

ORDINANCE NO. 2592

An Ordinance of the City of Kirkland relating to Land Use and Zoning, changing the provisions of the Zoning Code that can be modified under a PUD in Waterfront District II and amending Section 23.13.064 of Ordinance 2183, as amended.

WHEREAS, there are some areas of Waterfront District II where the Land Use Policies Plan indicates that housing types, other than detached dwelling units, are appropriate; and

WHEREAS, Environmental constraints in portions of Waterfront District II make it desirable for the City to be able to consider alternatives to detached dwelling units through a rigorous permit process; and

WHEREAS, The present Zoning provisions for Waterfront District II do not provide the flexibility to allow various housing types; and

WHEREAS, an Environmental Checklist was prepared and a Final Declaration of Non-Significance was made pursuant to the requirements of the State Environmental Policy Act (RCW 43.21C; WAC 197-10; and Kirkland Ordinance No. 2473, as amended). This Checklist and Declaration of Non-Significance were available to the Development Code Commission at the public hearing held on this issue. The Development Code Commission considered this information in formulating its recommendation to City Council, and City Council considered this information in taking final action on this recommendation;

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

Section 1. Section 23.13.064 of Ordinance 2183, as amended, is amended to read as follows:

23.13.064 Planned Unit Development. Only the following sections of Chapter 23.28 (Planned Unit Development) of the Zoning Ordinance shall apply to the Waterfront Districts.

- a. Section 23.28.010
- b. Section 23.28.020
- c. Section 23.28.030
- d. Section 23.28.060 (3)
- e. Section 23.28.060 (4)
- f. Section 23.28.070 (1)(a)
- g. Section 23.28.090 (1)(a) - (c), However increase in height of structures are not permitted unless specifically allowable under another section of this Chapter, Chapter 23.13.
- h. Section 23.28.100
- i. Section 23.28.110(1)
- j. Sections 23.28.130 through 23.28.210

Section 2. If any section, subsection, sentence, clause, phrase, part or portion of this Ordinance 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 3. This Ordinance shall be in force and take effect five (5) days from and after its passage by the City Council and publication as required by law.

PASSED BY THE KIRKLAND CITY COUNCIL IN REGULAR MEETING on the 20th day of April, 1981.

SIGNED IN AUTHENTICATION thereof on the 20th day of April, 1981.


MAYOR

ATTEST:


Director of Administration and Finance
(ex officio City Clerk)

APPROVED AS TO FORM:


City Attorney

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