

## Fact Sheet

<b>Action Sponsor and Lead Agency</b>	City of Kirkland Department of Planning and Community Development
<b>Proposed Action</b>	Legislative adoption of "Fast Track" Zoning Code Amendments pursuant to Chapter 161 KZC (Process IVA).
<b>Responsible Official</b>	<hr/> <b>Eric R. Shields, AICP</b> <b>Planning Director</b>
<b>Contact Person</b>	Nancy Cox, AICP, City of Kirkland (425) 587-3228.
<b>Required Approvals</b>	Adoption by Kirkland City Council Approval by Houghton Community Council for amendments within its jurisdiction.
<b>Location of Background Data</b>	File ZON09-00002 City of Kirkland Department of Planning and Community Development 123 Fifth Avenue Kirkland, WA 98033
<b>Date of Issuance</b>	March 9, 2009

## City of Kirkland

### Process IVA "Fast Track" Zoning Code Amendments

EIS Addendum dated March 9, 2009

File No. ZON09-00002

#### I. Background

The City of Kirkland proposes amend several provisions of the Kirkland Zoning Code (KZC). The nature of the proposed amendments is such that they qualify for review under Chapter 161 KZC, Process IVA. Process IVA is an abbreviated process used for proposals "which are not controversial and do not need extensive policy study." (KZC 161.15). The process is intended for the review of zoning code amendments which "promote clarity, eliminate redundancy, or correct inconsistencies" (KZC 161.25.1). Amendments are also proposed to a Kirkland Municipal Code (KMC) section (the local SEPA ordinance) to ensure consistency with notice changes proposed in the Zoning Code amendments.

This Environmental Impact Statement (EIS) Addendum is intended to fulfill the environmental requirements pursuant to the State Environmental Policy Act (SEPA) for the proposed Zoning Code amendment.

#### II. EIS Addendum

According to the SEPA Rules, an EIS addendum provides additional analysis and/or information about a proposal or alternatives where their significant environmental impacts have been disclosed and identified in a previous environmental document (WAC 197-11-600(2)). An addendum is appropriate when the impacts of the new proposal are the same general types as those identified in the prior document, and when the new analysis does not substantially change the analysis of significant impacts and alternatives in the prior environmental document (WAC 197-11-600(4)(c), -625 and -706).

The City published the *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update*. This EIS addressed the 2004 Comprehensive Plan, Zoning Code and Zoning Map updates required by the Washington State Growth Management Act (GMA). Elements of the environment addressed in this EIS include population and employment growth, earth resources, air quality, water resources, plants and animals, energy, environmental health (noise, hazardous materials), land use, socioeconomics, aesthetics, parks/recreation, transportation, and public services/utilities.

This addendum to the *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update* is being issued pursuant to WAC 197-11-625 to meet the City's SEPA responsibilities. The EIS evaluated plan alternatives and impacts that encompass the same general policy direction, land use pattern, and environmental impacts that are expected to be associated with the proposed Zoning code amendment discussed herein.

While the specific location, precise magnitude, or timing of some impacts may vary from those estimated in the *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update*, they are still within the range of what was evaluated and disclosed there. No new significant impacts have been identified.

### **III. Non-Project Action**

Decisions on the adoption or amendment of zoning ordinances are referred to in the SEPA rules as “non-project actions” (WAC 197-11-704(2)(b)). The purpose of an EIS in analyzing a non-project action is to help the public and decision-makers identify and evaluate the environmental effects of alternative policies, implementation approaches, and similar choices related to future growth. While plans and regulations do not directly result in alteration of the physical environment, they do provide a framework within which future growth and development – and resulting environmental impacts – will occur. Both the adoption of the Comprehensive Plan evaluated in the *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update* and eventual action on the current Zoning Code amendment are “non-project actions”.

### **IV. Environmental Analysis**

The *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update* evaluated the environmental impacts associated with adoption of proposed policies and land use designations. The plan’s policies are intended to accomplish responsibilities mandated by the Washington State Growth Management Act (GMA), and to mitigate the impacts of future growth. In general, environmental impacts associated with the proposed Zoning Code amendment are similar in magnitude to the potential impacts disclosed in the *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update*. As this proposal is consistent with the policies and designations of the Comprehensive Plan and the environmental impacts disclosed in the *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update*, no additional or new significant impacts beyond those identified in the EIS for the Comprehensive Plan are anticipated.

### **V. Description of the Proposed Zoning Code Amendment**

The proposal would modify, add, and delete several provisions of the Zoning Code. The following chapters will be affected:

- Ch 1 – User Guide
- Ch 5 – Definitions
- Ch 17 - Single Family Residential Annexation (RSX) Zones
- Ch 20 – Multifamily Residential (RM) Zones
- Ch 45 – Community Business (BC) Zones
- Ch 47 – Community Business Annexation (BCX) Zone
- Ch 48 – Light Industrial Technology (LIT) Zones
- Ch 49 – Park Zone
- Ch 95 – Tree Management and Required Landscaping
- Ch 100 – Signs
- Ch 115 – Miscellaneous Use Development and Performance Standards

- Ch 117 – Personal Wireless Facilities
- Ch 127 – Temporary Use
- Ch 142 – Design Review
- Ch 145 – Process I
- Ch 150 – Process IIA
- Ch 152 – Process IIB
- Ch 155 – Process III
- Ch 160 – Process IV
- Ch 161 – Process IVA
- Ch 162 – Nonconformance
- Ch 175 – Bonds

KMC 24.02 SEPA Procedures and Policies

## **VI. Public Involvement**

The Planning Director and Houghton Community Council will hold a joint public hearing on March 23, 2009. Public notice of the amendment and the public hearing and meeting is being provided in accordance with State and local law. The City Council and Houghton Community Council will take final action on the proposal in April. All dates are subject to change.

## **VII. Conclusion**

This EIS Addendum fulfills the environmental review requirements for the proposed Zoning Code amendments. The impacts of the proposal are within the range of impacts disclosed and evaluated in the *City of Kirkland 2004 Draft and Final Comprehensive Plan 10-year Update*; no new significant impacts have been identified. Therefore, issuance of this EIS Addendum is the appropriate course of action.

Attachment: Roster of proposed amendments