

ORDINANCE O-4493

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO COMPREHENSIVE PLANNING AND LAND USE AND AMENDING THE INTRODUCTION, VISION STATEMENT AND GUIDING PRINCIPLES, GENERAL AND IMPLEMENTATION STRATEGIES CHAPTERS, GENERAL ELEMENTS AND APPENDICES OF THE COMPREHENSIVE PLAN, ORDINANCE 3481, AS AMENDED, AS REQUIRED BY RCW 36.70A.130 TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT, AND APPROVING A SUMMARY FOR PUBLICATION, FILE NO. CAM13-00465.

1 WHEREAS, the Growth Management Act (GMA), specifically
2 RCW 36.70A.130, mandates that the City of Kirkland takes legislative
3 action to review, and if needed, revise its Comprehensive Plan to ensure
4 continued compliance with GMA (also known as "periodic review"); and
5

6 WHEREAS, the City has met its periodic review and update
7 requirement under the GMA, RCW 36.70A.130.
8

9 NOW, THEREFORE, the City Council of the City of Kirkland do
10 ordain as follows:
11

12 Section 1. Findings of Fact.
13

14 A. Based on the analysis and findings of fact and the proposed
15 amendments recommended by the Planning Commission and the
16 Houghton Community Council, where applicable, the City Council finds
17 that the review of the Comprehensive Plan, identification of needed
18 amendments and the public participation process which was followed
19 comply with the Growth Management Act, RCW 36.70A.
20

21 B. The Comprehensive Plan is consistent with the King County
22 Countywide Planning Policies, the Puget Sound Regional Council
23 Multicounty Planning Policies and the Growth Management Act.
24

25 C. The City, in reviewing and revising the Comprehensive Plan
26 established procedures and schedules for early and continuous public
27 participation pursuant to RCW 36.70A.130(2).
28

29 D. The City established and followed an extensive and broadly
30 disseminated public outreach program called "Kirkland 2035 – Your
31 Voice, Your Vision, Your Future" with over 2000 people participating in
32 more than 200 public meetings, events, workshops, open houses and
33 hearings between 2013 and 2015. Throughout the process, the City
34 conducted a variety of public outreach activities to solicit and consider
35 public comments on the community's goals and values and on all
36 proposed amendments to the Comprehensive Plan and development
37 regulations; consistent with RCW 36.70A.130, 36.70A.035 and
38 36.70A.140.

39 E. Throughout the public participation process, the City provided
40 email listserv announcements, conducted web based surveys, prepared
41 informational materials, posted information on web pages, and
42 developed issue papers on the review and revision of the
43 Comprehensive Plan.
44

45 F. The City analyzed housing and employment capacities in its
46 Development Capacity Analysis issued February 6, 2014, in accordance
47 with RCW 36.70A.215, and determined that it can meet its housing and
48 employment targets as allocated by the King County Growth
49 Management Planning Council, and that no inconsistencies exist
50 between the goals and policies in the amendments to the
51 Comprehensive Plan and the actual and projected growth patterns
52 examined in the analysis.
53

54 G. The City reviewed the Growth Management Act, VISION
55 2040, Transportation 2040, Department of Commerce Periodic Update
56 Checklist for Cities, and the King County Countywide Planning Policies
57 to identify revisions needed to the Comprehensive Plan to be consistent
58 with Growth Management Act, and has made the revisions.
59

60 H. The amendments to the Comprehensive Plan were
61 transmitted to the Washington State Department of Commerce on June
62 22, 2015, at least 60 days prior to adoption, and on June 24, 2015, the
63 amendments were sent to the Puget Sound Regional Council and
64 surrounding jurisdictions, and notice of the availability of the
65 amendments was provided to federal, state, local agencies and
66 jurisdictions, tribes, and interested organizations and parties.
67

68 I. Pursuant to the State Environmental Policy Act (SEPA), there
69 has accompanied the legislative proposal and recommendation
70 throughout the entire consideration process, a scoped Draft
71 Environmental Impact Statement (DEIS) issued on June 24, 2015. The
72 DEIS analyzed the 2035 growth targets for housing and employment
73 along with the amendments to the Comprehensive Plan. Copies of the
74 DEIS were provided to the Department of Ecology and surrounding
75 jurisdictions, and notice of availability was provided to federal, state and
76 local agencies, tribes, services, utilities and transit, community
77 organizations, newspapers and nearby jurisdictions. The Responsible
78 SEPA Official held a hearing on the DEIS on July 9, 2015, and established
79 a 30-day public comment period. The Final Environmental Impact
80 Statement was issued on November 24, 2015.
81

82 J. The Comprehensive Plan Update is within the range of
83 alternatives studied in the Environmental Impact Statement.
84

85 Section 2. Additional Findings of Fact.
86

87 A. The Planning Commission and Houghton Community Council
88 held 26 study sessions open to the public on the Introduction, Vision
89 Statement and Guiding Principles, General, and Implementation
90 Strategies chapters, General Elements and Appendices of the

91 Comprehensive Plan to review proposed amendments and consider
92 public comments.

93
94 B. Public open houses on the review and revision of the
95 Comprehensive Plan were held before the public hearings on June 25,
96 2015 and August 13, 2015.

97
98 C. The Planning Commission held a joint public hearing on the
99 Transportation Element with the Houghton Community Council and the
100 Transportation Commission on June 25, 2015, to receive public
101 comments, and deliberated on the element on August 13, 2015. On June
102 25, 2015, the Planning Commission held a joint public hearing with the
103 Houghton Community Council to receive public comments on the
104 remaining chapters and deliberated on July 9, 2015. On August 13,
105 2015, the Planning Commission held a public hearing on the Capital
106 Facilities Plan (CFP) of the Capital Facilities Element to receive public
107 comments and deliberated on the revisions. The Houghton Community
108 Council waived its review and courtesy hearing on the CFP.

109
110 D. The City Council has received a recommendation from the
111 Kirkland Planning Commission and the Houghton Community Council for
112 certain amendments to the Comprehensive Plan as set forth in the
113 transmittal memo and recommendation from the Planning Commission
114 dated September 24, 2015, bearing Kirkland Planning and Building
115 Department File No. CAM13-00465.

116
117 E. The City Council held a study session on October 6, 2015, to
118 consider the proposed amendments, the recommendation from the
119 Planning Commission and Houghton Community Council and public
120 comments.

121
122 F. Pursuant to the State Environmental Policy Act (SEPA), a
123 scoped Draft Environmental Impact Statement addressing the
124 Comprehensive Plan was issued by the Responsible Official and has
125 accompanied the legislative proposal and recommendation through the
126 entire consideration process.

127
128 G. In a public meeting the City Council considered the scoped
129 Environmental Impact Statement received from the Responsible Official,
130 together with the transmittal memo from the Planning Commission and
131 recommendation of the Planning Commission and the Houghton
132 Community Council and public comments received throughout the
133 process.

134
135 Section 3. Adoption of Comprehensive Plan Text, Figures
136 and Tables amended: The Comprehensive Plan, Ordinance 3481, as
137 amended, is further amended as set forth in the following Exhibits 1-18
138 attached to this Ordinance and incorporated by reference.

139
140 Exhibit 1: Introduction
141 Exhibit 2: Vision Statement and Guiding Principles
142 Exhibit 3: General Element
143 Exhibit 4: Community Character Element

- 144 Exhibit 5: Environment Element
- 145 Exhibit 6: Land Use Element
- 146 Exhibit 7: Housing Element
- 147 Exhibit 8: Economic Development Element
- 148 Exhibit 9: Transportation Element
- 149 Exhibit 10: Parks, Recreation and Open Space Element
- 150 Exhibit 11: Utilities Element
- 151 Exhibit 12: Public Services Element
- 152 Exhibit 13: Human Services Element
- 153 Exhibit 14: Capital Facilities Element
- 154 Exhibit 15: Implementation Strategies
- 155 Exhibit 16: Appendix A: Level of Service Methodology (deleted)
- 156 Exhibit 17: Appendix B: Glossary
- 157 Exhibit 18: Appendix C: Design Principles –Residential
- 158 Development (deleted)

160 Section 4. If any section, subsection, sentence, clause,
 161 phrase, part or portion of this Ordinance, including those parts adopted
 162 by reference, is for any reason held to be invalid or unconstitutional by
 163 any court of competent jurisdiction, such decision shall not affect the
 164 validity of the remaining portions of this Ordinance.

166 Section 5. To the extent that the subject matter of this
 167 Ordinance is subject to the disapproval jurisdiction of the Houghton
 168 Community Council as created by Ordinance 2001, the Ordinance shall
 169 become effective within the Houghton community either upon approval
 170 of the Houghton Community Council, or upon failure of the Community
 171 Council to disapprove this Ordinance within 60 days of its passage.

173 Section 6. Except as provided in Section 5, this Ordinance
 174 shall be in full force and effect five days from and after its passage by
 175 the City Council and publication pursuant to Section 1.08.017, Kirkland
 176 Municipal Code in the summary form attached to the original of this
 177 Ordinance and by this reference approved by the City Council.

179 Section 7. A complete copy of this Ordinance shall be
 180 certified by the City Clerk, who shall then forward the certified copy to
 181 the King County Department of Assessments.

183 Passed by majority vote of the Kirkland City Council in open
 184 meeting this 8th day of December, 2015.

186 Signed in authentication thereof this 8th day of December,
 187 2015.

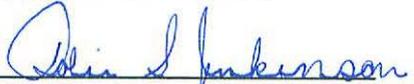

 MAYOR

Attest:


 City Clerk

Publication Date: December 14, 2015

Approved as to Form:


City Attorney