

ORDINANCE NO. 2075

AN ORDINANCE OF THE CITY OF KIRKLAND, RELATING TO PLANNING AND ZONING WITHIN THE HOUGHTON COMMUNITY REQUIRING A CONDITIONAL USE PERMIT FOR PUBLIC AND PRIVATE NURSERY SCHOOLS WITHIN R ZONES IN THE HOUGHTON COMMUNITY AND AMENDING SECTIONS 22-10 AND 22-20 OF HOUGHTON ORDINANCE NO. 132, THE ZONING CODE FOR THE HOUGHTON COMMUNITY OF THE CITY OF KIRKLAND.

WHEREAS, the Kirkland Planning Commission following public hearing thereon, has recommended a change in the permitted uses in R zones within the Houghton Community in regard to public and private nursery schools including children's day care centers and,

WHEREAS, pursuant to proper notice, public hearing was held by the City Council of the City of Kirkland on said recommendation on the 20th day of October, 1969.

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

Section 1. Section 20-10 "Uses by right" of Ordinance No. 132 of the City of Houghton now in effect in the Houghton Community of the City of Kirkland, be and it hereby is amended to read as follows:

22-10 USES BY RIGHT

The residential zone districts are shown in the table below, with uses by right listed. Accessory uses customarily incidental to these permitted uses are considered uses by right also.

In these districts land and buildings may be used, and buildings may be erected, altered or enlarged, for only those uses listed below or in Section 22-20 upon receipt of conditional use permit. Existing uses which are permitted by conditional use permit (22-20) are considered uses by right and conforming uses.

<u>USES BY RIGHT</u>	<u>ZONE</u>
Single Family Detached Dwelling Units	R-1, R-2, R-3, R-4
Professional Offices	R-3, R-4

USES BY RIGHT

ZONE

Agricultural Uses (including greenhouses, nurseries, or truck gardens, provided that no offensive odors or dust are created, and that there is no retail sale of products on the same zoning lot. The lot area of any agricultural use shall be not less than one acre.)	R-1, R-2, R-3
Public Schools and libraries	R-1, R-2, R-3
Residences (having more than one dwelling or rooming unit).	R-2, R-3, R-4
Apartments, Class A	R-3, R-4
Churches	R-3, R-4

Section 2. Section 22-20 "Uses Permitted by Conditional Use Permit" of Ordinance No. 132 of the City of Houghton now in effect as the zoning Code in the Houghton Community of the City of Kirkland be, and it hereby is amended to read as follows:

22-20 Uses Permitted by Conditional Use Permit

In the districts indicated, the following uses are permitted by conditional use permit of the Town in accordance with the standards and provisions set forth in Article VI, Conditional use Permits:

<u>USES PERMITTED BY CONDITIONAL USE PERMIT</u>	<u>DISTRICTS PERMITTED IN</u>
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All public or private facilities which of necessity must be located in residential districts	R-1, R-2, R-3, R-4
Excavation or mining of natural resources including top soil, dirt, and fill dirt involving over 1,000 cubic yards	R-1, R-2, R-3, R-4

USES PERMITTED BY CONDITIONAL USE PERMIT      DISTRICTS PERMITTED IN

Placing of fill material, including gravel, top soil or dirt, and any other matter in excess of 500 cubic yards	R-1, R-2, R-3, R-4
Private recreational and park facilities	R-1, R-2, R-3, R-4
Homes for the Aged or for children	R-2, R-3, R-4
Nursing Homes	R-2, R-3, R-4
Private Libraries, Museums, or Art Galleries	R-2, R-3, R-4
Restaurants	R-3, R-4
Boat Basins, Marinas, Marine Laboratories	R-4
Public and Private Nursery Schools, including day care centers and other child care schools and establishments	R-1, R-2, R-3,

Section 3, Pursuant to Ordinance No. 2001 of the consolidated City of Kirkland, the amendments herein made to Houghton Ordinance No. 132 shall become effective either upon approval by the Houghton Community Council or upon failure of said Community Council to disapprove said amendments by resolution adopted within 60 days of the date of enactment of this Ordinance by the Kirkland City Council.

Section 4. This Ordinance shall be in force and take effect 5 days from and after its passage by the Council and publication as required by law.

PASSED by the City Council in regular meeting on the 20th day of October, 1969.

SIGNED in authentication thereof on the 20th day of October, 1969.

William T. Woods  
Mayor

Attest:

Tom J. Dixon  
Director of Administration and Finance  
(ex officio City Clerk)

APPROVED AS TO FORM:

Wesley [Signature]  
City Attorney