

ORDINANCE O-4495

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO COMPREHENSIVE PLANNING, LAND USE, ZONING AND DESIGN REVIEW, AND AMENDING THE TOTEM LAKE NEIGHBORHOOD PLAN, TO BE TITLED THE TOTEM LAKE BUSINESS DISTRICT PLAN, OF THE COMPREHENSIVE PLAN, ORDINANCE 3481, AS AMENDED, AND AMENDING KIRKLAND MUNICIPAL CODE CHAPTER 3.30, "DESIGN REVIEW BOARD," SECTION 3.30.040, "DESIGN GUIDELINES ADOPTED BY REFERENCE," AND AMENDING CHAPTERS 10, 20, 55, 92, 95, 105, 110, 115, 142 AND 180 OF THE KIRKLAND ZONING CODE, ORDINANCE 3719, AS AMENDED, AND THE KIRKLAND ZONING MAP, ORDINANCE 3710, 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 take legislative  
3 action to review, and if needed, revise its Comprehensive Plan, and  
4 development regulations to ensure continued compliance with GMA  
5 (also known as "periodic review"); and  
6

7           WHEREAS, the City has met the periodic review and update  
8 requirements under the GMA, RCW 36.70A.130; including a process for  
9 early and continuous public participation; and  
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11           WHEREAS, the amended Totem Lake Business District Plan  
12 satisfies the requirements for center plans for Regional Growth Centers  
13 established by the Puget Sound Regional Council, and the objectives for  
14 Urban Centers set forth in the 2012 King County Countywide Planning  
15 Policies; and  
16

17           WHEREAS, the Planning Commission, following notice as  
18 required by RCW 35A.63.070, held a public hearing on August 13, 2015,  
19 on the Totem Lake Business District Plan and considered the comments  
20 received at the hearing; and  
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22           WHEREAS, a public open house was held before the public  
23 hearing on August 13, 2015; and  
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25           WHEREAS, the City Council has received a recommendation  
26 from the Kirkland Planning Commission for certain amendments to the  
27 Comprehensive Plan, the Municipal Code, the Zoning Code, and the  
28 Zoning Map, all related to the Totem Lake Business District Plan, as set  
29 forth in the reports and recommendations of the Planning Commission  
30 dated September 10, 2015, and bearing Kirkland Planning and Building  
31 Department File No. CAM13-00465; and  
32

33           WHEREAS, the City Council held a study session on October 20,  
34 2015, to consider the proposed amendments, the recommendation from  
35 the Planning Commission and public comments; and

36 WHEREAS, pursuant to the State Environmental Policy Act  
37 (SEPA), there has accompanied the legislative proposal and  
38 recommendation through the entire consideration process, a scoped  
39 Environmental Impact Statement, issued by the Responsible Official;  
40 and

41  
42 WHEREAS, in public meeting the City Council considered the  
43 environmental documents received from the Responsible Official,  
44 together with the report and recommendation of the Planning  
45 Commission.

46  
47 NOW, THEREFORE, the City Council of the City of Kirkland do  
48 ordain as follows:

49  
50 Section 1. The findings of fact included in Ordinance 4493,  
51 Section 1 are incorporated by reference.

52  
53 Section 2. Comprehensive Plan Text and Figures, Municipal  
54 Code and Zoning Code Text and Map amended: The Comprehensive  
55 Plan, Ordinance 3481, as amended, and Municipal Code, as amended,  
56 and Zoning Code, Ordinance 3719, as amended, and Zoning Map,  
57 Ordinance 3710, as amended, are further amended as set forth in the  
58 following Exhibits 1-3 attached to this Ordinance and incorporated by  
59 reference.

60  
61 Exhibit 1: New Totem Lake Business District Plan replacing  
62 Totem Lake Neighborhood Plan

63  
64 Exhibit 2: Zoning Code Chapters 10, 20, 55, 92, 95, 105, 110,  
65 115, 142 and 180 and Municipal Code Section 3.30.040(3)  
66 Design Guidelines for Totem Lake Business District

67  
68 Exhibit 3 : Zoning Map

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70 Section 3. The Director of the Department of Planning and  
71 Community Development is directed to amend the official City of  
72 Kirkland Zoning Map to conform to this Ordinance, indicating the date  
73 of passage.

74  
75 Section 4. If any section, subsection, sentence, clause,  
76 phrase, part or portion of this Ordinance, including those parts adopted  
77 by reference, is for any reason held to be invalid or unconstitutional by  
78 any court of competent jurisdiction, such decision shall not affect the  
79 validity of the remaining portions of this Ordinance.

80  
81 Section 5. This Ordinance shall be in full force and effect five  
82 days from and after its passage by the City Council and publication  
83 pursuant to Kirkland Municipal Code Section 1.08.017, in the summary  
84 form attached to the original of this Ordinance and by this reference  
85 approved by the City Council, as required by law.

86  
87 Section 6. A complete copy of this Ordinance shall be  
88 certified by the City Clerk, who shall then forward the certified copy to  
89 the King County Department of Assessments.

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

92  
93 Signed in authentication thereof this 8th day of December,  
94 2015.

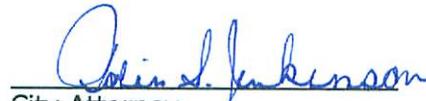
  
Mayor

Attest:

  
City Clerk

Publication Date: December 14, 2015

Approved as to Form:

  
City Attorney