

ORDINANCE O-4494

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, COMPREHENSIVE PLANNING AND LAND USE AND AMENDING THE NEIGHBORHOOD PLAN CHAPTERS OF THE COMPREHENSIVE PLAN ORDINANCE 3481, AS AMENDED, AND CHAPTER 40 OF THE ZONING CODE, ORDINANCE 3719, 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 take legislative action to review, and if needed, revise its Comprehensive Plan and Zoning Code to ensure continued compliance with GMA (also known as "periodic review"); and

WHEREAS, the City has met the periodic review and update requirements under the GMA, RCW 36.70A.130; including a process for early and continuous public participation; and

WHEREAS, the Planning Commission and Houghton Community Council, following notice as required by RCW 35A.63.070, held a joint hearing on June 25, 2015, and the Planning Commission held additional public hearings on July 23, 2015, and August 13, 2015, on the amendment proposals and considered the comments received at the hearings; and

WHEREAS, public open houses were held before the public hearings on June 25, 2015, July 23, 2015 and August 13, 2015; and

WHEREAS, the City Council has received a recommendation from the Kirkland Planning Commission and the Houghton Community Council for certain amendments to the Comprehensive Plan, all related to the Neighborhood Plans, and Chapter 40 of the Zoning Code, as set forth in the report and recommendation of the Planning Commission dated September 10, 2015, and bearing Kirkland Planning and Building Department File No. CAM13-00465; and

WHEREAS, the City Council held a study session on October 6, 2015, to consider the proposed amendments, the recommendation from the Planning Commission and public comments; and

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

WHEREAS, in public meeting the City Council considered the environmental documents received from the Responsible Official, together with the recommendation from the Houghton Community

Council and the report and recommendation of the Planning Commission.

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

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

Section 2. Comprehensive Plan Text, Figures and Tables and Zoning Text amended: The Comprehensive Plan, Ordinance 3481, as amended, and Zoning Code, Ordinance 3719, as amended, are further amended as set forth in the following Exhibits 1-15 attached to this Ordinance and incorporated by reference.

- [Exhibit 1:](#) Lakeview Neighborhood Plan
- [Exhibit 2:](#) Central Houghton Neighborhood Plan
- [Exhibit 3:](#) Bridle Trails Neighborhood Plan
- [Exhibit 4:](#) Moss Bay Neighborhood Plan
- [Exhibit 5:](#) Everest Neighborhood Plan
- [Exhibit 6:](#) North Rose Hill Subarea Plan
- [Exhibit 7:](#) NE 85th Street Subarea Plan
- [Exhibit 8:](#) South Rose Hill Neighborhood Plan
- [Exhibit 9:](#) Juanita Neighborhood Plan
- [Exhibit 10:](#) Market Neighborhood Plan
- [Exhibit 11:](#) Market Street Corridor Plan
- [Exhibit 12:](#) Norkirk Neighborhood Plan
- [Exhibit 13:](#) Highlands Neighborhood Plan
- [Exhibit 14:](#) Kingsgate Neighborhood Plan
- [Exhibit 15:](#) Zoning Code Chapter 40 Industrial Zones

Section 3. 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 4. 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 5. Except as provided in Section 4, 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 6. 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.

Mayor

Attest:

City Clerk

Approved as to Form:

City Attorney