

FILE NO. ZON09-00002
ROSTER OF PROPOSED FAST TRACK AMENDMENTS
JANUARY 15, 2009
(As modified by City Council on February 17, 2009)

Kirkland Zoning Code

Chapter 1 - User Guide

- 1.05 How To Use This Code - Eliminate the listing of zones shown on zoning map.

Chapter 5 - Definitions

- 5.10.145 Commercial Zones - Add TL 4C
- 5.10.____ High Density Use - Create a new definition for High Density Use that correlates with the Low Density Use and Medium Density Use definitions.
- 5.10.485 Low Density Use - Fix overlap; a detached dwelling unit on 5,000 - 7,199 sq. ft. lot is in both the Low and Medium Density Use definitions.
- 5.10.515 Medium Density Use - Fix overlap; a detached dwelling unit on 5,000 - 7,199 sq. ft. lot is in both the Low and Medium Density Use definitions.
- 5.10.960 Use Zone - Clarify that the Use Zones are the designations shown on the Zoning Map without listing them.

Chapter 17 - Single Family Residential Annexation (RSX) Zones

- 17.10.020 Church - Addition to Special Regulation 2 to mirror the same RS zone regulation.
- 17.10.030 School or Day-Care Center - Addition to Special Regulation 2 to mirror the same RS zone regulation.

Chapter 45 - Community Business (BC) Zones

- 45.130 School or Day-Care Center - Change to front setback to mirror the same BCX zone regulation.
- 45.150 Assisted Living Facility - Change to allow lobby on ground floor like in Stacked Dwelling Unit use listing.
- 45.160 Convalescent Center or Nursing Home - Change to front setback to mirror the same BCX zone regulation.

Chapter 47 - Community Business Annexation (BCX) Zone

- 47.08 General Regulations - Delete No. 3; the area referred to is already zoned JBD.
- 47.10.150 Assisted Living Facility - Change to allow lobby on the ground floor like in the Stacked Dwelling Unit use listing. Add density requirement to mirror the same BC zone regulation.

Chapter 48 - Light Industrial Technology (LIT) Zones

- 48.15.220 Commercial Recreation Area and Use - Delete this section; the area referred to is already zoned TL 10C, 10D and 10E.

Chapter 95 - Tree management and Required Landscaping

- 95.10 Definitions - Clarify that a "Qualified Professional" for tree removals in critical areas must have Tree Risk Assessor certification.
- 95.35.2.b Tree Plan and Retention Requirements - Clarify that for a Tree Plan 1 - Major that a "report" is required instead of an "assessment."
- 95.35.3.c Tree Plan Review Procedure and Appeals - Clarify that an email date may start the appeal period if email is being used.

Chapter 100 - Signs

- 100.55 Development Containing Uses in More Than One Sign Category - Clarify that in commercial/residential mixed use projects commercial would be regulated by the commercial "sign category" while residential uses would be regulated by the residential category. Currently, the sign category for the predominant use governs both uses.

Various Chapters

Revisions to allow electronic reader boards at two high schools (JHS & LWHS) and three fire stations.

Chapter 115 - Miscellaneous Use Development and Performance Standards

- 115.07.11.c Accessory Dwelling Units - Preexisting Units - Delete; this section is no longer applicable because it is out-of-date.
- 115.43 Garage Setback Requirements for Detached Dwelling units in Low Density Zones - There are two Section 115.43's in the code with different effective dates. Delete the first section with the effective date that has passed.
- 115.45 Garbage and Recycling Receptacles - Placement and Screening - Amendments to require adequate space for garbage and recycling containers in new development.

Chapter 117 - Personal Wireless Service Facilities

Add a new section to require or allow the City to attain a performance bond prior to issuance of the permit similar to other chapters.

Chapters 142-161- Process Chapters

- Various Delete an outdated requirement for bonds to be submitted to ensure proper maintenance and removal of public notice signs.
- Various Allow for the publication of all notices by summary in the official newspaper or in full on the City website, or both.
- Various Allow for the distribution of a summary notice of decision rather than the full decision and for distribution by email as an alternative to postal mail.
- Various Change to post only the first notice (i.e. Notice of Application) per application per public notice sign.
- Various Allow for email notification and distribution of staff reports.
- Various Use consistent language regarding participation in appeals between the process chapters.

Chapter 162 - Nonconformance

- 162.____ Add a new nonconformance regulation to assure that substandard paddocks do not have to be brought into conformance even when new septic systems are installed.

Chapter 175 - Bonds

- 175.25 Supplemental Administrative Costs - Delete the \$100 minimum cash deposit and state that the minimum amount will be administratively set and updated.

Chapter 180 - Plates

- Plates 1,2, 3,4,8A Clarify encroachment of posts into parking stalls in garages.

Kirkland Municipal Code

- KMC 24.02 SEPA Procedures and Policies - Ensure that posting, noticing and mailing is consistent with same for underlying permit.