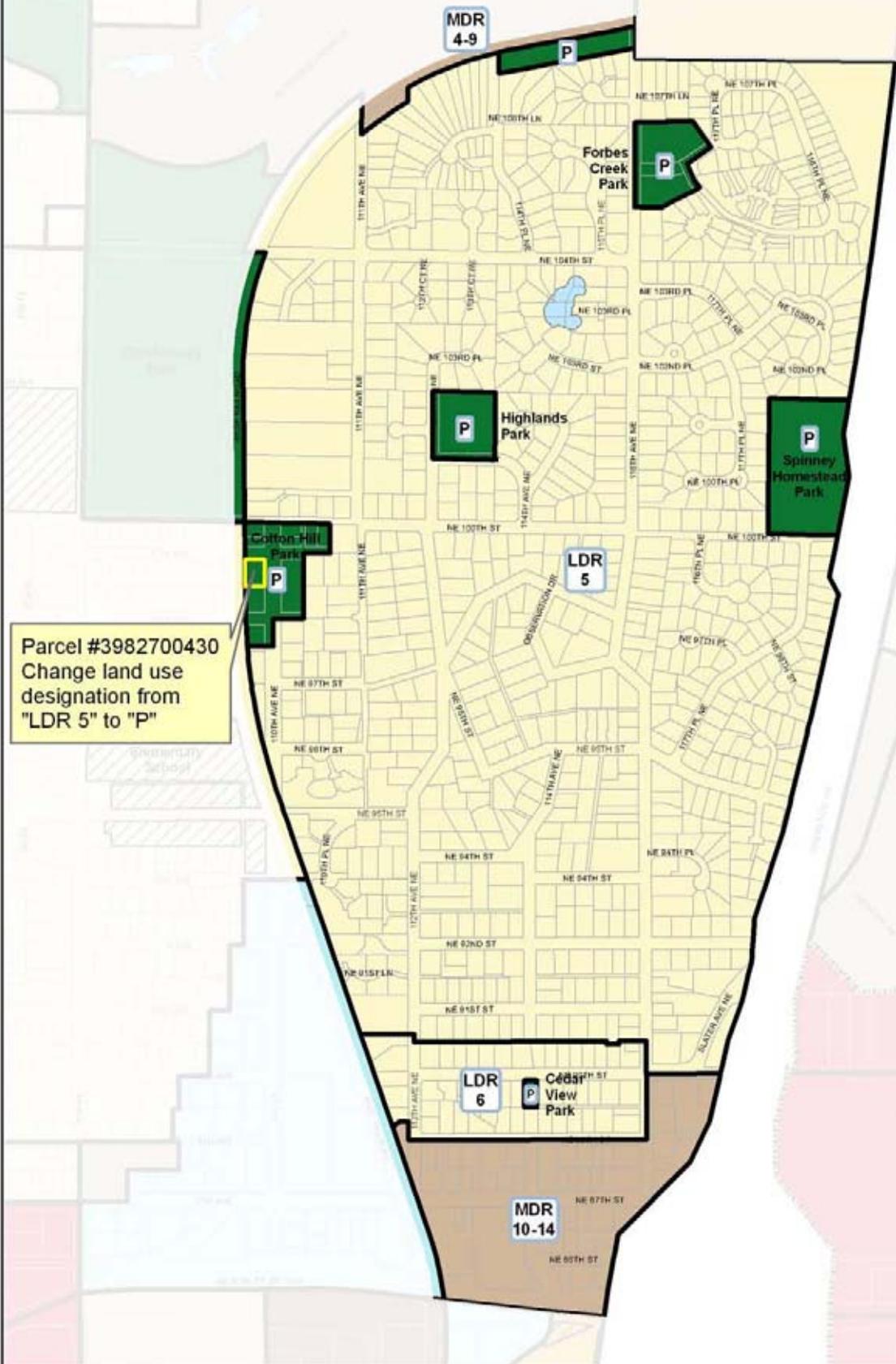
Policy PS-1.6: Ensure compatibility in scale and design with surrounding uses by reviewing new public facilities for compliance with adopted urban design



principles.

Kirkland City Hall

The design of City facilities should accurately reflect the City's philosophy. For example, City Hall has been designed to reflect the scale of the residential neighborhood to the north, while providing territorial views from within. Other facilities, like fire stations, should be responsive to the scale and other qualities of the residential neighborhoods in which they are located. Public art should be incorporated to improve the aesthetics, whether as an integral part of the architecture, through landscaping or by applying other techniques.



Parcel #3982700430
Change land use
designation from
"LDR 5" to "P"

LAND USE CODES

- C - COMMERCIAL
- IND - INDUSTRIAL
- LMP - LIGHT MANUFACTURING PARK
- O - OFFICE
- O/MF - OFFICE/MULTI-FAMILY
- HDR - HIGH DENSITY RESIDENTIAL
- MDR - MEDIUM DENSITY RESIDENTIAL
- LDR - LOW DENSITY RESIDENTIAL
- I - INSTITUTIONS
- P - PARK/OPEN SPACE
- BP - BUSINESS PARK
- RH - ROSE HILL BUSINESS DISTRICT
- NRH - N. ROSE HILL BUSINESS DISTRICT
- IBD - JUANITA BUSINESS DISTRICT

Highlands Neighborhood Land Use Map

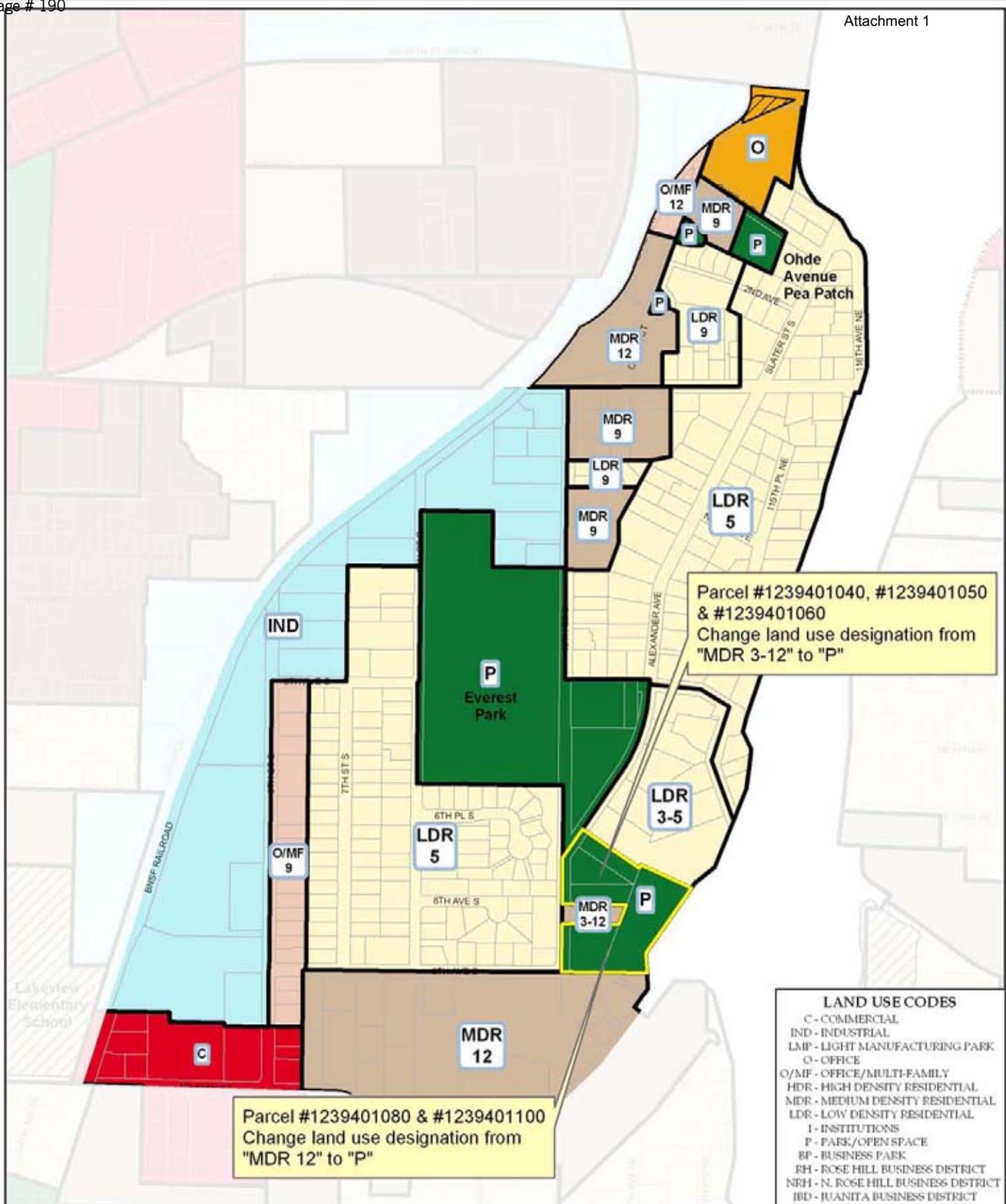
ORDINANCE NO. 4084
ADOPTED by the Kirkland City Council
February 6, 2007

LAND USE BOUNDARIES	PARCEL BOUNDARIES
SUBAREA BOUNDARY	PLANNED AREA NUMBER
TOTEM CENTER	LAND USE CODE
PUBLIC FACILITIES	DENSITY (UNITS/ ACRE)

NOTE: WHERE NOT SHOWN, NO DENSITY SPECIFIED
* INDICATES CLUSTERED LOW DENSITY

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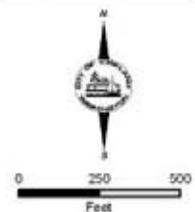
Everest Neighborhood Land Use Map

ORDINANCE NO. 4084
 ADOPTED by the Kirkland City Council
 February 6, 2007

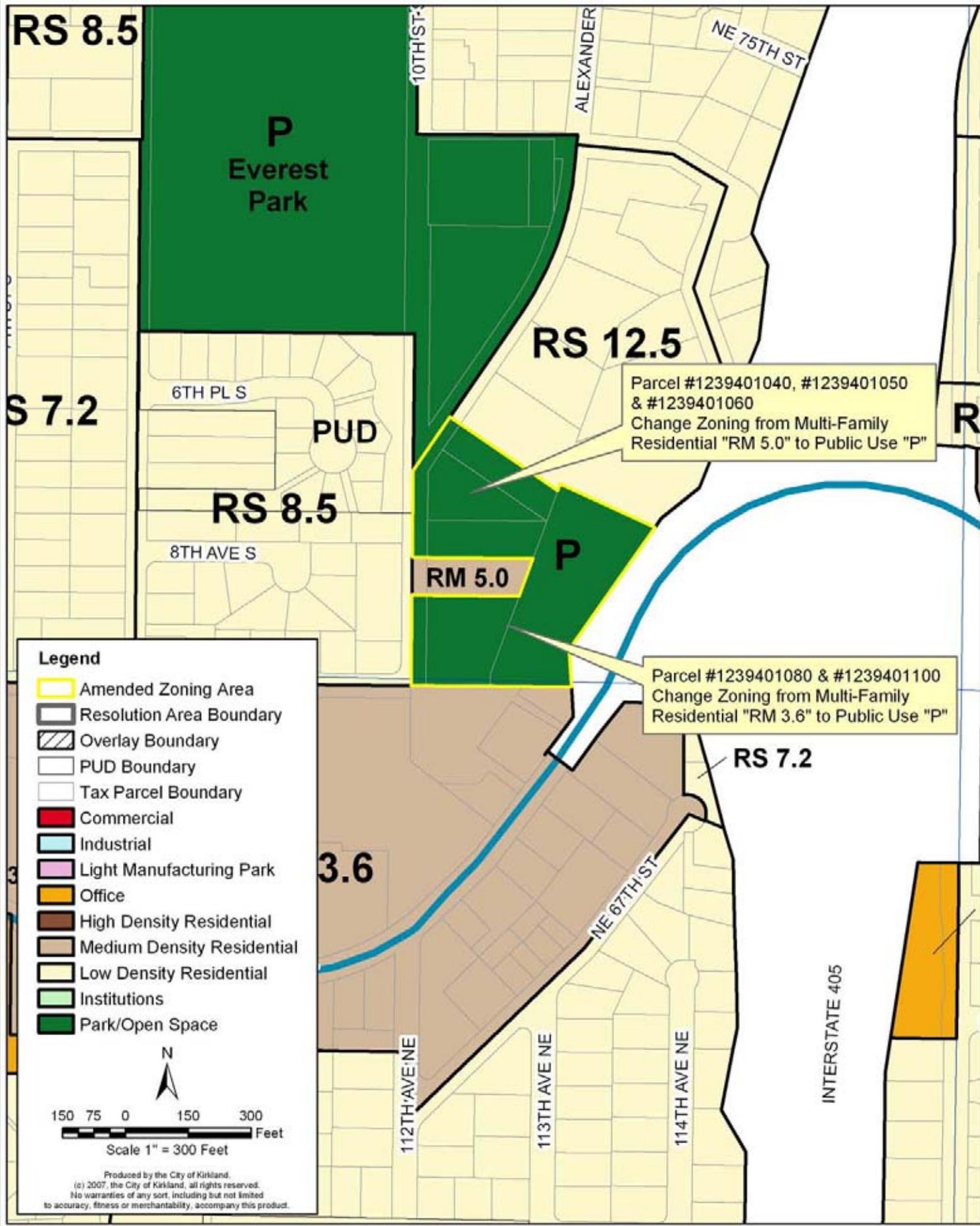
LAND USE BOUNDARIES	PARCEL BOUNDARIES
SUBAREA BOUNDARY	PLANNED AREA NUMBER
TOTEM CENTER	LAND USE CODE
PUBLIC FACILITIES	DENSITY (UNITS/ ACRE)

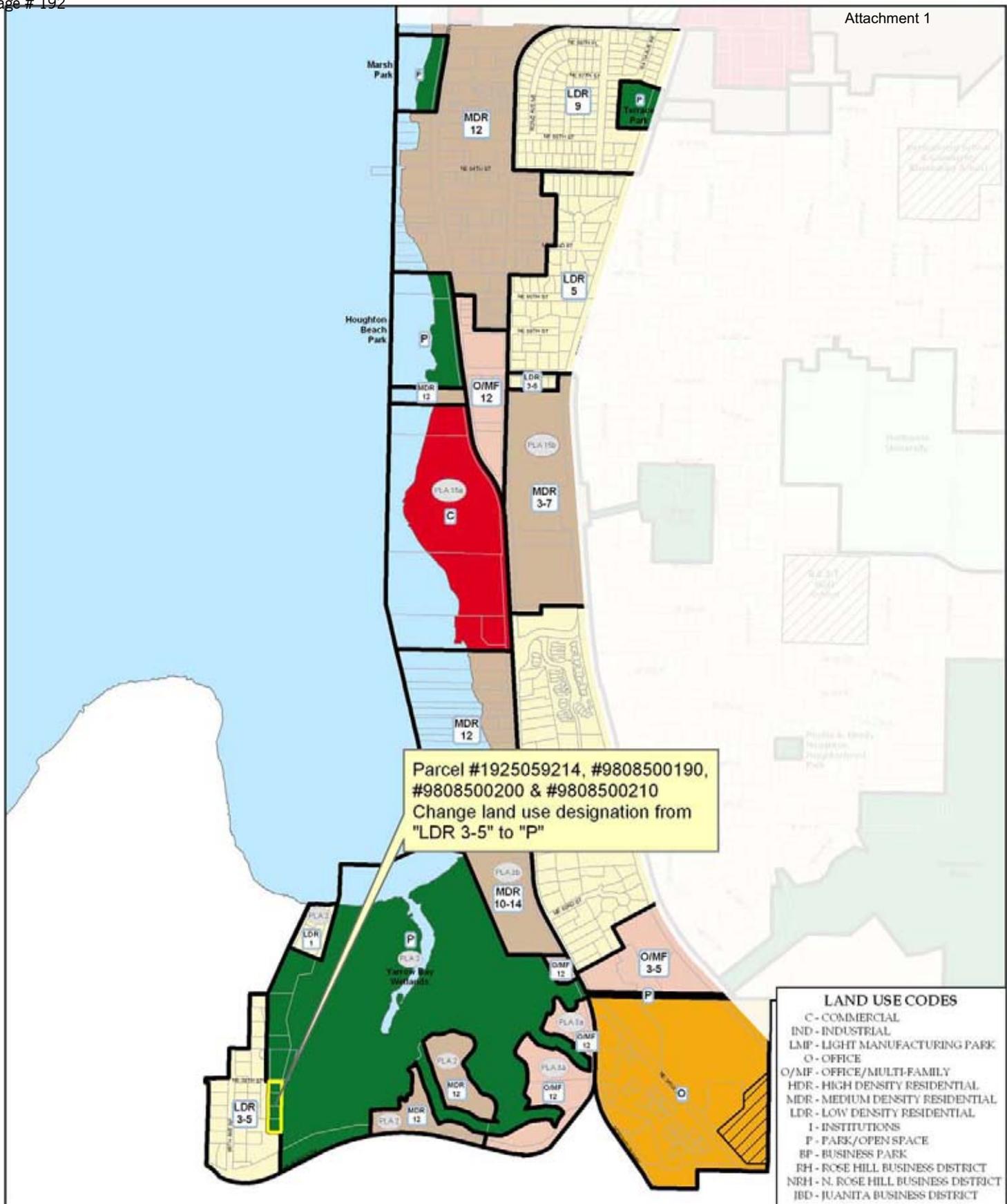
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Zoning Map Change





LAND USE CODES

- C - COMMERCIAL
- IND - INDUSTRIAL
- LMP - LIGHT MANUFACTURING PARK
- O - OFFICE
- O/MF - OFFICE/MULTI-FAMILY
- HDR - HIGH DENSITY RESIDENTIAL
- MDR - MEDIUM DENSITY RESIDENTIAL
- LDR - LOW DENSITY RESIDENTIAL
- I - INSTITUTIONS
- P - PARK/OPEN SPACE
- BP - BUSINESS PARK
- RH - ROSE HILL BUSINESS DISTRICT
- NRH - N. ROSE HILL BUSINESS DISTRICT
- IBD - JUANITA BUSINESS DISTRICT

Lakeview Neighborhood Land Use Map

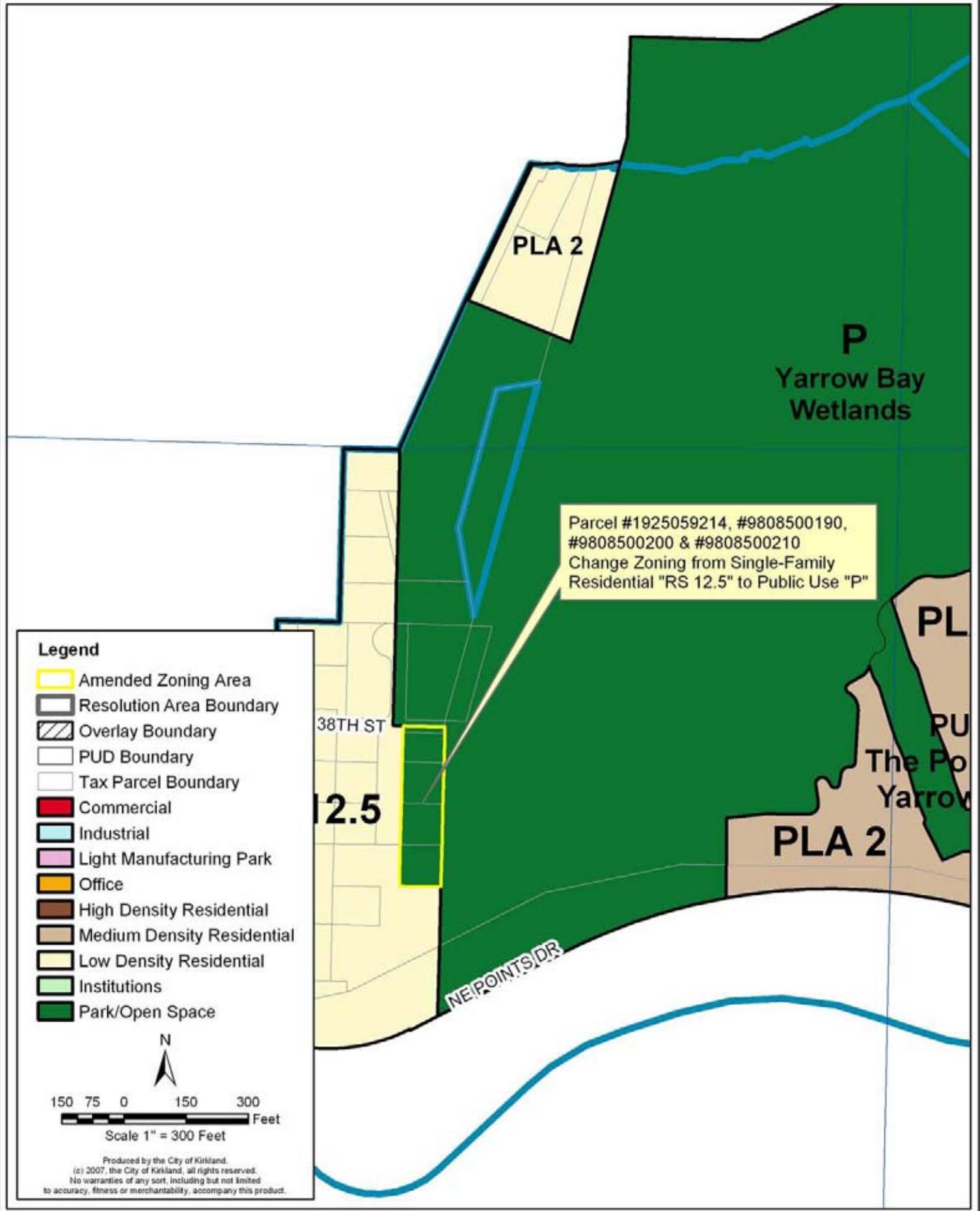
ORDINANCE NO. 4084
ADOPTED by the Kirkland City Council
February 6, 2007

LAND USE BOUNDARIES	PARCEL BOUNDARIES
SUBAREA BOUNDARY	PLANNED AREA NUMBER
TOTEM CENTER	LAND USE CODE DENSITY (UNITS/ ACRE)
PUBLIC FACILITIES	NOTE: WHERE NOT SHOWN, NO DENSITY SPECIFIED * INDICATES CLUSTERED LOW DENSITY



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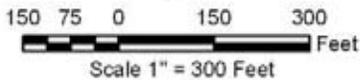
Zoning Map Change



Parcel #1925059214, #9808500190,
 #9808500200 & #9808500210
 Change Zoning from Single-Family
 Residential "RS 12.5" to Public Use "P"

Legend

- Amended Zoning Area
- Resolution Area Boundary
- Overlay Boundary
- PUD Boundary
- Tax Parcel Boundary
- Commercial
- Industrial
- Light Manufacturing Park
- Office
- High Density Residential
- Medium Density Residential
- Low Density Residential
- Institutions
- Park/Open Space

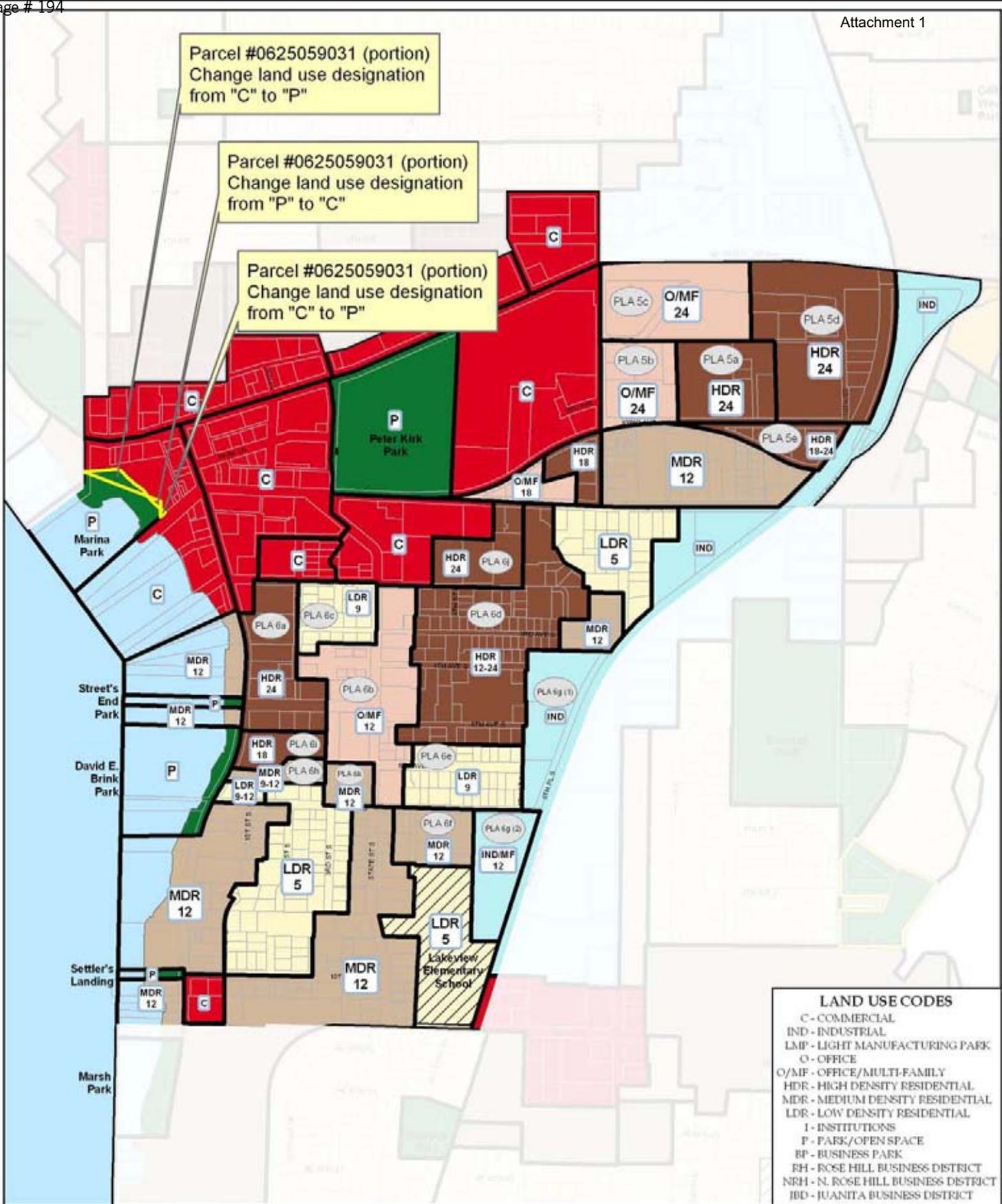


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 to accuracy, fitness or merchantability, accompany this product.

Parcel #0625059031 (portion)
Change land use designation
from "C" to "P"

Parcel #0625059031 (portion)
Change land use designation
from "P" to "C"

Parcel #0625059031 (portion)
Change land use designation
from "C" to "P"



LAND USE CODES

- C - COMMERCIAL
- IND - INDUSTRIAL
- LMF - LIGHT MANUFACTURING PARK
- O - OFFICE
- O/MF - OFFICE/MULTI-FAMILY
- HDR - HIGH DENSITY RESIDENTIAL
- MDR - MEDIUM DENSITY RESIDENTIAL
- LDR - LOW DENSITY RESIDENTIAL
- I - INSTITUTIONS
- P - PARK/OPEN SPACE
- BP - BUSINESS PARK
- BH - ROSE HILL BUSINESS DISTRICT
- NRH - N. ROSE HILL BUSINESS DISTRICT
- IBD - JUANITA BUSINESS DISTRICT

Moss Bay Neighborhood Land Use Map

ORDINANCE NO. 4084
ADOPTED by the Kirkland City Council
February 6, 2007

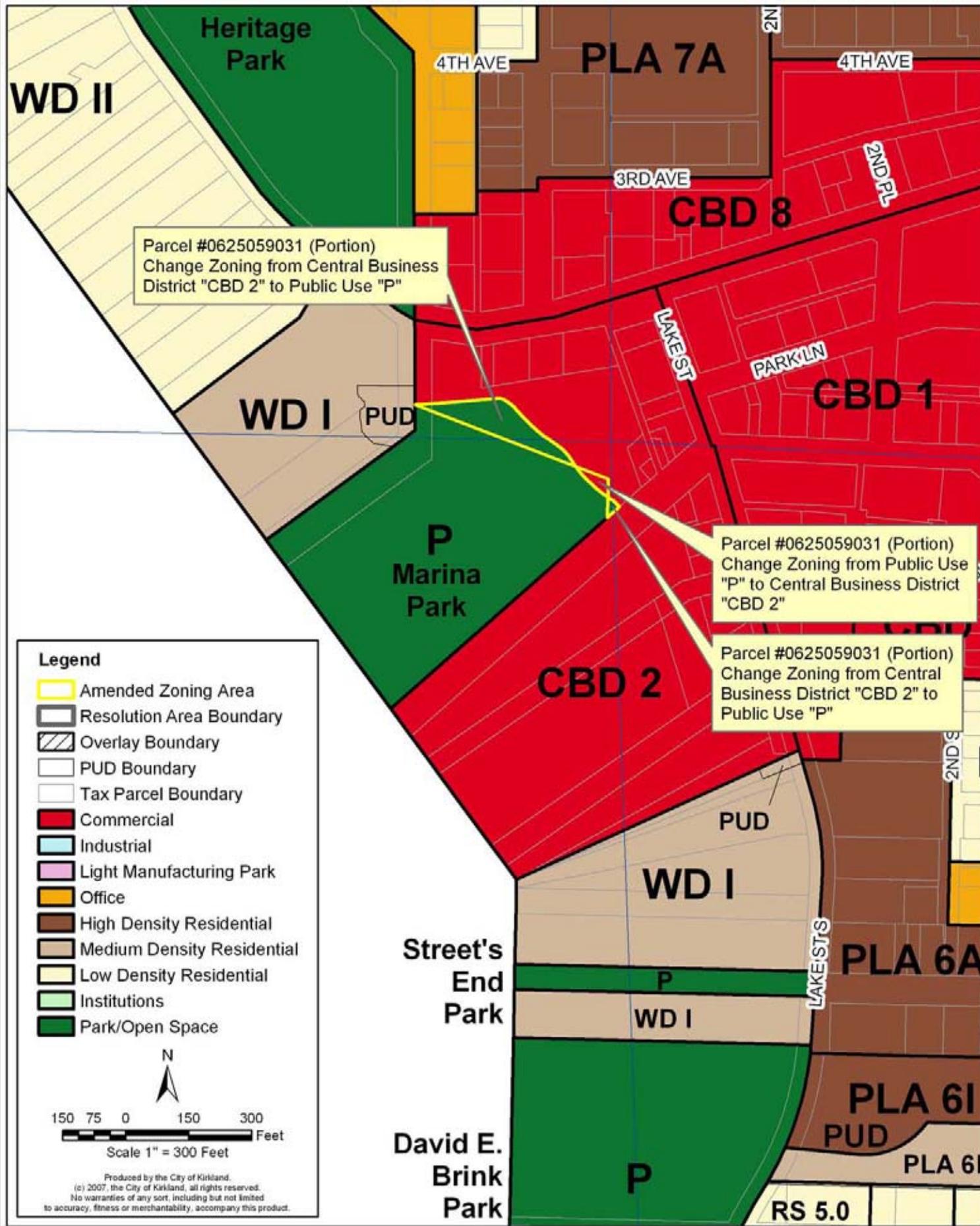
LAND USE BOUNDARIES	PARCEL BOUNDARIES
SUBAREA BOUNDARY	PLANNED AREA NUMBER
TOTEM CENTER	LAND USE CODE
PUBLIC FACILITIES	DENSITY (UNITS/ ACRE)

NOTE: WHERE NOT SHOWN, NO DENSITY SPECIFIED
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Zoning Map Change



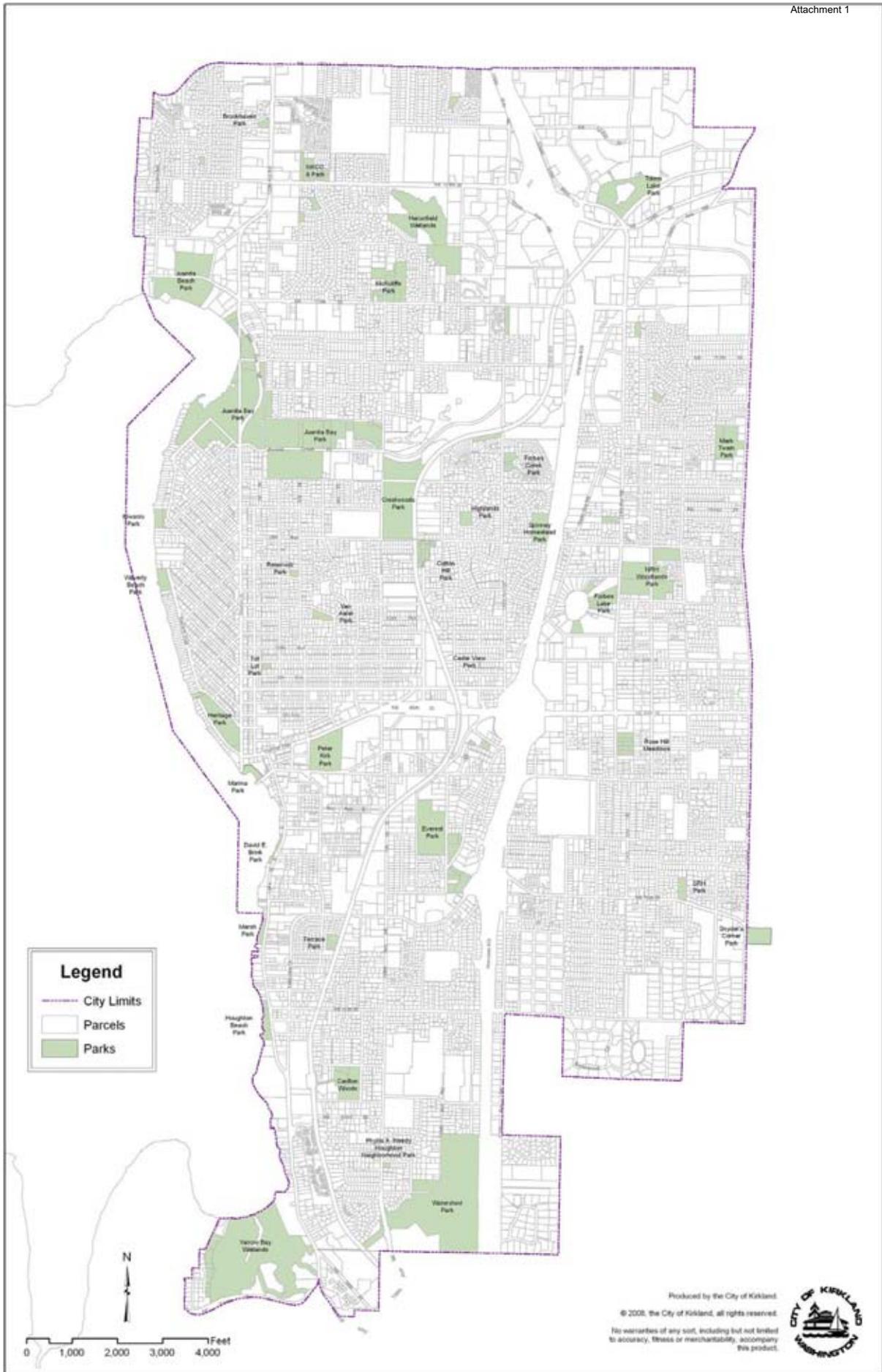
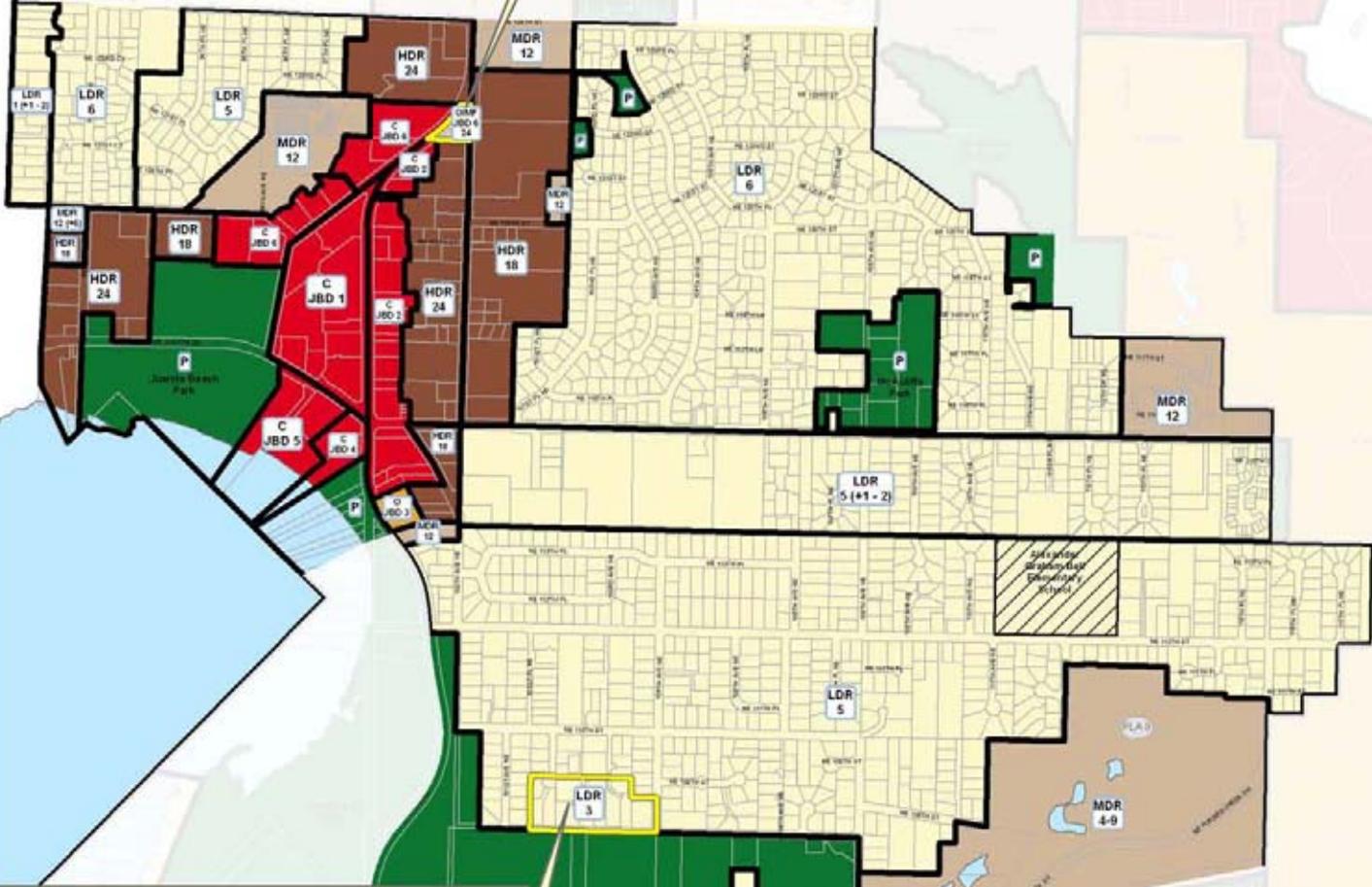


Figure PR-1: Kirkland Parks

Parcel #3756900105 & #3756900106
 Change land use designation from
 Juanita Business District "JBD 6" Commercial
 to "JBD 6" Office/Multi-Family, 24 du/acre



Parcel #3758900220, #3758900224,
 #3758900225, #3758900240, #3758900245,
 #3758900246, #3758900256, #3758900257,
 #3758900263, #3758900264, #3758900290,
 #3758900291, #3758900292, #3758900300
 Change land use designation from
 "LDR 5" to "LDR 3"

LAND USE CODES

- C - COMMERCIAL
- IND - INDUSTRIAL
- LMP - LIGHT MANUFACTURING PARK
- O - OFFICE
- O/MF - OFFICE/MULTI-FAMILY
- HDR - HIGH DENSITY RESIDENTIAL
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- I - INSTITUTIONS
- P - PARK/OPEN SPACE
- BP - BUSINESS PARK
- RH - ROSE HILL BUSINESS DISTRICT
- NRH - N. ROSE HILL BUSINESS DISTRICT
- IBD - JUANITA BUSINESS DISTRICT

South Juanita Neighborhood Land Use Map

ORDINANCE NO. 4084
 ADOPTED by the Kirkland City Council
 February 6, 2007

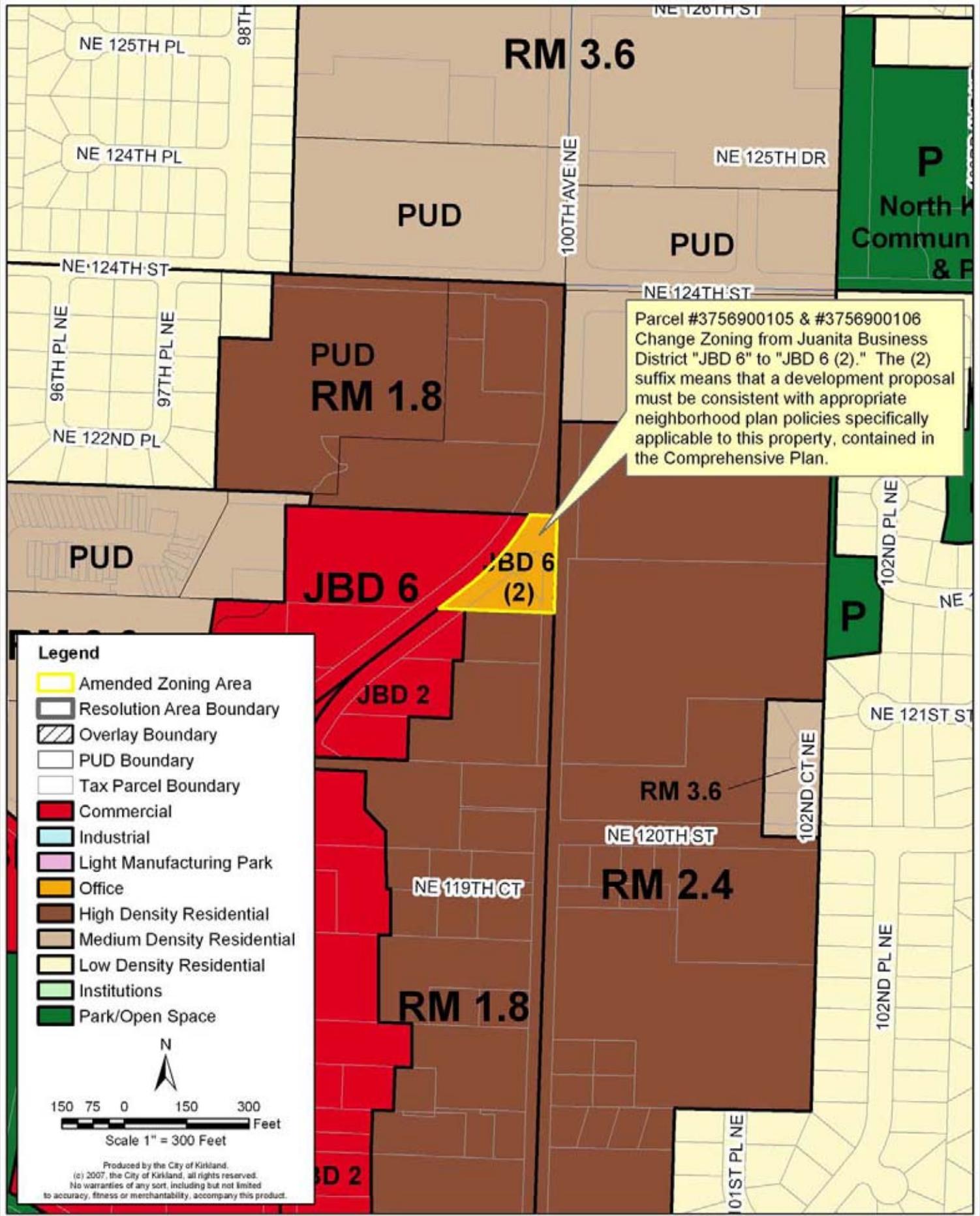
LAND USE BOUNDARIES	PARCEL BOUNDARIES
SUBAREA BOUNDARY	PLANNED AREA NUMBER
TOTEM CENTER	LAND USE CODE
PUBLIC FACILITIES	DENSITY (UNITS/ ACRE)

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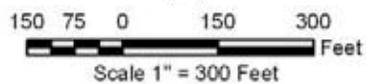


Zoning Map Change



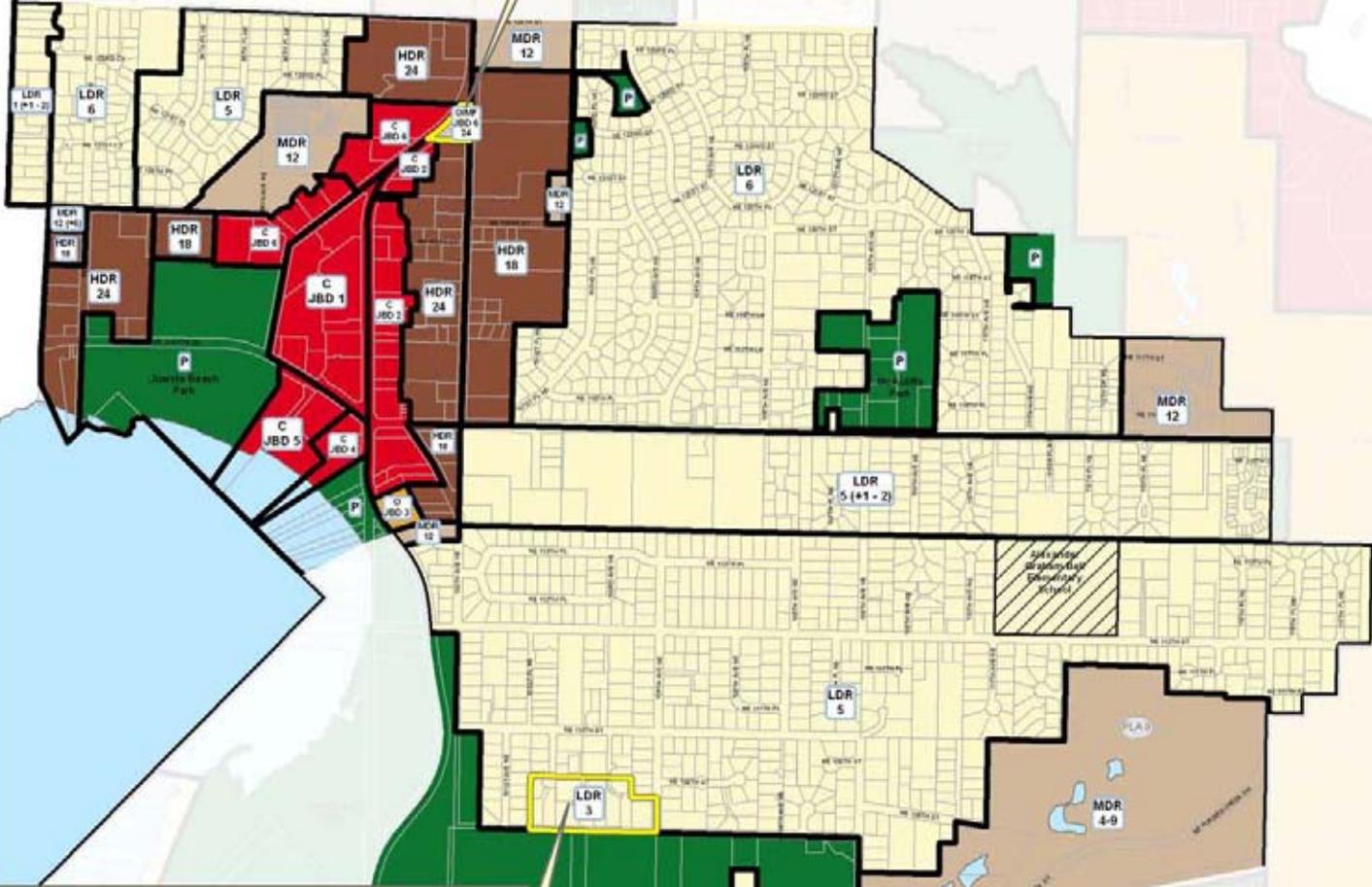
Legend

- Amended Zoning Area
- Resolution Area Boundary
- Overlay Boundary
- PUD Boundary
- Tax Parcel Boundary
- Commercial
- Industrial
- Light Manufacturing Park
- Office
- High Density Residential
- Medium Density Residential
- Low Density Residential
- Institutions
- Park/Open Space



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Parcel #3756900105 & #3756900106
 Change land use designation from
 Juanita Business District "JBD 6" Commercial
 to "JBD 6" Office/Multi-Family, 24 du/acre



Parcel #3758900220, #3758900224,
 #3758900225, #3758900240, #3758900245,
 #3758900246, #3758900256, #3758900257,
 #3758900263, #3758900264, #3758900290,
 #3758900291, #3758900292, #3758900300
 Change land use designation from
 "LDR 5" to "LDR 3"

LAND USE CODES

- C - COMMERCIAL
- IND - INDUSTRIAL
- LMP - LIGHT MANUFACTURING PARK
- O - OFFICE
- O/MF - OFFICE/MULTI-FAMILY
- HDR - HIGH DENSITY RESIDENTIAL
- MDR - MEDIUM DENSITY RESIDENTIAL
- LDR - LOW DENSITY RESIDENTIAL
- I - INSTITUTIONS
- P - PARK/OPEN SPACE
- BP - BUSINESS PARK
- RH - ROSE HILL BUSINESS DISTRICT
- NRH - N. ROSE HILL BUSINESS DISTRICT
- IBD - JUANITA BUSINESS DISTRICT

South Juanita Neighborhood Land Use Map

ORDINANCE NO. 4084
 ADOPTED by the Kirkland City Council
 February 6, 2007

LAND USE BOUNDARIES	PARCEL BOUNDARIES
SUBAREA BOUNDARY	PLANNED AREA NUMBER
TOTEM CENTER	LAND USE CODE
PUBLIC FACILITIES	DENSITY (UNITS/ACRE)

NOTE: WHERE NOT SHOWN, NO DENSITY SPECIFIED
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I. INTRODUCTION

Neighborhood Plans

The Neighborhood Plans allow a more detailed examination of issues affecting smaller geographic areas within the City and clarify how broader City goals and policies in the Citywide Elements apply to each neighborhood.

It is intended that each neighborhood plan be consistent with the Citywide Elements. However, because most many of the neighborhood plans were adopted prior to the 1995 Plan update ~~and all were adopted prior to the 2004 Plan~~, portions of some of the neighborhood plans may contain inconsistencies. Where this is the case, the conflicting portions of the Citywide Elements will prevail. It is anticipated that each of the neighborhood plans will eventually be amended, and in so doing, all inconsistencies will be resolved.

The Neighborhood Plans contain policy statements and narrative discussion, as well as a series of maps. The 13 Neighborhood Plans can be found in Chapter XV. The maps describe land use, natural elements, open space and parks, vehicular circulation, urban design, and other graphic representations. These maps serve as a visual interpretation of the Neighborhood Plan policy statements and discussion. In the event of a discrepancy between the maps and the narrative, the narrative will provide more explicit policy direction.

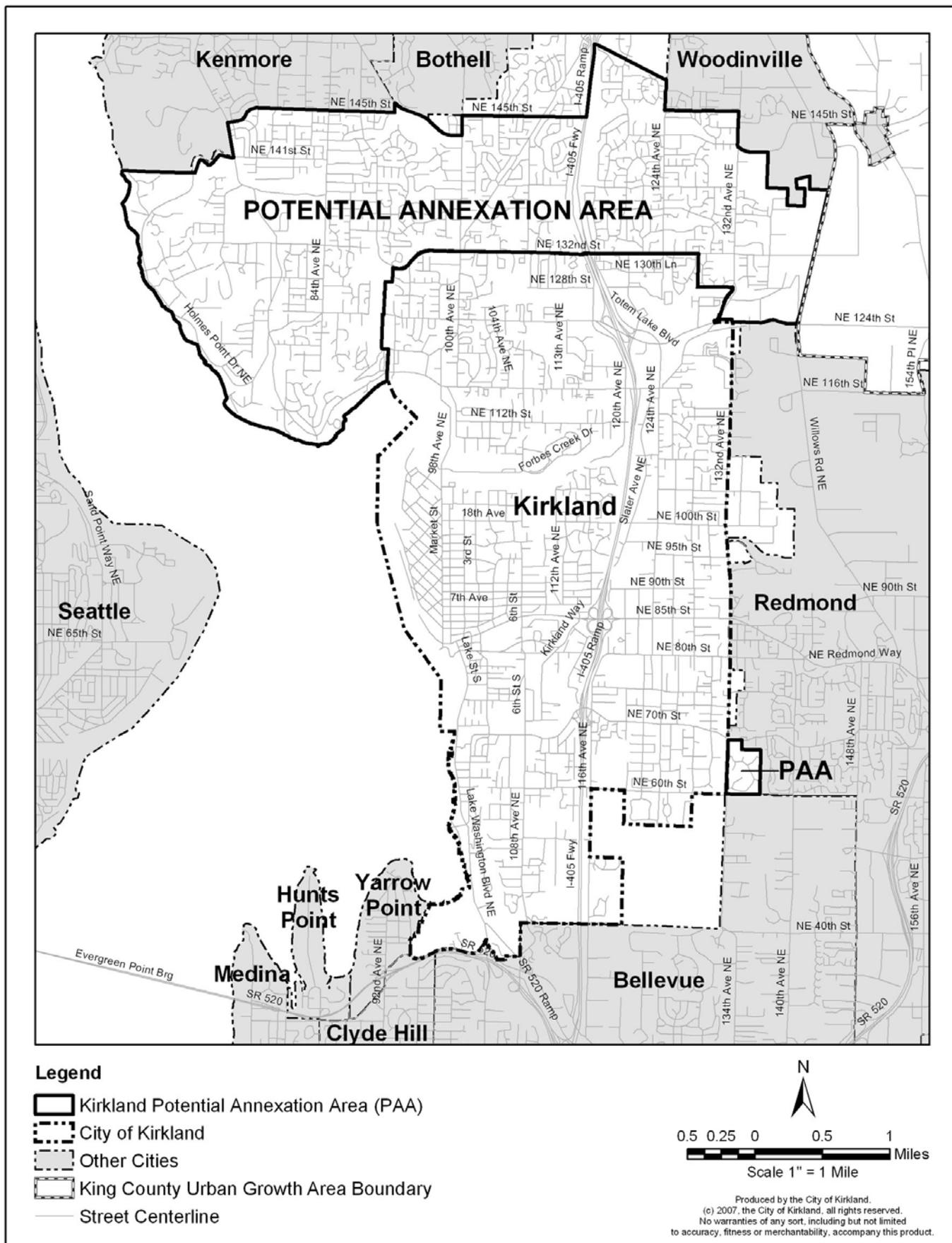


Figure I-2: City of Kirkland Planning Area

IV. COMMUNITY CHARACTER

HISTORIC RESOURCES

List B: Properties Designated by the City as Community Landmarks

Building or Site	Address	Architectural Style	Date Built	Person/Event	Neighborhood
Newberry House	519 1st St.	Vernacular	1909	Newberry	Norkirk
Nettleton/Green Funeral	400 State St.	Colonial Revival	1914	Nettleton	Moss Bay
Kirkland Cannery	640 8th Ave.	Vernacular	1935	WPA Bldg	Norkirk
Landry House	8016 126th Ave. NE	Bungalow	1904		South Rose Hill
Tompkins/Bucklin House	202 5th Ave. W.	Vernacular	1889	Tompkins	Market
Burr House	508 8th Ave. W.	Bungalow/Prairie	1920	Burr	Market
Sutthoff House (moved)	4120 Lake Wash. Blvd.	Georgian Revival	1903	Hospital	Lakeview
Shumway Mansion (moved)	11410 100th Ave. NE	Craftsman/Shingle	1909	Shumways	South Juanita
French House (moved)	4130 Lake Wash. Blvd.	Vernacular	1874	French	Lakeview
Snyder/Moody House	514 10th Ave. W.	Vernacular	1889	KL&IC	Market
McLaughlin House	400 7th Ave. W.		1889	KL&IC	Market
American Legion Hall	138 5th Ave.	Vernacular	1931	Am Legion	Norkirk
Larson/Higgins House	424 8th Ave. W.		1889	KL&IC	Market
Hitter House	428 10th Ave. W.	Queen Anne	1889	KL&IC	Market
Cedarmere/Norman House	630 11th Ave. W.	Am Foursquare	1895		Market
Dorr Forbes House	11829 97th Ave. NE	Vernacular	1906	Forbes	South Juanita

Brooks Building	609 Market St.	Vernacular Comm	1904	Brooks	Market
Williams Building	101 Lake St. S.	Vernacular Comm	1930		Moss Bay
Webb Building	89 Kirkland Ave.	Vernacular Comm	1930		Moss Bay
5th Brick Building	720 1/2 Market St.	Vernacular Comm	1891		Market
Shumway Site	510 – 528 Lake St. S.	site only		Shumways	Lakeview
Lake WA Shipyards Site	Lake Wash. Blvd./Carillon Point	site only		Anderson/W W	Lakeview
Lake House Site	10127 NE 59th St.	site only		Hotel	Lakeview
*First Church of Christ Scientist (moved) a.k.a. Heritage Hall	203 Market St.	Neoclassical	1923	Best example of this style	Market
Malm House	12656-100th Ave. NE	Tudor Revival	1929		North Juanita
Sessions Funeral Home	302 First Street	Classic Vernacular	1923		Norkirk
Houghton Church Bell (Object)	105 5th Avenue (Kirkland Congregational Church)	Pioneer/ Religion	1881	Mrs. William S. Houghton	Norkirk
Captain Anderson Clock (Object)	NW Corner of Lake Street and Kirkland Avenue	Transportation / Ferries	c. 1935	Captain Anderson	Moss Bay
Archway from Kirkland Junior High	109 Waverly Way (Heritage Park)	Collegiate Gothic	1932	WPA	Market
Langdon House and Homestead	10836 NE 116th Street (McAuliffe Park)	Residential Vernacular	1887	Harry Langdon	South Juanita
Ostberg Barn	10836 NE 116th Street (McAuliffe Park)	Barn	1905	Agriculture	South Juanita
Johnson Residence	10814 NE 116th Street (McAuliffe Park)	Vernacular influenced by Tudor Revival	1928	Agriculture	South Juanita

IV. COMMUNITY CHARACTER

HISTORIC RESOURCES

Policy CC-2.3: Provide encouragement, assistance and incentives to private owners for preservation, restoration, redevelopment, reuse, and recognition of significant historic buildings and sites.

There are a number of activities that the City can do to provide encouragement and incentives for the owners of historic buildings and sites, including:

- ◆ Establish Zoning and Building Codes that encourage the continued preservation, enhancement, and recognition of significant historic resources;
- ◆ Prepare and distribute a catalog of historic resources for use by property owners, developers and the public;
- ◆ ~~Develop~~ Maintain an interlocal agreement with King County that ~~would~~ provides utilization of the County's expertise in administering historic preservation efforts and makes owners of Kirkland's historic properties eligible for County grants and loans;
- ◆ Establish a public/private partnership to provide an intervention fund to purchase, relocate, or provide for other necessary emergency actions needed to preserve priority properties;
- ◆ Encourage property owners to utilize government incentives available for historic properties;
- ◆ Allow compatible uses in historic structures that may assist in their continued economic viability such as bed and breakfasts in larger residential structures.

Policy CC-2.4: Buildings that are recognized as historic resources by the City should be considered when adjacent structures are being rebuilt or remodeled.

Historic resources contribute to the character and quality of Kirkland. New and remodeled buildings should respect the scale and design features of adjacent historic resources.

Policy CC-2.5: Encourage the use of visual and oral records to identify and interpret the history of the City of Kirkland.

This can be done in various ways, including articles in Citywide publications, a museum to preserve and display documents and artifacts, and archives to maintain resources, including oral history and photographs, for the public.

The City's system of historic signage, which includes plaques to interpret significant properties and individual structures, should be expanded. ~~While Historic-historic~~ street signs ~~could be~~ have been hung along with existing street signs, ~~and~~ interpretive markers could be placed along public streets and pedestrian-bike paths to explain the City's history.

All these methods can be used to inform Kirkland's citizens about the City's history and to support the preservation of Kirkland's historic identity.

~~*Policy CC-2.6: Support a program and strategy for the Centennial celebration of the City.*~~

~~The City should provide leadership and example by its own actions and programs. An event such as the 2005 City celebration of its 100th anniversary of incorporation will provide a wonderful opportunity to focus the community's energy and resources on preserving and enhancing its historic resources.~~

V. NATURAL ENVIRONMENT

Natural Water Systems

Policy NE-2.1: Using a watershed-based approach, apply best available science in formulating regulations, incentives, and programs to maintain and, to the degree possible, improve the quality of Kirkland's water resources.

Kirkland's Streams, Wetlands, and Wildlife Study (July, 1998) is a natural resource inventory of wetlands, streams, fish, wildlife, and habitat areas within Kirkland. A drainage basin or watershed approach was used to identify Kirkland's drainage systems, to determine Primary and Secondary Basins, and to evaluate and record the primary functions, existing problems and future opportunities for each drainage basin. This data and analysis forms a scientific basis for system-wide resource management that addresses the distinct characteristics of each basin. The inventory was updated in 2003, with the production of the Natural Resource Management Plan. Figure NE-1 indicates general locations of known sensitive areas and drainage basin boundaries. This study ~~will be~~ supplemented by technical information from the Water Resource Inventory Area (WRIA) 8 Salmon Conservation Planning effort and the City's ~~updated~~ Surface Water Master Plan, ~~which is scheduled to be completed in 2004.~~

Policy NE-2.2: Protect surface water functions by preserving and enhancing natural drainage systems wherever possible.

Urban development, through addition of impervious surface and removal of vegetation, increases the volume and rate and decreases the quality of stormwater runoff. This often results in flooding that threatens safety and property, and results in damage to the aquatic environment. Water quality is reduced when flooding causes erosion, and when water is not filtered through soils and vegetation prior to entering streams and lakes. Steps to limit this damage include:

- Minimize creation of new impervious surfaces;
- Maximize use of soils and vegetation in slowing and filtering runoff; □ Install structural flow control facilities at new or re-developing sites where appropriate to mimic the pre-development hydrologic regime;
- Prohibit non-essential development activity in and around watercourses. Preserve the natural drainage system to the greatest extent feasible and prohibit non-essential structures, land modifications, or impervious surfaces in the drainage system to assist in ensuring unimpeded flow, maximal stream storage capacity, and optimal natural functioning within the drainage area; and
- Implement programs and projects to remedy flooding and habitat destruction caused by uncontrolled flows from past development. Using a basin planning process and a watershed perspective, identify projects and programs to reduce flood frequency, address/prevent erosion problems, and restore/enhance fish habitat.

Specific information on the technical and programmatic aspects of surface water management ~~will be~~ contained in the City's *Surface Water Master Plan*, ~~which is scheduled to be completed in 2004.~~

V. NATURAL ENVIRONMENT

Natural Water Systems

Policy NE-2.6: Regulate development of land along the shoreline of Lake Washington to:

- 1. Preserve the resources and ecology of the water and shorelines;***
- 2. Avoid natural hazards;***
- 3. Promote visual and physical access to the water;***
- 4. Preserve navigation rights; and***
- 5. Minimize the creation of armored shorelines, and explore incentives and opportunities to restore natural shoreline features and habitat.***

The Lake Washington shoreline plays a vital role in the ecology of our watershed (which includes land that drains into Lake Washington, the Cedar River, and Lake Sammamish). All species of anadromous salmonids in our watershed migrate through and rear in Lake Washington. The decline of salmonid populations in Lake Washington has been linked to the following factors: loss of native shoreline vegetation, altered hydrology, invasive exotic plants, poor water quality, and poor sediment quality. Finding and acting on opportunities to restore properly functioning shoreline conditions where possible will substantially aid salmon recovery efforts in our watershed.

Kirkland's Shoreline Master Program (SMP), adopted pursuant to the Washington State Shoreline Management Act of 1971, designates all parcels along Lake Washington as Shoreline Environments. The detailed regulations in Kirkland's SMP implement this policy. Pursuant to Washington state requirements, Kirkland's Shoreline Master Program will be updated by December 1, ~~2009~~2010.

V. NATURAL ENVIRONMENT

NATURAL WATER SYSTEMS

Policy NE-2.7: Support regional watershed conservation efforts

The federal listing of Puget Sound wild Chinook salmon as a threatened species in 1999, has focused attention on salmon. In addition to the economic, recreational, and cultural value of salmon, they are also a widely accepted indicator of the level of our region's environmental health, because their survival requires that they migrate throughout the watershed – from freshwater headwaters to the marine environment and back again. The decline of salmon points to the need to improve the quality of habitat in the watersheds that drain to Puget Sound.

In the Lake Washington/Cedar River/Lake Sammamish Watershed, Kirkland ~~has~~ joined with 26 other local jurisdictions ~~to sign an interlocal agreement~~ to fund a joint planning effort to conserve salmon habitat in the shared watershed. ~~It is anticipated that the~~The resulting watershed conservation plan, The Lake Washington/Cedar River/Lake Sammamish Watershed (WRIA 8) Chinook Salmon Conservation Plan, was developed through a multi-jurisdictional, multi-stakeholder process with a scientific basis, ~~will be~~ and was approved by Kirkland in 2005.

Incorporated into the Puget Sound Salmon Recovery Plan, approved by NOAA in 2007, it is implemented by the participating local governments in the watershed as they update their policies, regulations, and programs (e.g. capital facilities and road management practices), for critical areas, shorelines, drainage, and clearing/grading to be consistent with the conservation plan. It seeks to provide ~~Completion of the Lake Washington/Cedar River/Lake Sammamish watershed conservation plan is scheduled for June 2004. Once finished, that plan will be joined with the conservation plans of several neighboring watersheds in 2005 to form~~ a Puget Sound-wide conservation plan for a coordinated approach to restoring the wild Chinook salmon of Puget Sound. Kirkland's role in salmon recovery is to protect and restore habitat within the city limits through land use and stream restoration actions, and to participate in regional recovery efforts through the WRIA 8 Salmon Recovery Council.

VI. LAND USE

C. LAND USE MAP AND DEFINITIONS

While the Land Use Element goals and policies set forth general standards for locating land uses, the Comprehensive Plan Land Use Map (Figure LU-1) indicates, geographically, where certain types of uses may be appropriate.

The Comprehensive Plan Land Use Map identifies areas for a range of housing densities and a variety of nonresidential uses. The Comprehensive Plan Land Use Map contains land use designations reflecting the predominate use allowed in each area. These designations are reflected in a broad variety of zoning districts on the Kirkland Zoning Map. Within some of these land use designations are mixed-use developments.

Land use can be affected by regulations that protect sensitive areas and their buffers and limit development on seismic and landslide hazard areas. The Sensitive Areas Map in the Comprehensive Plan depicts the approximate locations of known sensitive areas which include streams, minor lakes, wetlands, drainage basins, and 100-year floodplains. The geological map in the Comprehensive Plan notes the approximate locations of seismic and landslide hazard areas.

The land use categories mapped on the Comprehensive Plan Land Use Map are:

Low-Density Residential – single-family residential uses from one to nine dwelling units per acre for detached residential structures and one to seven dwelling units per acre for attached residential structures, in certain low density areas where the Plan allows clustered development through a PUD. Detached single-family dwelling units are physically separated by setbacks from other dwelling units. Attached single-family dwelling units, only allowed in specified areas, are physically connected by means of one or more common walls; each unit has its own exterior entrance; dwelling units are not stacked above or below one another; and density and height limitations associated with single-family zoning classifications are met.

Medium-Density Residential – detached residential uses at 10 to 14 dwelling units per acre and attached or stacked residential uses at eight to 14 dwelling units per acre.

IX. TRANSPORTATION ELEMENT

EXISTING CONDITIONS

Table T-1: Transit Routes in Kirkland

All Day Service	
230	Kingsgate – Kirkland – Bellevue – Overlake – Redmond
234	Kenmore – Juanita – Kirkland – S. Kirkland – Bellevue
236	Woodinville – Totem Lake – Juanita – Kirkland
238	Bothell – Finn Hill – Kingsgate – Rose Hill – Kirkland
245	Kirkland – Overlake – Bellevue – Factoria
<u>248</u>	<u>Kirkland – Rose Hill - Redmond</u>
251	Woodinville – Redmond – Kirkland
254	Kirkland – Rose Hill – Redmond
255	Kingsgate – Kirkland – Seattle
540	Redmond – Kirkland – UW Seattle (Sound Transit)
935	Northshore – Bastyr – Kingsgate
Kirkland @ S. Kirkland Park and Ride Only	
220	Redmond – S. Kirkland – Bellevue
<u>249</u>	<u>Bellevue – S. Kirkland - Overlake</u>
256	Overlake – S. Kirkland – Seattle
Peak Commuter Routes	
252	Evergreen – Kingsgate – Houghton – Seattle
257	Brickyard – Kingsgate – Houghton – Seattle
260	Kenmore – Juanita – Houghton – Seattle
265	Redmond – Houghton – Seattle
277	Juanita – Kingsgate – Houghton – UW Seattle
291	Kingsgate – Redmond
Peak Metro Routes that Serve I-405 Freeway Stations	
237	Woodinville – Kingsgate – Houghton – Bellevue
342	Shoreline – Bothell – Brickyard – Houghton – Bellevue
Sound Transit I-405 Service	
530	Bellevue – Houghton – Kingsgate – Canyon Park – Everett Station
532	Bellevue – Houghton – Kingsgate – Canyon Park – Lynnwood
535	Bellevue – Houghton – Kingsgate – Bothell – Canyon Park – Everett Station

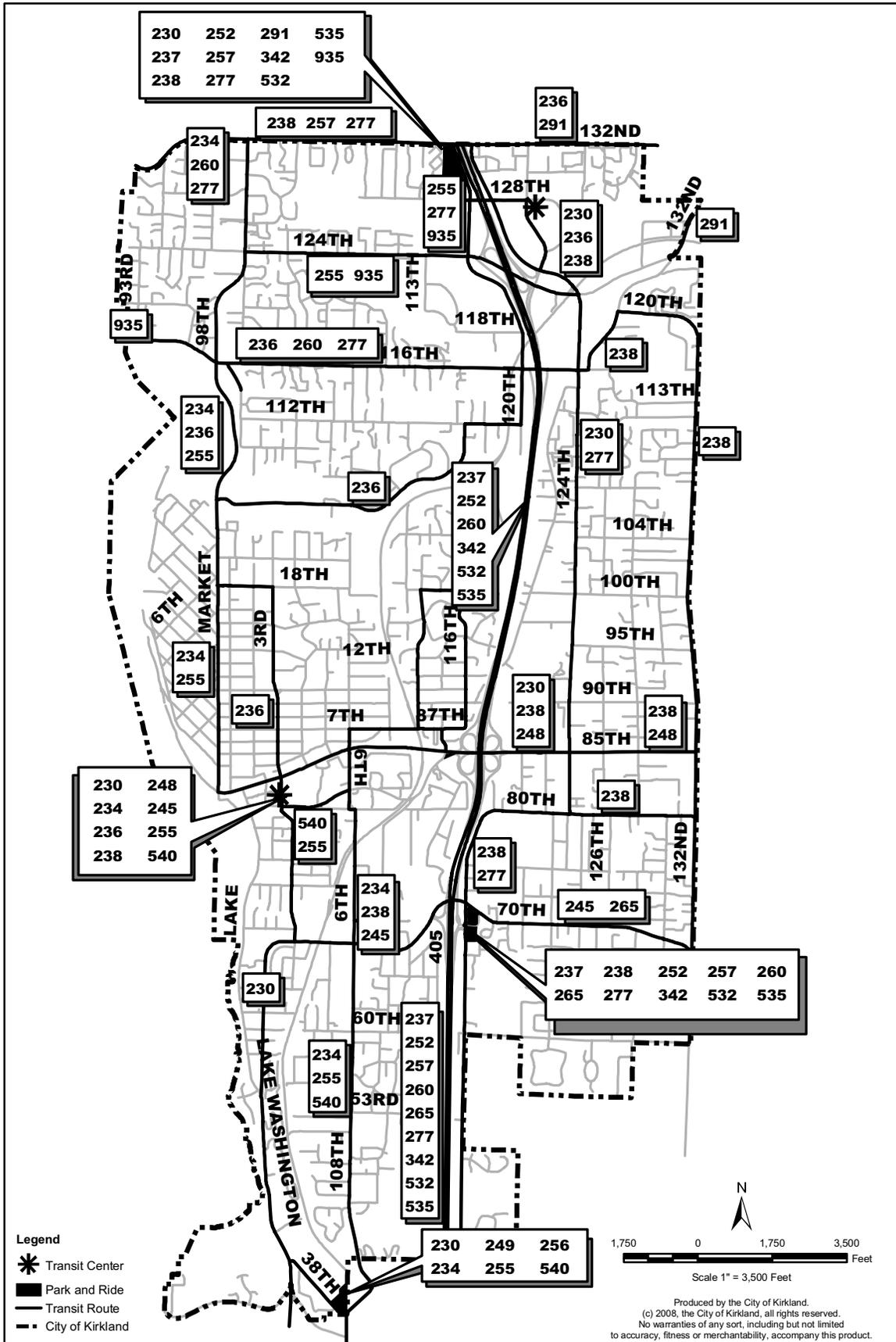


Figure T-4: Transit Service

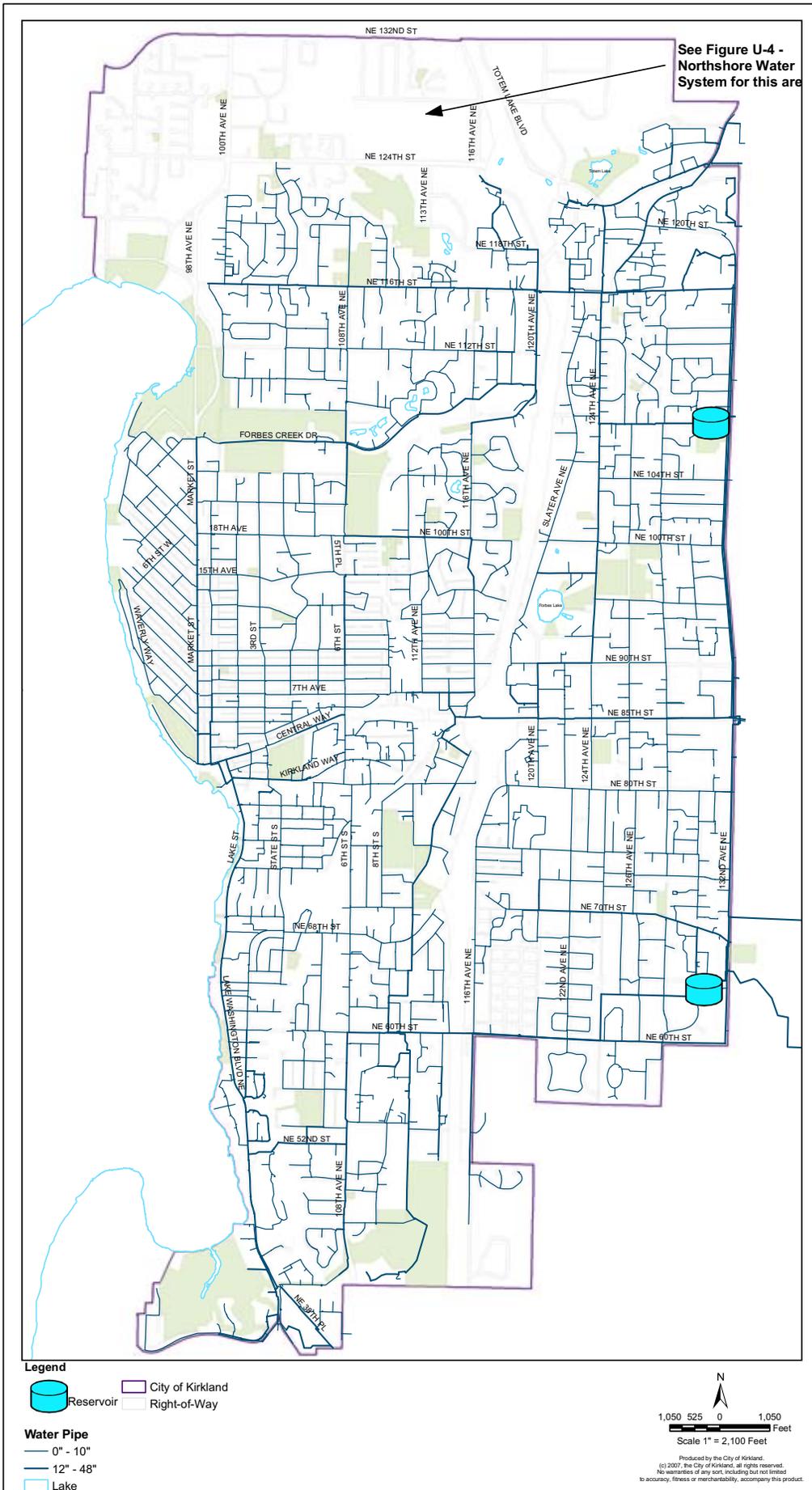


Figure U-1: Water System

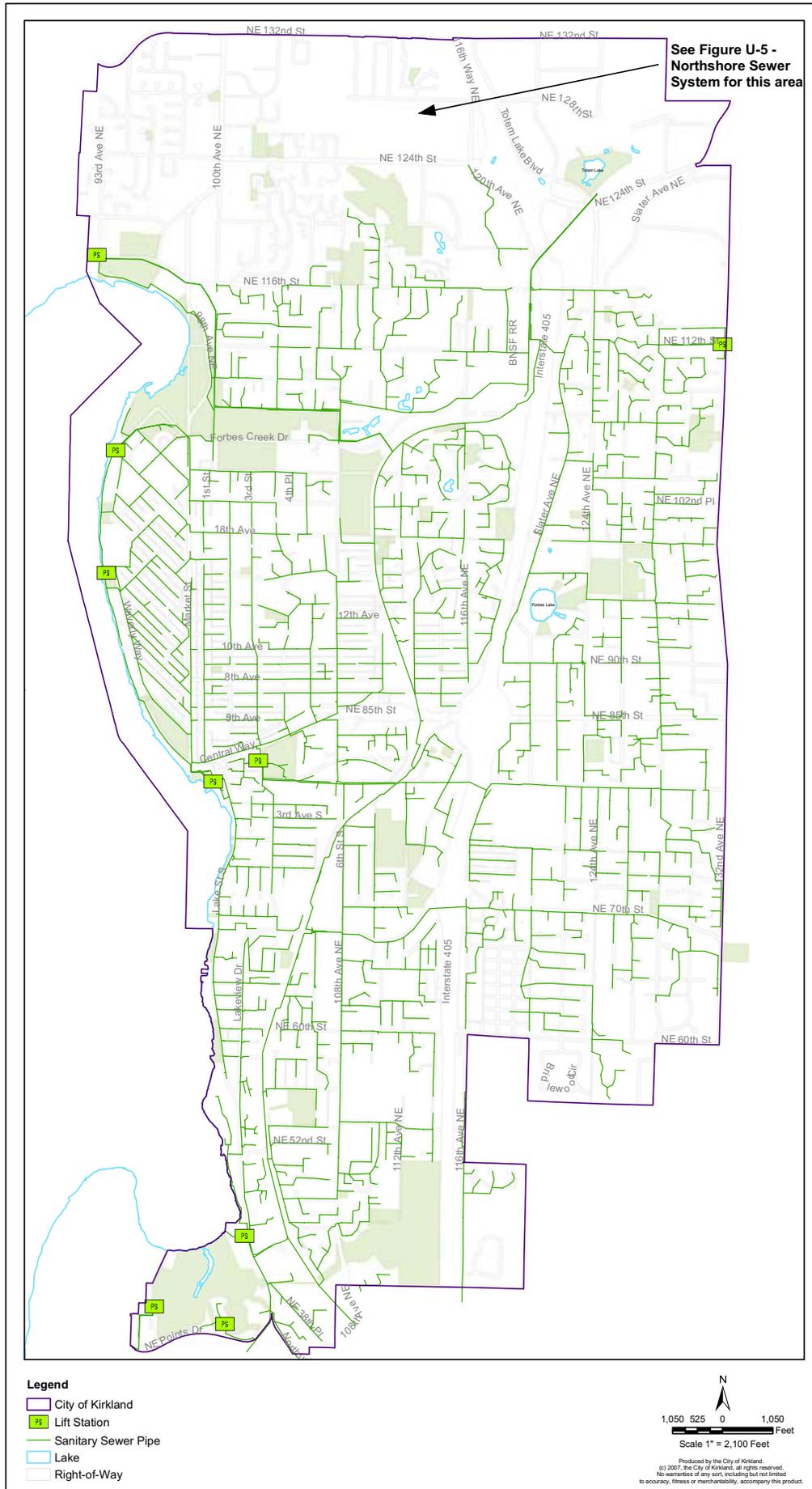


Figure U-2: Sanitary Sewer System

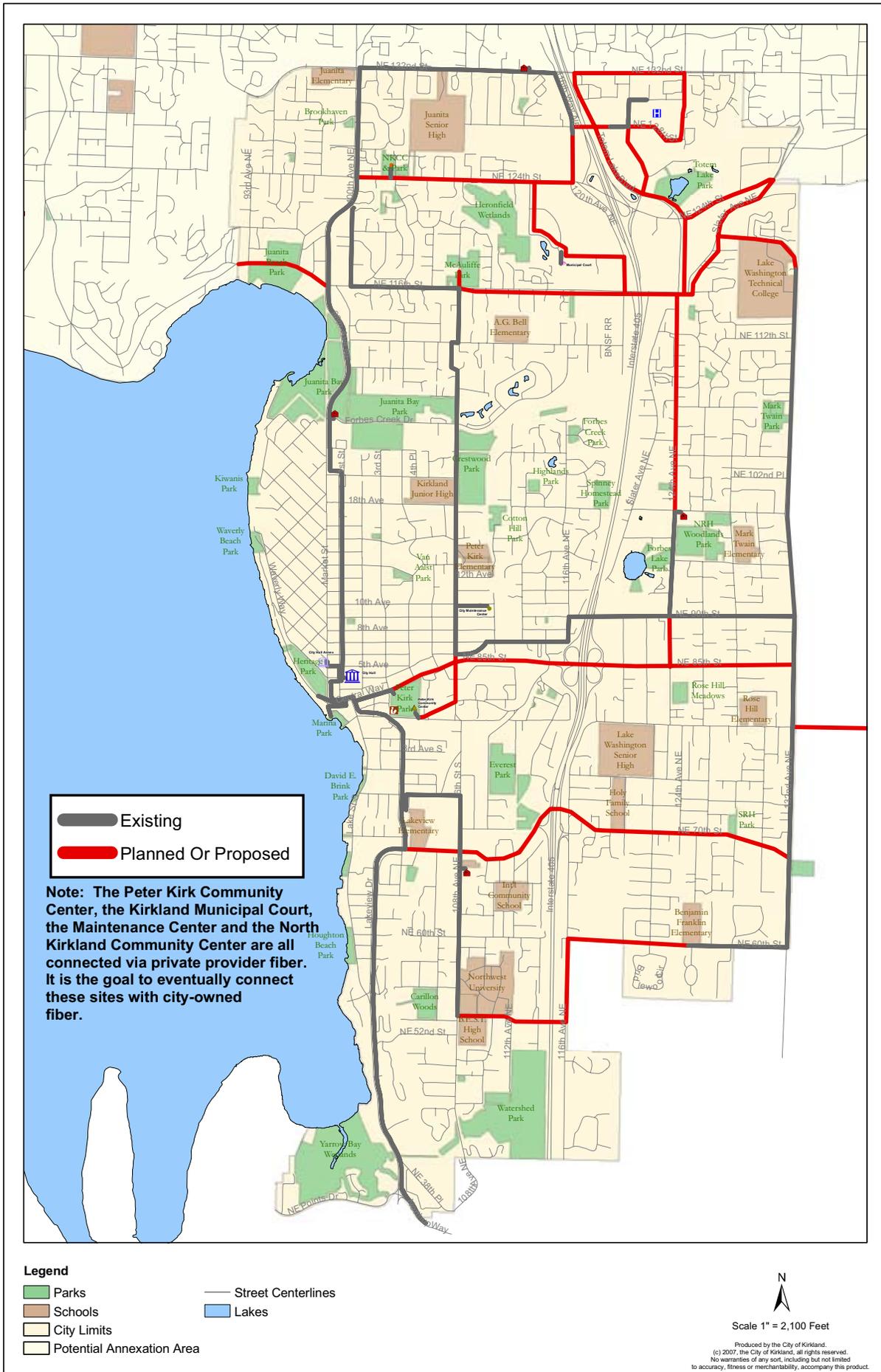


Figure U-6: Existing And Planned/Desired Fiber Optic Network

XI. UTILITIES

GENERAL

Policy U-1.3: Use the following level of service standards for determining the need for public sewer, water, and surface water facilities:

**Table U-1
Water, Sewer and Surface Water Level of
Service**

Facility	Standard
Water distribution:	112 -113 gallons/day/capita
Water storage:	362 gallons/capita plus 3.2 million gallons for fire storage <u>190 gal/capita (includes 1.5 MG for fire storage)</u>
Sanitary sewer collection:	100 gallons/day/capita
Surface water management:	Convey, detain and treat stormwater runoff in a manner that provides adequate drainage for the appropriate storm to ensure safety, welfare, and convenience in developed areas while protecting the hydrologic regime and quality of water and fish/wildlife habitat in streams, lakes and wetland.

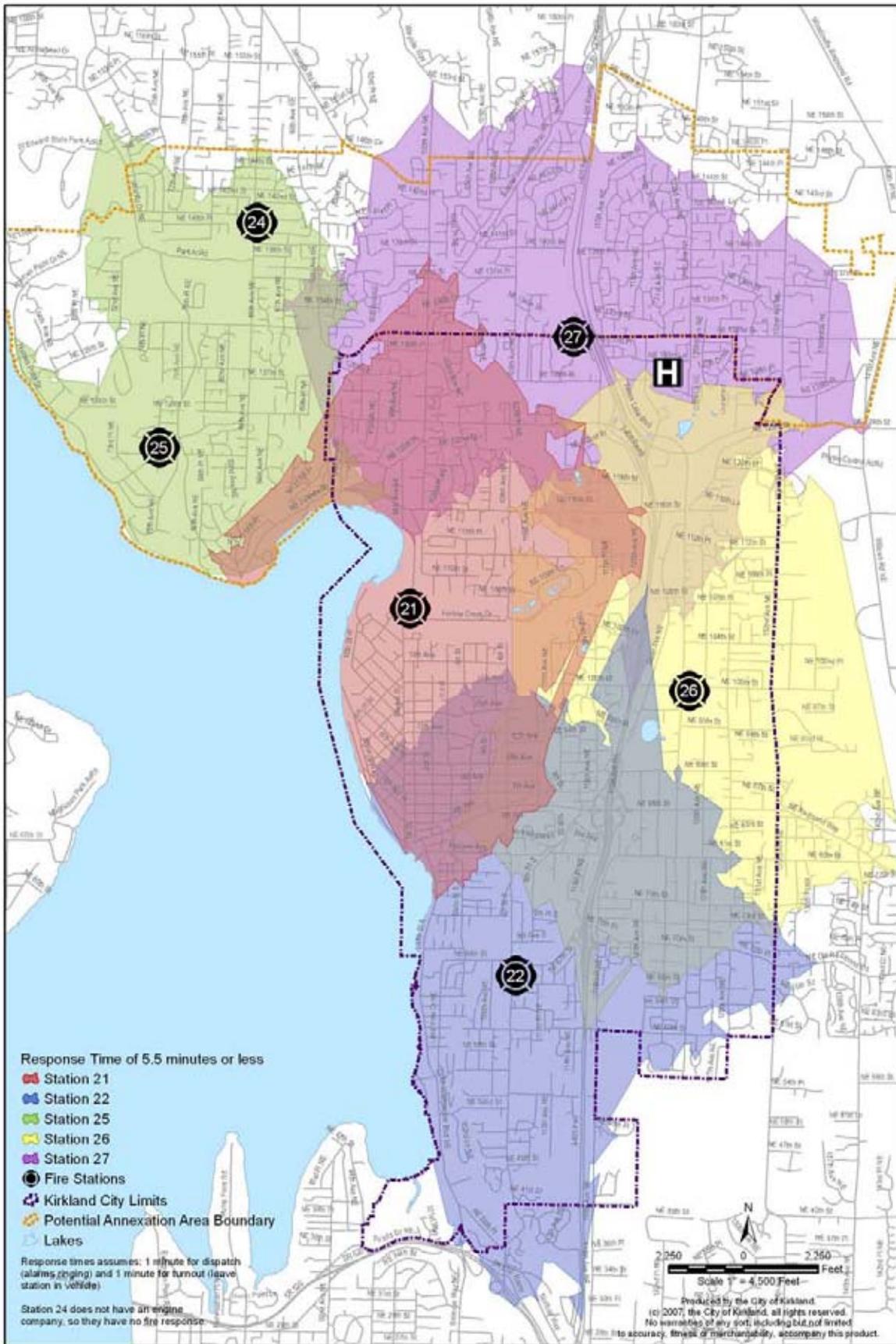


Figure PS-1: Fire Response Times within 5.5 minutes

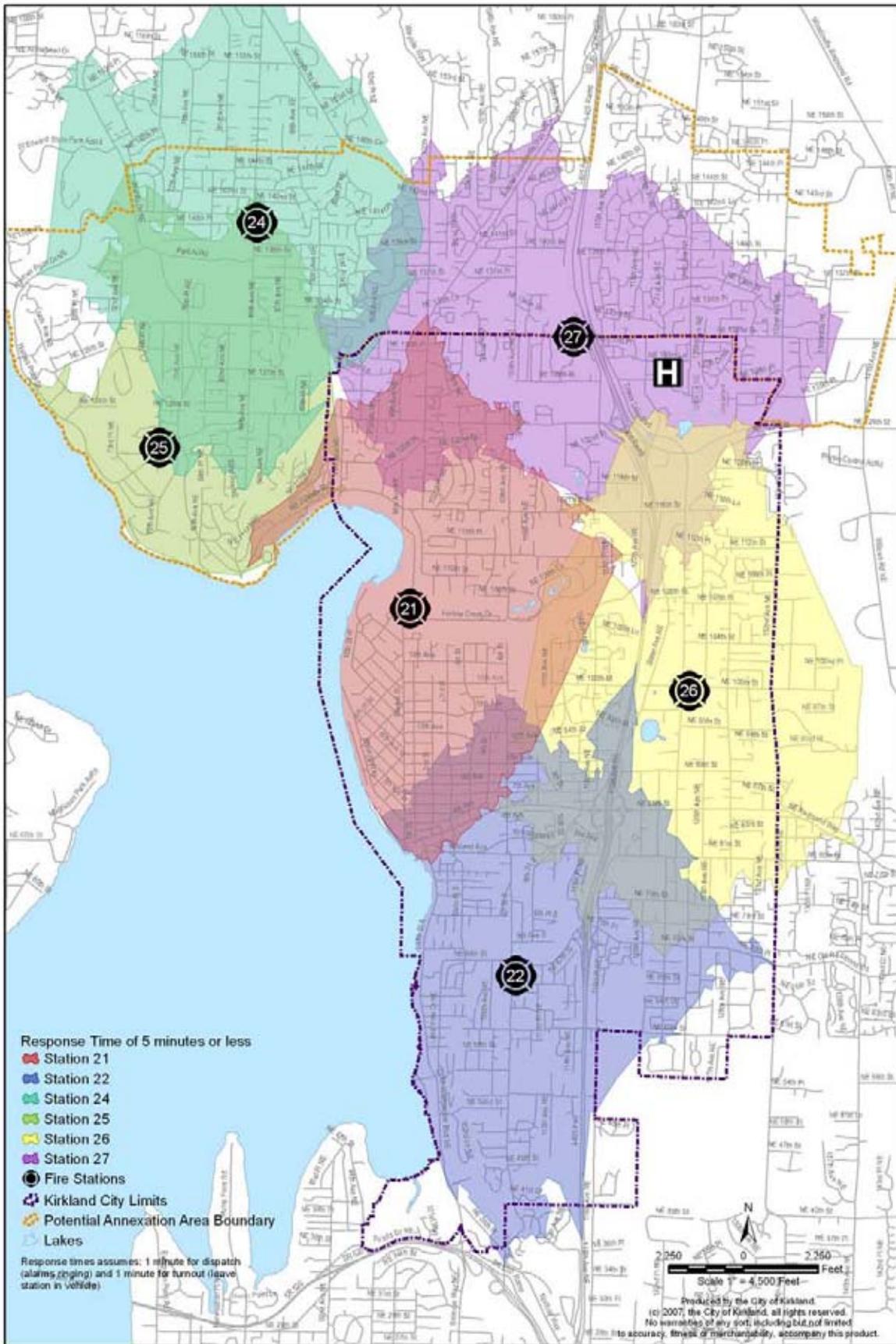


Figure PS-2: Emergency Medical Services Response Times within 5 minutes

XII.A PUBLIC SERVICES

EXISTING CONDITIONS

The City currently provides the following public services:

Fire Protection and Emergency Medical Services – The City provides emergency response to fire and medical emergencies, fire prevention, and public education and participates in regional specialized response for hazardous materials, technical rescue and paramedic services. The City has County and State mutual aid agreements for emergency response. Fire station locations and emergency fire response times are shown in Figure PS-1. Response times for emergency medical services are shown in Figure PS-2.

Police Protection – The City provides traffic investigation, enforcement, and education; parking enforcement; patrol response to citizen calls for service; criminal enforcement; K9; special response teams; crisis response team; conflict resolution; investigations; crime analysis; explorers; crime prevention; school resource officers; record keeping; jail services; internal and external training; and a 911 communications center that serves as the public safety answering point for police, fire, and medical emergencies. The department also has mutual aid agreements with every law enforcement agency in the State.

Solid Waste and Recycling Collection – The City contracts with Waste Management Sno-King to provide curbside solid waste and recycling collection to all single-family and multifamily residents and commercial customers. The County and the City have targeted to achieve specific waste reduction and recycling goals of 53 percent curbside recycling rate and solid waste reduction to 30.5 pounds per household per week by 2018. The city started one of the first residential foodwaste recycling programs followed by commercial organics recycling and business programs to encourage environmentally sound practices. The City will continue to work with its collection contractor to provide a comprehensive curbside recycling program for Kirkland residents and businesses.

XIII. CAPITAL FACILITIES

Sewer and Water Facilities

Policy CF-3.1:

Use the following level of service standards for determining the need for public sewer and water facilities:

Table CF-2
Sewer and Water Level of Service

Facility	Standard
Water distribution	112 <u>113</u> gallons/day/capita
Water storage	362 gallons/capita plus 3.2 million gallons for fire storage <u>190 gal/capita (includes 1.5 MG for fire storage)</u>
Sanitary sewer collection	100 gallons/day/capita

XIII. CAPITAL FACILITIES

OTHER PUBLIC FACILITIES

Policy CF-3.4: Use the following level of service standards to determine the need for public facilities:

**Table CF-5
Six-Year Public Facilities Level of Service
(Continued)**

Facility	Standard
Surface water management	Convey, detain and treat stormwater runoff to maintain water quality and preserve hydrologic system and fish/wildlife
Fire and EMS	Response times: <ul style="list-style-type: none"> • Emergency medical: 5 minutes to 90% of all incidents • Nonemergency medical: 10 minutes to 90% of all incidents • Fire suppression: 5.5 minutes to 90% of all incidents
Neighborhood parks	2.1 acres/1,000 persons
Community parks	2.1 acres/1,000 persons
Nature parks	5.7 acres/1,000 persons
Indoor <u>(Non-Athletic)</u> recreation space	700 sq. ft./1,000 persons
<u>Indoor (Athletic) Recreation Space</u>	<u>500 sq. ft./1,000 persons</u>
Bicycle facilities	46.2 miles
Pedestrian facilities	118 miles
Completion of bicycle network by 2022	64%
Completion of pedestrian network by 2022	72%

XIII. CAPITAL FACILITIES

Consistency with Other Plans

Goal CF-6: Ensure that the Capital Facilities Element is consistent with other City, local, regional, and State adopted plans.

The following documents have been reviewed and taken into consideration during the development of the Capital Facilities Element. These are considered to be “functional or management plans.” They are intended to be more detailed, often noting technical specifications and standards. They are designed to be an implementation tool rather than a policy-guiding document.

**Table CF-6
Functional and Management Plans**

City of Kirkland Fire Protection Master Plan
City of Kirkland Comprehensive Water Plan
City of Kirkland Comprehensive Sewer Plan
City of Kirkland 2006-2011 Capital Improvement Programs
Surface Water Master Plan
Nonmotorized Transportation Plan
Commuter Trip Reduction Plan
Natural Resource Management Plan
Parks, Recreation and Open Space Plan
Downtown Strategic Plan
Housing Strategy Plan
King County Solid Waste Division Comprehensive Solid Waste Management Plan
Northshore Utility District Comprehensive Water Plan
Northshore Utility District Sewer and Water Plan Maps
Lake Washington School District Capital Facilities Plan

XIII. CAPITAL FACILITIES

Funding and Financial Feasibility

Policy CF-5.2:

Consider adjustments to the adopted levels of service, land use plan and/or revenue sources if funding is not available to finance capacity projects for capital facilities and utilities.

If projected funding is inadequate to finance needed capital facilities and utilities based on adopted level of service standards and forecasted growth, the City should make adjustments to one or more of the following:

- ◆ The level of service standard;
- ◆ The Land Use Element; and/or
- ◆ The sources of revenue.
- ◆ The timing of projects

If new development would cause levels of service to decline, the City may allow future development to use existing facilities (thus reducing levels of service), or reduce future development (in order to preserve levels of service), or increase revenue (in order to purchase facility level of service to match future development). Naturally, the City can use a combination of these three strategies.

Policy CF-5.3:

Use a variety of funding sources to finance facilities in the Capital Facilities Plan.

The City's first choice for financing future capital improvements is to continue using existing sources of revenue that are already available and being used for capital facilities. These sources may include the following:

- ◆ Gas Tax;
- ◆ Sales Tax;
- ◆ Utility Connection Charges;
- ◆ Utility Rates
- ◆ Real Estate Excise Tax;
- ◆ Interest Income;
- ◆ Debt;

- ◆ Impact Fee for Roads and Parks;
- ◆ Grants.

~~Only if~~ If these sources are inadequate ~~will~~ the City will need to explore the feasibility of additional revenues.

The second quarter percent real estate tax is limited by law to capital improvements for streets, roads, highways, sidewalks, street and road lighting systems, traffic signals, bridges, domestic water systems, sanitary sewer systems, and parks and recreational facilities (but not land acquisition for parks or recreational facilities). Local ordinance requires that the second quarter percent real estate tax must be used to fund ~~new~~ transportation projects ~~needed to meet the established LOS standards.~~

Impact fees are subject to a number of limitations in State law:

- ◆ Impact fees are authorized only for roads, parks, fire protection, and schools.
- ◆ There must be a balance between impact fees and other sources of public funds; the City cannot rely solely on impact fees.
- ◆ Impact fees can only be imposed for system improvements which:
 - (a) Reasonably relate to the new development;
 - (b) Do not exceed a proportionate share of the costs related to the new development;
 - (c) Are used to reasonably benefit the new development; and
 - (d) Are not for existing deficiencies.
- ◆ Impact fee rates must be adjusted to reflect the payment of other taxes, fees, and charges by the development that are used for the same system improvements as the impact fee.
- ◆ Impact fees may serve in lieu of some of the facilities required to be provided by developers.

Impact fees for roads have replaced, in most cases, mitigation fees and concomitant agreements collected under the State Environmental Policy Act (SEPA) to create a more simplified and predictable system.

Policy CF-5.6:

Arrange for alternative financial commitments in the event that revenues needed for concurrency are not received from other sources.

The concurrency facilities (water, sewer, and transportation) must be built, or else desirable development that is allowed in the Comprehensive Plan may be denied. If the City's other financing plans for these facilities do not succeed, the City must provide a financial safety net for these facilities. One ~~large~~ source of revenue funding that is available at the discretion of the City

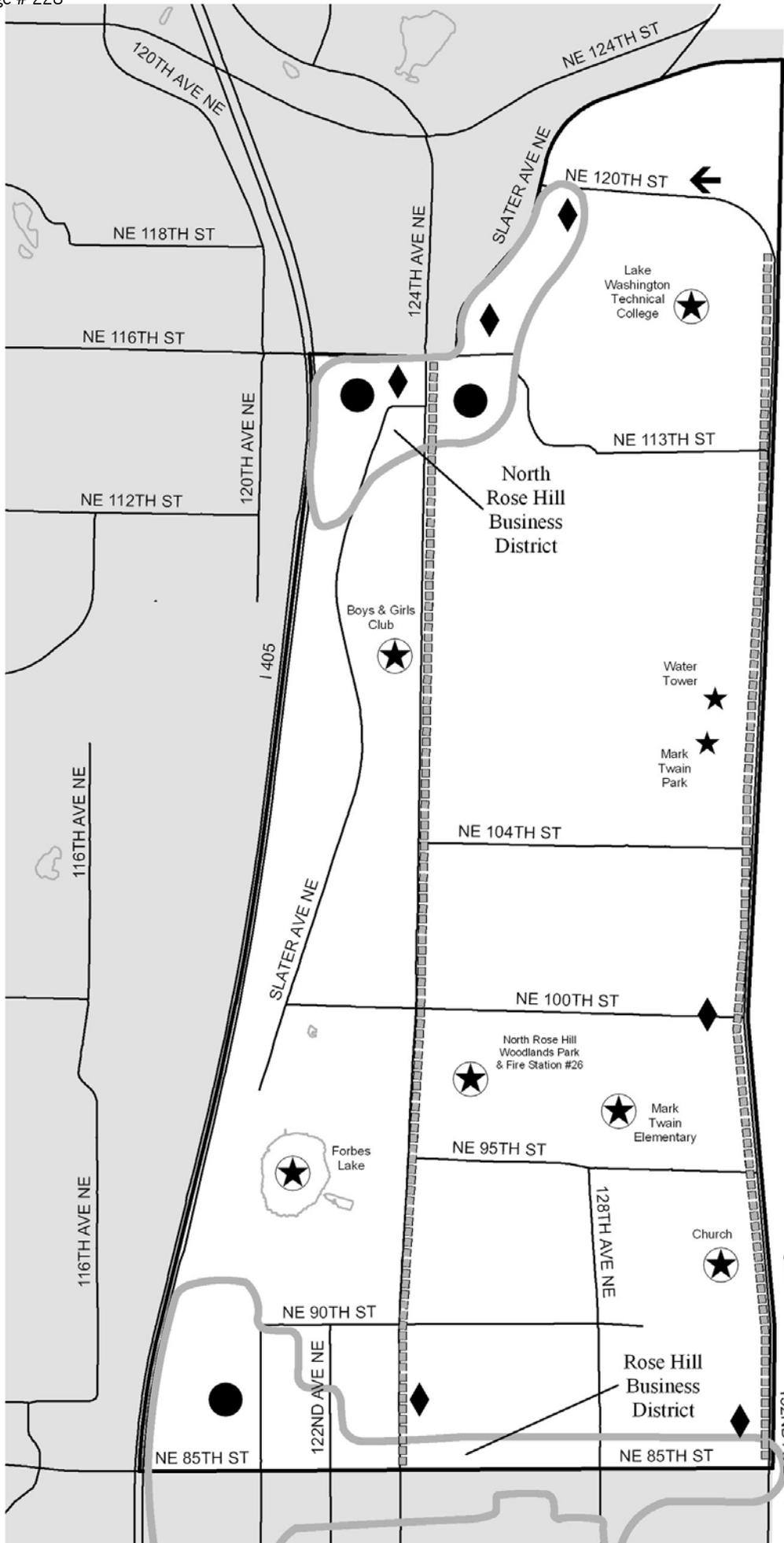
| Council is councilmanic bonds or revenue bonds (for utilities). The only disadvantage of these bonds is that their repayment is from existing revenues (that are currently used for other purposes which will be underfunded by the diversion to repayment of councilmanic bonds).

Table NRH-1: North Rose Hill Street Connection Plan Description List

1. NE 88TH STREET BETWEEN 124TH AVENUE NE AND 126TH AVENUE NE
2. NE 108TH STREET BETWEEN SLATER AVENUE NE AND 123RD AVENUE NE
3. NE 105TH STREET BETWEEN 128TH AVENUE NE AND 132ND AVENUE NE
4. NE 103RD PLACE BETWEEN 132ND AVENUE NE AND EXISTING CUL-DE-SAC END
5. NE 101ST PLACE BETWEEN 131ST PLACE NE AND 132ND AVENUE NE
6. NE 97TH STREET BETWEEN 130TH AVENUE NE AND 132ND AVENUE NE
Completed
7. NE 94TH STREET BETWEEN 125TH AVENUE NE AND 124TH AVENUE NE
8. 125TH AVENUE NE BETWEEN NE 91ST STREET AND NE 95TH STREET
9. 130TH AVENUE NE BETWEEN NE 87TH STREET AND NE 94TH STREET
10. NE 91ST STREET BETWEEN 130TH AVENUE NE AND 132ND AVENUE NE
11. NE 90TH STREET BETWEEN 128TH AVENUE NE AND 132ND AVENUE NE
12. 131ST AVENUE NE BETWEEN NE 90TH STREET AND NE 91ST STREET
13. 122ND AVENUE NE BETWEEN NE 90TH STREET AND NE 92ND STREET
14. 126TH PLACE NE BETWEEN NE 102ND PLACE AND NE 100TH PLACE Completed
15. NE 101ST PLACE BETWEEN 124TH AVENUE NE AND 125TH AVENUE NE
16. NE 116TH STREET BETWEEN 127TH AVENUE NE AND 132ND AVENUE NE
17. NE 109TH PLACE BETWEEN SLATER AVENUE AND 124TH AVENUE NE
Completed

North Rose Hill Neighborhood

Urban Design



Urban Design Features

- Activity Node
- ★ Landmark/Activity Node
- ★ Landmark
- ◆ Gateway
- ➔ View
- Landscape Median
- Business Districts



HV.H. TOTEM LAKE NEIGHBORHOOD PLAN

3. ECONOMIC DEVELOPMENT

Goal TL-3: Preserve and intensify commercial areas outside of Totem Center.

Policy TL-3.2:

Expand opportunities for office development south of NE 116th Street (districts TL ~~10A-10E~~ and TL 10D).

XV.I. NORTH SOUTH JUANITA NEIGHBORHOOD PLAN

PARKLANDS

A master plan for Juanita Beach Park was approved by the City Council in 2006 and incorporates the following components:

Vision Statement: Juanita Beach Park is a family friendly, multi-generational community park that fits the scale, character, and history of the park site and the surrounding neighborhood. The park provides waterfront access and a balanced mix of active and passive recreation opportunities while protecting and enhancing the natural environment.

Park Integration Goals:

- Link park to surrounding neighborhoods
- Unify north and south sides of the park
- Buffer parking lot views
- Encourage bike and pedestrian access

Recreation Goals:

- Create multi-use recreational facilities
- Provide recreation appropriate to the site character
- Balance development with environmental restoration and enhancement opportunities
- Balance active recreation and passive recreation activities

Environmental Stewardship Goals:

- Enhance Juanita Creek to create a healthy stream environment. (This could include the reach within the park and up-stream reaches)
- Create a salmon and wildlife friendly shoreline
- Enhance and restore wetlands
- Educate park visitors about habitat values
- Use low impact development and sustainability design principles

Community-Building Goals:

- Create community gathering areas

Aesthetic Goals:

- Buildings should not dominate the landscape
- Provide aesthetically pleasing night lighting
- Create naturalistic landforms
- Improve the visual quality of the shoreline
- Create framed views of the lake
- Incorporate art as an integrated element of landscape forms and built structures

Historical Resources Goals:

- Maintain and restore Forbes House and associated landscape
- Provide appropriate interpretation of area history

~~Any future master plan for Juanita Beach Park should incorporate:~~

- ~~(1) — Regional park facilities on the Lake Washington side of Juanita Drive, and neighborhood park facilities on the north side.~~
- ~~(2) — Parking away from the shoreline and located mostly on the north side of Juanita Drive. Existing lots should be removed from the south side of the park and replaced with a drop-off area and limited parking for special needs. An effective parking management system should be developed.~~
- ~~(3) — Signalization of 97th Avenue NE and Juanita Drive to ensure safe pedestrian and vehicular access.~~
- ~~(4) — Removal of the chain link fence along Juanita Drive and views opened up to the water. Security for the park should be seriously considered during the planning process.~~
- ~~(5) — An improved connection to Juanita Bay Park.~~
- ~~(6) — An enhanced and safe connection to the business district across 97th Avenue NE.~~
- ~~(7) — Consideration of a nonmotorized boat launch facility.~~
- ~~(8) — The Dorr Forbes House as the historical focal point for the neighborhood.~~

Climate Change Comparison

V. NATURAL ENVIRONMENT

AIR

Goal NE-5: Improve air quality and reduce Kirkland's contribution to climate change.

The surrounding air, both outdoors, and indoors, has the potential to affect human health. It is important to maintain the quality of outdoor air since all life forms depend on it, and the quality of indoor air is dependent on that of the outdoors. Air pollution officially exceeds federal health standards in all or part of ten Washington counties, including King County. Although all Washington counties currently meet federal health standards for air pollution it is necessary to remain vigilant. Air pollution that includes greenhouse gases also contributes to climate change or global warming.

The largest source of air pollution in Kirkland is motor vehicle use. Kirkland should continue to adopt and promote smart transportation and land use choices as part of a strategy to reduce air pollution and slow climate change. Motor vehicles are also widely believed to contribute to climate change, also known as global warming. The Kirkland community also contributes to air pollution and greenhouse gas emissions through energy consumption and landfilled waste, among other things.

A comprehensive approach, including transportation and land use strategies, waste reduction, urban forest preservation, protection, and enhancement, purchasing decisions, and public outreach is necessary to reduce Kirkland's contribution to air pollution and climate change.

Policy NE 5.1: Continue and enhance current actions to improve air quality and reduce greenhouse gas emissions.

The City pursues several actions to help reduce vehicle emissions to improve regional air quality and address climate change. First, great care has been taken to provide a pedestrian friendly environment in Kirkland. In 1995, adoption of the Non-Motorized Transportation Plan provided additional guidance for a systematic enhancement of a network of pedestrian and bicycle facilities linking important destinations both inside and outside the City. ~~In addition~~Second, Kirkland works to implement the State Commute Trip Reduction Law through a transportation management program. The program includes providing incentives to City employees to walk, bike, use transit, and rideshare to work, and the City coordinates with regional agencies to assist Kirkland employers in meeting their Single Occupancy Vehicle (SOV) trip reduction and vehicle miles traveled (VMT) targets. ~~In addition~~Third, many City vehicles utilize an alternative fuel to reduce pollution and boost fuel efficiency. In addition, for the many important functions trees serve, including improving air quality, the City supports street tree planting throughout the city and retention of existing trees on private property. Too, Kirkland is at the forefront in the area of waste reduction. The City is focusing on environmental outreach and development of new programs to reduce waste through reduction and recycling in both the residential and business communities. Finally, the City strives to purchase energy efficient and renewable technology products and services whenever feasible and protect solar access from built obstructions in order to reduce energy consumption. *Note: the preceding clause, highlighted in yellow, is recommended by the HCC, while the PC recommends deletion.*

Note: the following text, highlighted in yellow, is recommended by the PC, while the HCC recommends deletion.

Policy NE-5.2: Inventory global warming emissions in City operations and in the community, set reduction targets and create an action plan.

Climate disruption is an urgent threat to the environmental and economic health of our communities. With less than 5% of the world's population, the United States produces more than 25% of the global greenhouse gas emissions, and those emissions are continuing to grow. There is a broad scientific consensus that Carbon Dioxide (CO2) and other greenhouse gases released into the atmosphere have a profound effect on the Earth's climate and there is clear evidence of human influences on climate due to changes in greenhouse gases. Local government actions taken to reduce greenhouse gas emissions and increase energy efficiency provide multiple local benefits by decreasing air pollution, creating jobs, reducing energy expenditures, and saving money. Seattle, along with a growing number of other U. S. cities, is leading the way by committing to the U. S. Mayors Climate Protection Agreement. On May 17, 2005, Kirkland City Council signed a resolution endorsing the *U. S. Mayors Climate Protection Agreement*.

The City is pursuing five milestones to reduce greenhouse gas emissions in City operations and throughout the community:

1. Conduct a greenhouse gas emissions inventory and forecast to determine the source and quantity of greenhouse gas emissions in the city;
2. Establish a greenhouse gas emissions reduction target;
3. Develop an action plan with both existing and future actions which, when implemented, will meet the local greenhouse gas reduction target;
4. Implement the action plan; and
5. Monitor and report progress.

The Kirkland Council by resolution committed to the following greenhouse gas reduction targets for the Kirkland community and governmental operations:

- o Interim: 10% below 2005 levels by 2012
- o Primary: 20% below 2005 levels by 2020
- o Long-term: 80% below 2007 levels by 2050

Public Art Comparison

IV. COMMUNITY CHARACTER

SENSE OF COMMUNITY

Policy CC-1.4: Encourage and develop places and events throughout the community where people can gather and interact.

Places where people can gather and interact are an important part of building community. They provide comfortable areas where people can come together. Some, including parks, community centers, streets, and sidewalks, are developed and maintained by the City. Others, such as cafes, theaters, pedestrian-friendly shopping districts, facades, building entrances and plazas, should be encouraged by the City through development regulations.

Public art (any work of art or design specifically sited in a public place) can energize public spaces or bring a sense of calm to a hectic lifestyle. The City should encourage private developers to integrate public art into office, retail and multi-family projects. In addition, The City should seek opportunities to incentivize integrated art with an emphasis on development in design districts because they are highly visible, mixed-use, pedestrian oriented areas that are focal points for community activity. The review criteria for Planned Unit Developments should be expanded to include public art among the list of potential project benefits. Note: The preceding text, highlighted in yellow, is recommended by the PC, while the HCC recommends deletion.

Community events such as outdoor markets, celebrations, fairs, and annual festivals also provide a sense of community, history, and continuity. The City should encourage these events.

Policy CC-1.6: Create a supportive environment for cultural activities.

Cultural activities are more than just amenities; they are also an expression of identity for both the community as a whole and the individuals within. Cultural activities and the arts contribute to the economic vitality of the community by attracting tourism and businesses that want to locate in a community with valued amenities. Kirkland has a growing reputation as a center for the arts in the Puget Sound region. The City's Cultural Council is a resource and partner for those agencies and individuals interested in expanding the arts in our community. Under the guidance of the City's Cultural Council, the City has a public arts program, which includes donations and loans from private citizens as well as City-owned pieces. These pieces of sculpture and other art objects are displayed around Kirkland and at City Hall. The City has ~~ean~~-committed to further promote the public arts program by incorporating art into new City facilities and-through earmarking one percent of major capital improvement project funds toward the arts.

The Kirkland Performance Center offers exposure to the performing arts, as do community and educational organizations. There are also a number of private galleries and classes offered. These public and private enterprises provide educational tools that can bring people together and foster a sense of community spirit and pride. Where possible, the City should continue to encourage

partnerships and provide support to these and similar efforts including those related to youth activities, science, music and literature.

BUILT AND NATURAL ENVIRONMENT

Policy CC-4.3: Encourage quality designs for institutional and community facilities that reinforce their symbolic importance and create distinctive reference points in the community.

Schools, churches, libraries and other civic buildings serve as meeting places and play an important role in the community. These public and semipublic buildings should display exemplary design with attention to site planning, building scale, landscaping, pedestrian amenities, ~~and~~ building details, and opportunities for integrating art into the project. They should be compatible with the neighborhood in which they are located, but can also provide a neighborhood landmark. Community structures such as City Hall or the Library should be designed to be landmarks for the City as a whole.

Policy CC-4.7: Enhance City and neighborhood identity through features that provide a quality image that reflects the City's unique characteristics and vision.

Kirkland and its neighborhoods are special places. Each neighborhood has a distinctive identity which contributes to the community's image. Appropriate transitions are also necessary to distinguish the City from surrounding jurisdictions. Community signs, public art, and other gateway treatments such as landscaping are methods of identification that contribute to the visual impressions and understanding of the community. Other identification methods and entranceway treatments can communicate the City's origin and history, economic base, physical form, and relation to the natural setting.

**CITY OF KIRKLAND**

Planning and Community Development Department
123 Fifth Avenue, Kirkland, WA 98033 425.587-3225
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MEMORANDUM

To: Kirkland City Council

From: Karen Tennyson, Chair, Kirkland Planning Commission

Date: March 5, 2008

Subject: Planning Commission Recommendation to adopt the 2007-2008 City Initiated Comprehensive Plan Amendments (File ZON07-00001)

Introduction

We are pleased to submit the recommended annual city initiated Comprehensive Plan Amendments for 2007 – 2008 for consideration by the City Council. This effort culminates the work started with the adoption of the 2008-2013 Capital Improvement Program, necessitating updates to the various chapters of the Plan to bring them into consistency with the biennial CIP. The amendments also incorporate new state legislation as well as recent city initiatives that require policy revisions and re-calibration. Lastly, we recommend housekeeping amendments to correct scrivener's errors, reflect park acquisitions during this cycle, and incorporate various other minor changes.

This set of city initiated amendments do not include at this time recommendations on amendments regarding the City's concurrency management policies or level of service standards. It is our understanding that the Transportation Commission is still working on this issue and will possibly forward proposed changes later this year.

Policy Highlights

Among highlights of this years amendments are updated policy directions addressing the new Washington State Commute Trip Reduction Act, and the new City initiative to earmark 1 percent of major capital improvement funds for public art and incentives to incorporate public art into private development. Also, the topic of sustainability is broadened in Framework Goal FG-7, to address more than green building practices and low impact development. The topic of climate change has been integrated into the Plan's Environmental Framework Goal FG-5 for the first time, recognizing that reducing greenhouse gas emissions plays a role in a healthy environment.

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Planning Commission Issues

Climate Change

Prior to receiving the recommendation from the Houghton Community Council (HCC) on the 2007-2008 city initiated CPA, the Commission did not have an issue with the Climate Change amendments. After considering the HCC recommendation, the Commission continued to accept the language drafted by Erin Leonhart, Public Works Facilities and Administration Manager, as providing the necessary context to the discussion of climate change set forth in new Policy NE -5.2. Although the recommended text widens the discussion of the effects of global warming beyond Kirkland, by doing so it communicates the gravity of the situation. The Planning Commission accepts that there is wide scientific consensus that humans influence greenhouse gas production. The Community Council on the other hand, believes that this is arguable opinion and therefore it should be omitted from the Plan. As pointed out at the public hearing, the entire Comprehensive Plan is based upon a vision and goals, which are also opinion, expressing the subjective values of the community. Additionally, the City Council adopted the U.S. Mayors Climate Protection Agreement in 2005, which indicates that the city accepts the challenge of reducing our carbon emissions.

The Commission was intrigued with the HCC recommendation to include a policy to protect solar access in order to decrease fossil fuel consumption, and therefore slow the production of greenhouse gases that contribute to global warming. But because implementation of a policy to protect solar access has not been fleshed out, the Commission decided not to include the HCC request to add explicit language to Policy NE – 5.1. Rather we recommend that this issue be studied more thoroughly as part of work being done on the climate action plan. A future amendment to the Comprehensive Plan may result from that work.

Incorporating Public Art in Private Development

The City Council has affirmed the vision of the Cultural Council to increase and promote integrated public art into the Kirkland community by granting 1% for public art as part of the CIP budget. The Cultural Council is now looking to have the Comprehensive Plan not only reflect this vision but to also encourage public art in private development as well as public facilities. Over the course of this Plan update, the Planning Commission was concerned that the Cultural Council be clear regarding their vision of how and where public art should be implemented into private development. The evolving consensus was that the emphasis should be on private development in design districts, since they are focal points for community activity, and that the list of potential public benefits available to Planned Unit Development (PUD) proposals city wide should be expanded to include public art. The Cultural Council memorandum on this subject was the basis for the proposed amendments (Attachment 1 to this memorandum).

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The Commission did not share the opinion of the HCC that the definition for public art proposed by the Cultural Council - "any work of art or design specifically sited in a public place" - is too subjective. Nor did we agree with the Community Councils' recommendation to wait until future Plan updates to craft a better definition.

We recognize that the incentive policies recommended with this Plan update are a first step toward incorporating public art into private development, and they will require follow up with zoning regulations and design guidelines. The Cultural Council will continue to work with the Design Review Board to draft these incentives. Even when the Zoning Code is amended to implement these policies, either by incentivizing public art in Kirkland's various design districts, or by broadening the list of possible public benefits through the PUD process, incorporating public art into private development will remain entirely at the applicant's discretion, at least at this point. Unlike the HCC, who recommended that the City wait to develop incentives in future Plan updates, the Commission concurred with the Cultural Council that broadening the list of public benefits that could be proposed as part of a PUD to include public art is appropriate. We discussed the possibility of adding public art to the existing public PUD benefit of superior architectural design, placement, relationship or orientation of structure as an implementation strategy.

The Cultural Council is encouraged to educate the development community about future incentives and in the meantime continue to positively influence developers to integrate public art into high profile private development projects. Planning Staff will continue to facilitate meetings between the Cultural Council and the applicant on a voluntary basis.

Public Participation

The Planning Commission held two study sessions leading up to the December 20th public hearing. At the hearing, Kirkland Cultural Council members and staff expressed their support to the Commission regarding the public art amendments. Other than presentations and comments from the Cultural Council and staff to the Council, there was no other public testimony.

Attachments

1. Memo dated December 18, 2007 from the Kirkland Cultural Council

cc: ZON07-00001


CITY OF KIRKLAND
City Manager's Office
123 Fifth Avenue, Kirkland, WA 98033 425.587.3001
www.ci.kirkland.wa.us
MEMORANDUM

To: Kirkland Planning Commission

From: Kirkland Cultural Council

Date: December 18, 2007

Subject: Comprehensive Plan Amendments Regarding Art

The Kirkland Cultural Council recently sponsored meetings with the business community, arts organizations, art donors and Kirkland galleries to begin to define a vision for public art and the arts in general in Kirkland. One of the themes that came out of those meetings is that the arts help define the community character in Kirkland, attracting visitors by creating an ambience that distinguishes it from neighboring communities.

In keeping with that theme, the Cultural Council has been working to promote the integration of the arts into our community spaces. For example, the Council is collaborating with private developers to encourage them to incorporate art into their projects. We have also been working with the Design Review Board to modify the design review guidelines to emphasize the importance of integrating art into private development that is subject to design review. The Cultural Council is also working on a DVD to be given to developers earlier in the process that encourages them to consider integrating art and offers the Cultural Council as a resource. These three strategies are part of a greater vision to increase public art that includes the 1% funding for public art that the City Council recently approved for the CIP budget. We would like the comprehensive plan to reflect this strategic vision.

The following amendments are recommended to Chapter IV of the Comprehensive Plan: Community Character.

Policy CC-1.4: Encourage and develop places and events throughout the community where people can gather and interact.

Places where people can gather and interact are an important part of building community. They provide comfortable areas where people can come together. Some, including parks, community centers, streets, and sidewalks, are developed and maintained by the City. Others, such as cafes, theaters, pedestrian-friendly shopping districts, facades, building entrances and plazas, should be encouraged by the City through development regulations. Community events such as outdoor markets, celebrations, fairs, and annual festivals also provide a sense of community, history, and continuity. The City should encourage these events.

Public art (any work of art or design specifically sited in a public place) energizes public spaces. Its presence alone can heighten a community's awareness, making strangers talk, encouraging children to question, or bringing a sense

of calm to a hectic lifestyle. The City should encourage private developers to integrate art into office, retail and multi-family projects. In addition, the City should seek opportunities to incentivize integrated art with an emphasis on development in design districts, because they are highly visible, mixed-use, pedestrian oriented areas that are focal points for community activity. Finally, the review criteria for Planned Unit Developments should be expanded to include public art among the list of potential project benefits.

Policy CC-1.6: Create a supportive environment for cultural activities.

Cultural activities are more than just amenities; they are also an expression of identity for both the community as a whole and the individuals within. Cultural activities and the arts contribute to the economic vitality of the community by attracting tourism and businesses that want to locate in a community with valued amenities. Kirkland has a growing reputation as a center for the arts in the Puget Sound region. The City's Cultural Council is a resource and partner for those agencies and individuals interested in expanding the arts in our community. Under the guidance of the City's Cultural Council, the City has a public arts program, which includes donations and loans from private citizens as well as City-owned pieces. These pieces of sculpture and other art objects are displayed around Kirkland and at City Hall. The City can has committed to further promote the public arts program by incorporating art into new City facilities and through earmarking one percent of major capital improvement project funds toward the arts. The Kirkland Performance Center offers exposure to the performing arts, as do community and educational organizations. There are also a number of private galleries and classes offered. These public and private enterprises provide educational tools that can bring people together and foster a sense of community spirit and pride. Where possible, the City should continue to encourage partnerships and provide support to these and similar efforts including those related to youth activities, science, music and literature.

Policy CC-4.3: Encourage quality designs for institutional and community facilities that reinforce their symbolic importance and create distinctive reference points in the community.

Schools, churches, libraries and other civic buildings serve as meeting places and play an important role in the community. These public and semipublic buildings should display exemplary design with attention to site planning, building scale, landscaping, pedestrian amenities, and building details, and opportunities for integrating art into the project. They should be compatible with the neighborhood in which they are located, but can also provide a neighborhood landmark. Community structures such as City Hall or the Library should be designed to be landmarks for the City as a whole.

Policy CC-4.7: Enhance City and neighborhood identity through features that provide a quality image that reflects the City's unique characteristics and vision.

Kirkland and its neighborhoods are special places. Each neighborhood has a distinctive identity which contributes to the community's image. Appropriate transitions are also necessary to distinguish the City from surrounding jurisdictions. Community signs, public art, and other gateway treatments such as landscaping are methods of identification that contribute to the visual impressions and understanding of the community. Other identification methods and entranceway treatments can communicate the City's origin and history, economic base, physical form, and relation to the natural setting.