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 indentified 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
23012.040	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

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General Conditions and Provisions
23.12.050
                    for All Waterfront Uses in
                    Waterfront District I
                      Allowable Floor Area
   23.12.051
                      Setbacks
   23.12.052
   23.12.053
                      Moorage Facilities
                      Boat Launching Ramps
   23.12.054
                      Waterfront Commercial
   23,12,055
   23.12.056
                      Building Height
   23.12.057
                      Development Separated by a Frontage Road
                      Alteration of the Existing Shoreline
   23.12.058
   23.12.059
                      Bicycle Racks
                      Dredging
   23.12.060
                      Natural Elements
   23.12.061
                      Construction Over Submerged Lands
   23.12.062
                      Approvals by Public Agencies
   23.12.063
                      Environmental Impact
   23.12.064
                      Administration of Waterfront Districts
23.12.070
                      Uses subject to the Provisions of this Section.
   23,12,071
                      Variance
   23.12.080
                      Conditional Use Permit
   23.12.090
   23.12.100
                      Unclassified Use Permit
   23.12.101
                      Purpose
   23.12.102
                      Approval of proposed use
                      Development Standards
   23.12.103
   23.12.110
                      Planned Unit Development
                      General Procedural Outline
   23.12.120
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(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
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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

23.13.050	General Conditions and Provisions
23.13.051 23.13.052 23.13.053 23.13.054 23.13.055 23.13.056 23.13.057 23.13.058	Setbacks Moorage Facilities Alteration of Existing Shoreline Dredging Natural Elements Construction Over Submerged Lands Approval by Public Agencies 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 water-front 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