

ORDINANCE O-4497

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING AND LAND USE AND AMENDING THE CITY OF KIRKLAND ZONING MAP, ORDINANCE 3710 AS AMENDED, AND CITY OF KIRKLAND LAND USE MAP, ORDINANCE 3481, AS AMENDED, TO CONFORM TO THE COMPREHENSIVE PLAN AND 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 development regulations to ensure continued compliance with GMA (also known as "periodic review"); and

WHEREAS, the Land Use Map and Zoning Map implement the Comprehensive Plan; 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, following notice as required by RCW 35A.63.070, held a public hearing on August 13, 2015, on the amendment proposals and considered the comments received at the hearings; and

WHEREAS, a public open house was held before the public hearing on August 13, 2015; and

WHEREAS, the City Council has received a recommendation from the Kirkland Planning Commission for certain amendments to the Kirkland Land Use Map and Kirkland Zoning Map, as set forth in the report and recommendation of the Planning Commission dated September 24, 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 report and recommendation of the Planning Commission; and

WHEREAS, the Land Use Map and Zoning Map will be updated so zoning and land use boundaries correspond to minor corrections to property boundaries.

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. Land Use Map Amended: The City of Kirkland Land Use Map as adopted by Ordinance 3481, as amended, is further amended, as set forth in the following Exhibits 1 – 2 attached to this Ordinance and incorporated by reference.

Exhibit 1: Map of 95 City owned parcel redesignations
Exhibit 2: Legend

Section 3. Zoning Map Amended: The official City of Kirkland Zoning Map as adopted by Ordinance 3710, as amended, is further amended, as set forth in the following Exhibits 1 - 3 attached to this Ordinance and incorporated by reference.

Exhibit 1: Map of 95 City owned parcel rezones
Exhibit 2: Legend
Exhibit 3: Maps showing eight suffix removal locations

Section 4. Official Zoning Map Change: The Director of the Planning and Building Department is directed to amend the official City of Kirkland Zoning Map to conform to this Ordinance, indicating the date passage.

Section 5. Severability: 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 6. 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 7. Effective Date: Except as provided in Section 6, this Ordinance shall be in full force and effect five days from and after its passage by the City Council and publication, pursuant to Kirkland Municipal Code 1.08.017 in the summary form attached to

the original of this Ordinance and by this reference approved by the City Council as required by law.

Section 8. Ordinance Copy: 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