

ORDINANCE NO. 4701

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, PLANNING, AND LAND USE AND AMENDING THE KIRKLAND ZONING CODE (ORDINANCE 3719 AS AMENDED) INCLUDING CHAPTERS 5, 83, 90, 141, AND 180, AND APPROVING A SUMMARY ORDINANCE FOR PUBLICATION, FILE NO. CAM19-00026.

1 WHEREAS, the City Council has received a recommendation
2 from the Kirkland Planning Commission and the Houghton Community
3 Council to amend certain sections of the Kirkland Zoning Code,
4 Ordinance 3719, as amended, as set forth in that the report and
5 recommendation of the Planning Commission and Houghton Community
6 Council dated July 25, 2019 and bearing Kirkland Planning and Building
7 Department File No.CAM19-00026; and
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9 WHEREAS, prior to making the recommendation, the Kirkland
10 Planning Commission and Houghton Community Council, following
11 notice as required by RCW 36.70A.035, on April 25, 2019 and July 25,
12 2019, held public hearings, on the amendment proposals and
13 considered the comments received at the hearing; and
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15 WHEREAS, pursuant to the State Environmental Policy Act
16 (SEPA), there has accompanied the legislative proposal and
17 recommendation through the entire consideration process, a SEPA
18 Addendum to Existing Environmental Documents issued by the
19 responsible official pursuant to WAC 197-11-625; and
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21 WHEREAS, in open public meeting on November 6, 2019 the
22 City Council considered the environmental documents received from the
23 responsible official, together with the report and recommendations of
24 the Planning Commission, Houghton Community Council; and the
25 Washington State Department of Ecology.
26

27 NOW, THEREFORE, the City Council of the City of Kirkland do
28 ordain as follows:
29

30 Section 1. Zoning Code Amended: The following chapters and
31 sections of the Kirkland Zoning Code are amended as set forth in
32 **Exhibit A** to this ordinance and incorporated by reference.

33 Chapter 5 – Definitions

34 Chapter 83 – Shoreline Management (Shoreline Master
35 Program)

36 Chapter 90 – Critical Areas: Wetlands, Streams, Minor Lakes,
37 Fish and Wildlife Habitat Conservation Areas,
38 and Frequently Flooded Areas

39 Chapter 141 – Shoreline Administration

40 Chapter 180 – Plates (Plate 27A, 47, 48A/B)
41
42

43 Section 2. If any section, subsection, sentence, clause, phrase,
44 part or portion of this ordinance, including those parts adopted by
45 reference, is for any reason held to be invalid or unconstitutional by any

46 court of competent jurisdiction, such decision shall not affect the validity
47 of the remaining portions of this ordinance.

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49 Section 3. To the extent the subject matter of this ordinance is
50 subject to the disapproval jurisdiction of the Houghton Community
51 Council, this ordinance shall become effective within the Houghton
52 Community Municipal Corporation only upon approval of the Houghton
53 Community Council or the failure of said Community Council to
54 disapprove this ordinance within 60 days of the date of the passage of
55 this ordinance.

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57 Section 4. Except as provided in Section 3, this Ordinance shall
58 be in full force and effect 14 days after approval from the Washington
59 State Department of Ecology Director's Decision pursuant to Section
60 1.08.017, Kirkland Municipal Code in the summary form attached to the
61 original of this Ordinance and by this reference approved by the City
62 Council.

63
64 Section 5. A complete copy of this ordinance shall be certified
65 by the City Clerk, who shall then forward the certified copy to the King
66 County Department of Assessments.

67
68 Passed by majority vote of the Kirkland City Council in open
69 meeting this __ day of ____, 2020.

70
71 Signed in authentication thereof this __ day of ____, 2020.

Penny Sweet, Mayor

Attest:

Kathi Anderson, City Clerk

Approved as to Form:

Kevin Raymond, City Attorney