

ORDINANCE NO. 2347

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PLANNING AND ZONING AMENDING ORDINANCE NO. 2183 AND THE COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF KIRKLAND TO BE CONSISTENT WITH THE LAND USE POLICIES PLAN ADOPTED FOR THE CONSOLIDATED CITY OF KIRKLAND BY ORDINANCE NO. 2346.

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

Section 1. Declarations.

- A. The Environmental Impact Statement prepared pursuant to the Environmental Policy Act (RCW 43.21C; WAC Chapter 197-10; and Kirkland Ordinance No. 2319) by the responsible official and including all written comments thereto as submitted and reviewed, has been available to and considered by the City Council and its advisory bodies during the normal review and consideration process.
- B. The land use regulations and standards (text and map) adopted by Ordinance No. 2183 for the City of Kirkland in 1972 were adopted under and consistent with the policies established for the former cities of Kirkland and Houghton by their respective comprehensive plans (Kirkland Ordinance No. 930 and Houghton Ordinance No. 126). By Ordinance No. 2346 goals, policies and standards for the growth and development of the consolidated City of Kirkland as a single community have now been adopted. Amendments to Ordinance No. 2183 as the Zoning Code for the consolidated City of Kirkland are required in order to provide comprehensive regulations and standards (text and map) relating to planning, land use development and classification for the entire consolidated city which are consistent with and have been considered in the light of and related to the general and specific goals, policies and guidelines adopted by Ordinance No. 2346.

Section 2. Adoption by reference. The current publications of the Kirkland Department of Community Development entitled "Zoning, City of Kirkland, Washington" and "Waterfront Zoning, City of Kirkland, Washington" being the current regulations and standards relating to planning, land use development and classification as adopted by Ordinance No. 2183 as heretofore amended, together with and supplemented and amended by "Proposed Amendments to Zoning Code" dated December 1976, including revisions thereto dated March 1977 and May 1977, as to the following chapters are by this reference adopted to be the regulations

and standards relating to planning, land use development and classification for the entire consolidated City of Kirkland:

Chapters herein amended and supplemented by reference:

1. Chapter 23.04, Definitions.
2. Chapter 23.06, Zones, Maps and Boundaries.
3. Chapter 23.08, Single Family Dwelling Zone (RS).
4. Chapter 23.10, Multifamily Dwelling Zone (RM).
5. Chapter 23.12, Waterfront District I (WDI).
6. Chapter 23.13, Waterfront District II (WDII).
7. Chapter 23.14, Professional/Residential Zone (PR); Professional Office (PO).
8. Chapter 23.16, Neighborhood Business Zone (BN).
9. Chapter 23.18, Community Business Zone (BC).
10. Chapter 23.20, Central Business District Zone (CBD).
11. Chapter 23.22, Light Industrial Zone (LI).
12. Chapter 23.27, Planned Areas (New Chapter).
13. Chapter 23.28, Planned Unit Development (PUD).
14. Chapter 23.31, Freeway Interchange District (FID).
15. Chapter 23.32, Signs.
16. Chapter 23.15, Unstable Slope Areas.
17. Chapter 23.52, Nonconforming Lot Structures and Uses.
18. Chapter 23.54, Administration and Enforcement.
19. Chapter 23.56, Conditional Use Permit (CUP).
20. Chapter 23.62, Amendment and Rezoning.

And as further modified by Department of Community Development attachment to Addendum Number 13, dated May 11, 1977.

Said publications with all corrections, modifications and amendments incorporated therein shall be endorsed with the title and number of this Ordinance, dated and signed by the Mayor and the Director of Administration and Finance (ex officio City Clerk), and are hereby incorporated as a part of this Ordinance as though fully set forth herein.

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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 a copy shall be filed in the following City Departments for the use of the general public and the affected departments of the City: Department of Community Development, Building Department, Department of Public Services, Park Department, Police Department, and Department of Fire Services.

Section 3. Grace Period. Any provision herein to the contrary notwithstanding, any application for development action for which a waiver was granted by the City Council pursuant to Kirkland Resolution No. 2249 or Kirkland Resolution No. 2410, may be continued to be reviewed and development permits issued pursuant to such waiver grant subject, however, to such conditions as were imposed upon the waiver grant, provided that the development action shall be completed within the applicable time limitations provided by the zoning code or the building code. In determining the commencement of such time limitations, the date of the Council action granting the waiver shall be deemed to be the date of application. A time limitation of 180 days from application shall apply where no other time limitation is provided in either the Building Code or the Zoning Code.

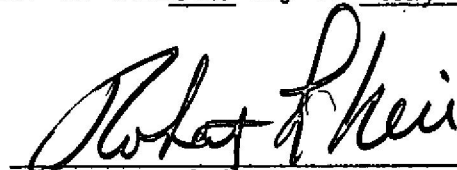
Section 4. Savings clause. If any section, subsection, sentence, clause, phrase, part or portion of this Ordinance, including those parts adopted by reference, is for any reason held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 5. 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 the approval of the Houghton Community Council or failure of said Community Council to disapprove within sixty (60) days of the date of passage of this Ordinance.

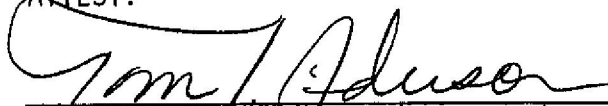
Section 6. Except as provided in Section 4, this Ordinance shall be in force and effect five (5) days from and after its passage by the Council and publication as required by law.

PASSED BY the Kirkland City Council in regular meeting on the 16th day of May, 1977.

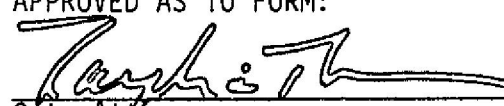
SIGNED IN AUTHENTICATION thereof on the 16th day of May, 1977.


MAYOR

ATTEST:


Director of Administration and Finance
(ex officio City Clerk)

APPROVED AS TO FORM:


City Attorney