

ORDINANCE NO. 2206

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, RELATING TO LAND USE, DEVELOPMENT, PLANNING AND COMPREHENSIVE ZONING, ADOPTING FINAL LAND USE REGULATIONS FOR WATERFRONT DISTRICTS I AND II AND AMENDING AND SUPPLEMENTING ORDINANCE No. 2183 THE KIRKLAND COMPREHENSIVE ZONING ORDINANCE.

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

Section 1. ADOPTION BY REFERENCE: The regulations rules and controls relating to waterfront land use and development for Waterfront District I and Waterfront District II published by and identified as "Final Waterfront Districts, October 1972, Kirkland Planning Department" including both worded text, maps and drawings, as corrected, modified and amended by Addendum No. 1, dated October 20, 1972, Addendum No. 2, dated October 27, 1972, Addendum No. 3, dated November 6, 1972, and Addendum No. 4, dated December 12, 1972, and Addendum No. 5, dated January 15, 1973 are hereby adopted by reference as a part of the Kirkland Comprehensive Zoning Code and by this reference incorporated herein as though fully set forth.

Section 2. This adoption by reference constitutes a supplement and amendment to Ordinance No. 2183, the Kirkland Comprehensive Zoning Ordinance as follows:

(a) DEFINITIONS: Chapter 23.04 is supplemented by additional and modified definitions;

(b) Chapter 23.12 is amended to establish the rules, regulations and control criteria for waterfront District I, including the following sections:

23.12 WATERFRONT DISTRICT I

23.12.100.	Purpose
23.12.020	Waterfront Uses
23.12.030	Development options
23.12.040	Waterfront uses - Specific Conditions and Provisions
23.12.041	Waterfront Parks
23.12.042	Marinas
23.12.043	Waterfront Residential
23.12.044	Boating Clubs
23.12.045	Waterfront Commercial

23.12.050

General Conditions and Provisions
for All Waterfront Uses in
Waterfront District I

23.12.051	Allowable Floor Area
23.12.052	Setbacks
23.12.053	Moorage Facilities
23.12.054	Boat Launching Ramps
23.12.055	Waterfront Commercial
23.12.056	Building Height
23.12.057	Development Separated by a Frontage Road
23.12.058	Alteration of the Existing Shoreline
23.12.059	Bicycle Racks
23.12.060	Dredging
23.12.061	Natural Elements
23.12.062	Construction Over Submerged Lands
23.12.063	Approvals by Public Agencies
23.12.064	Environmental Impact
23.12.070	Administration of Waterfront Districts
23.12.071	Uses subject to the Provisions of this Section.
23.12.080	Variance
23.12.090	Conditional Use Permit
23.12.100	Unclassified Use Permit
23.12.101	Purpose
23.12.102	Approval of proposed use
23.12.103	Development Standards
23.12.110	Planned Unit Development
23.12.120	General Procedural Outline

(c) The addition of a new Chapter 23.13 for
waterfront District II including the following Sections
and headings:

23.13. WATERFRONT DISTRICT II

23.13.010	Purpose
23.13.020	Waterfront Uses
23.13.030	Development Options
23.13.040	Waterfront Uses - Specific Conditions and Provisions
23.13.041	Waterfront Parks
23.13.042	Single Family Dwelling Units

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23.13.050 General Conditions and Provisions

23.13.051	Setbacks
23.13.052	Moorage Facilities
23.13.053	Alteration of Existing Shoreline
23.13.054	Dredging
23.13.055	Natural Elements
23.13.056	Construction Over Submerged Lands
23.13.057	Approval by Public Agencies
23.13.058	Environmental Impact

23.13.060 Administration of Waterfront Districts

Section 3. All parcels now or hereafter zoned public Use Zone (P) lying within the general boundaries of waterfront District I and Waterfront District II shall be subject to the provisions of Chapter 23.24 - Public Use (P) in addition to the provisions for the Waterfront District zone within which they are located. In the event of a conflict between the Waterfront District provisions and the public use provisions, the more restricted provisions shall prevail.

Section 4. Repealer. The interium waterfront district regulations contained in Chapter 23.12 as of the date of adoption of Ordinance No. 2183 are hereby repealed. The parenthetical note appearing at the end of Section 23.28.010 and reading:

"(Note Waterfront Districts shall not be subject to the provisions of Chapter 23.28 of this Ordinance)"

is hereby stricken.

Section 5. Not less than three copies of the publications herein adopted by reference shall be filed with and maintained by the Department of Administration and Finance for the use of the general public. Not less than one copy each shall be filed with the following: Planning Department, Building Department, Department of Public Services, Park Department, Police Department, Department of Fire Services, Washington State Department of Ecology.

Section 6. The regulations herein adopted are declared to be a portion of the local shoreline management plan and programs as heretofore adopted and established by Ordinance No. 2160 adopting a shoreline and waterfront plan as an element of the City's comprehensive plan.

Section 7. To the extent that the regulations herein adopted are subject to the jurisdiction of the Houghton Community Council as created by Ordinance No. 2001, this ordinance shall become effective either upon approval of the Houghton Community Council or upon failure of said Community Council to disapprove within 60 days of the date of passage of this Ordinance.

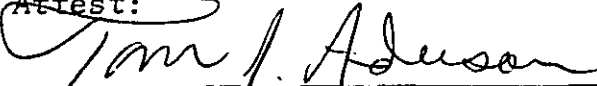
Section 8. The rules and regulations herein adopted have heretofore been approved by the Kirkland Planning Commission and the Houghton Community Council in public hearing and have been reviewed by the Kirkland City Council in public hearing. Except as provided in Section 5 above, this ordinance shall be in force and take 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 15th day of January, 1973.

SIGNED in authentication thereof on the 15th day of January, 1973.


Mayor

Attest:


Director of Administration and Finance
(ex officio City Clerk)

Approved as to form:


City Attorney