

ORDINANCE O-4506

AN ORDINANCE OF THE CITY OF KIRKLAND FOR THE NELSON/CRUIKSHANK CITIZEN AMENDMENT REQUEST, RELATING TO COMPREHENSIVE PLANNING, LAND USE AND ZONING, AND AMENDING THE COMPREHENSIVE PLAN ORDINANCE 3481, AS AMENDED, 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, Zoning
4 Code and official Zoning Map 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 City Council has received a recommendation
12 from the Kirkland Planning Commission for certain amendments to the
13 Comprehensive Plan, the Zoning Code, and the Zoning Map, all related
14 to the Nelson/Cruikshank Citizen Amendment Request (CAR) proposal,
15 as set forth in the report and recommendation of the Planning
16 Commission dated September 10, 2015, and bearing Kirkland Planning
17 and Building Department File No. CAM13-00465; and
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19 WHEREAS, prior to making the recommendation the Planning
20 Commission, following notice as required by RCW 35A.63.070, held a
21 public hearing on June 25, 2015, to receive comments on the Citizen
22 Amendment Request proposal; and
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24 WHEREAS, the Planning Commission continued the public
25 hearing to July 9, 2015, to receive comments, consider and deliberate
26 upon the comments received at the hearings; and
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28 WHEREAS, a public open house was held before the public
29 hearing on June 25, 2015, and
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31 WHEREAS, the City Council held public meetings on October 6,
32 2015, October 20, 2015, and November 4, 2015, to consider the
33 proposed amendments, the recommendation from the Planning
34 Commission and public comments, and
35

36 WHEREAS, pursuant to SEPA, a scoped Environmental Impact
37 Statement addressing the CAR was issued by the Responsible Official
38 and has accompanied the legislative proposal through the entire
39 consideration process; and

40 WHEREAS, in public meetings the City Council considered the
41 environmental documents received from the Responsible Official,
42 together with the report and recommendation of the Planning
43 Commission on the CAR; and

44
45 NOW, THEREFORE, the City Council of the City of Kirkland do
46 ordain as follows:

47
48 Section 1. The findings of fact included in Ordinance 4493,
49 Section 1 are incorporated by reference.

50
51 Section 2. Nelson/Cruikshank Citizen Amendment Request -
52 Comprehensive Plan Map and Figure, and Zoning Code Text and Map
53 amended: The Comprehensive Plan, Ordinance 3481, as amended, and
54 Zoning Code, Ordinance 3719, as amended, and Zoning Map, Ordinance
55 3710, as amended, are further amended as set forth in the following
56 Exhibits 1-4 attached to this Ordinance and incorporated by reference.

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58 Exhibit 1: Comprehensive Plan Land Use Map

59 Exhibit 2: Moss Bay Neighborhood Plan

60 Exhibit 3: Zoning Code Definitions; Low Density Residential
61 Zone; Medium Density Residential Zone; CBD 3 Zone and CBD 4
62 Zone regulations

63 Exhibit 4: Zoning Map

64
65 Section 3. Official Zoning Map Change: The Director of the
66 Planning and Building Department is directed to amend the official City
67 of Kirkland Zoning Map to conform to this Ordinance, indicating the date
68 of passage.

69
70 Section 4. If any section, subsection, sentence, clause,
71 phrase, part or portion of this Ordinance, including those parts adopted
72 by reference, is for any reason held to be invalid or unconstitutional by
73 any court of competent jurisdiction, such decision shall not affect the
74 validity of the remaining portions of this Ordinance.

75
76 Section 5. This Ordinance shall be in full force and effect five
77 days from and after its passage by the City Council and publication
78 pursuant to Kirkland Municipal Code Section 1.08.017, in the summary
79 form attached to the original of this Ordinance and by this reference
80 approved by the City Council, as required by law.

81
82 Section 6. A complete copy of this Ordinance shall be
83 certified by the City Clerk, who shall then forward the certified copy to
84 the King County Department of Assessments.

85
86 Passed by majority vote of the Kirkland City Council in open
87 meeting this 8th day of December, 2015.

88
89 Signed in authentication thereof this 8th day of December,
90 2015.



Mayor

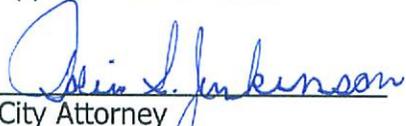
Attest:



City Clerk

Approved as to Form:

Publication Date: December 14, 2015



City Attorney