

ORDINANCE NO. 2178

AN ORDINANCE OF THE CONSOLIDATED CITY OF KIRKLAND RELATING TO LAND USE AND DEVELOPMENT, REGULATING THE SUBDIVISION AND PLATTING OF LAND IN ACCORDANCE WITH THE STANDARDS ESTABLISHED BY CHAPTER 58.17, REVISED CODE OF WASHINGTON, AND REPEALING FORMER CITIES OF HOUGHTON AND KIRKLAND ORDINANCES NUMBERED 121(H), 106(H), 834, 1058, AND SUBSECTION 5.1.30(C) OF ORDINANCE 709, TOGETHER WITH ORDINANCE NO. 2174.

BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. Purpose: The purpose of this ordinance is to adopt uniform and comprehensive standards and regulations applicable throughout the entire Consolidated City of Kirkland relating to the subdivision and platting of land.

Section 2. Adoption by Reference: The regulations and standards relating to land subdivision and platting compiled and published by the Kirkland Planning Department under the title "Proposed Subdivision Ordinance, October 1971, City of Kirkland", including worded text and maps, are by this reference hereby adopted. Such regulations and standards in the form as published have heretofore been considered and approved in public hearing by the Kirkland Planning Commission.

Said publication has been endorsed with the title and number of this ordinance, dated and signed by the Mayor and Director of Administration and Finance (ex officio City Clerk), and is hereby incorporated herein as a part of this ordinance.

A copy of said publication shall be recorded in the office of the Director of Administration and Finance as a part of this ordinance, and copies shall be filed in the following city departments for the use of the general public and the affected departments of the City: Planning Department, Building Department, Department of Public Services.

Section 3. Severability Clause: If any section, subsection, sentence, clause, phrase, part or portion of this ordinance, including those portions herein 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. Neither shall the adoption of this ordinance, nor the repeal thereby of any prior ordinances in any manner affect the prosecution for violations of said repealed ordinances, which violations were committed prior to the effective date of this ordinance, nor considered as a waiver of any right or duty of enforcement existing at the effective date hereof, nor to affect the validity of any bond or cash deposit in lieu thereof required

to be posted, filed or deposited pursuant to any such repealed or superseded ordinance, and all rights and obligations thereunder pertaining shall continue in full force and effect.

Section 4. Penalty for Violation: In addition to any penalties, including injunctive actions provided for in RCW Chapter 58.17, any violation of the provisions of this ordinance, including those provisions herein adopted by reference by any subdivider or developer, shall be a misdemeanor punishable in the manner provided for the violation of City of Kirkland ordinances. Each day that a violation continues shall be considered a separate violation.

Section 5. Repealer Section: As specified in Section 1, Purpose, it is the intention that a single uniform subdivision ordinance be in effect and enforced within the entire City of Kirkland, including the Houghton Municipal Community. Therefore, the following specific ordinances or parts of ordinances are hereby repealed, and all other ordinances or parts of ordinances in conflict herewith are to the extent of such conflict hereby superseded:

Repealed ordinances: 121(H), 106(H), 834, 1058, Subsection 5.1.30(C) of Ordinance 709, as added by Ordinance No. 997, and Ordinance No. 2174.

Section 6. Houghton Community Council Jurisdiction: To the extent that the subject matter and provisions of this ordinance are within the disapproval jurisdiction of the Houghton Community Council as created by Ordinance No. 2001, this ordinance shall become effective within the Houghton Community either upon approval of the Houghton Community Council, or failure of said Community Council to disapprove within 60 days from the date of passage of this ordinance.

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 Council and publication as required by law.

PASSED by the Kirkland City Council in regular meeting on the 3rd day of January, 1972.

SIGNED in authentication thereof on the 3rd day of January, 1972

William Woods
Mayor

Attest:

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

Approved as to form:

Ralph E. Smith
City Attorney

Ordinance No. 2178
Amended by Ordinance No. 2325