

## 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.

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

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

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

### Section 1. Findings of Fact.

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

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

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

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

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

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

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

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

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

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

## Section 2. Additional Findings of Fact.

A. The Planning Commission and Houghton Community Council held 26 study sessions open to the public on the Introduction, Vision Statement and Guiding Principles, General, and Implementation Strategies chapters, General Elements and Appendices of the Comprehensive Plan to review proposed amendments and consider public comments.

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

C. The Planning Commission held a joint public hearing on the Transportation Element with the Houghton Community Council and the Transportation Commission on June 25, 2015, to receive public comments, and deliberated on the element on August 13, 2015. On June 25, 2015, the Planning Commission held a joint public hearing with the Houghton Community Council to receive public comments on the remaining chapters and deliberated on July 9, 2015. On August 13, 2015, the Planning Commission held a public hearing on the Capital Facilities Plan (CFP) of the Capital Facilities Element to receive public comments and deliberated on the revisions. The Houghton Community Council waived its review and courtesy hearing on the CFP.

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

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

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

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

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

[Exhibit 1](#): Introduction

[Exhibit 2](#): Vision Statement and Guiding Principles

[Exhibit 3](#): General Element

[Exhibit 4](#): Community Character Element

[Exhibit 5](#): Environment Element

[Exhibit 6](#): Land Use Element

[Exhibit 7](#): Housing Element

[Exhibit 8](#): Economic Development Element

- [Exhibit 9](#): Transportation Element
- [Exhibit 10](#): Parks, Recreation and Open Space Element
- [Exhibit 11](#): Utilities Element
- [Exhibit 12](#): Public Services Element
- [Exhibit 13](#): Human Services Element
- [Exhibit 14](#): Capital Facilities Element
- [Exhibit 15](#): Implementation Strategies
- [Exhibit 16](#): Appendix A: Level of Service Methodology (deleted)
- [Exhibit 17](#): Appendix B: Glossary
- [Exhibit 18](#): Appendix C: Design Principles –Residential Development (deleted)

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

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

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

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

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

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

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Mayor

Attest:

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City Clerk

Approved as to Form:

City Attorney

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