

RESOLUTION R-5400

A RESOLUTION OF THE CITY OF KIRKLAND APPROVING A PROCESS IIB PERMIT AS APPLIED FOR IN DEPARTMENT OF PLANNING AND BUILDING FILE NO. ZON16-02063 BY NORTHWEST UNIVERSITY, LOCATED WITHIN A PLANNED AREA 1 ZONE, AND SETTING FORTH CONDITIONS TO WHICH SUCH PROCESS IIB PERMIT SHALL BE SUBJECT.

1 WHEREAS, the Department of Planning and Building has received
2 an application for a Process IIB permit, filed by Northwest University,
3 the owner of said property described in said application and located
4 within a Planned Area 1 zone; and

5 WHEREAS, pursuant to the City of Kirkland's Concurrency
6 Management System, KMC Title 25, a concurrency application was
7 submitted to the City of Kirkland, reviewed by the responsible Public
8 Works official, the concurrency test was passed, and a concurrency test
9 notice issued; and

10 WHEREAS, pursuant to the State Environmental Policy Act (SEPA),
11 RCW 43.21C, and the Administrative Guidelines and local ordinances
12 adopted to implement it, the City of Kirkland performed a SEPA review
13 for the application; and

14 WHEREAS, the SEPA environmental checklist and determination
15 have been available and accompanied the application through the entire
16 review process; and

17 WHEREAS, the Process IIB application was submitted to the
18 Hearing Examiner who held hearing thereon at her meetings of May 14,
19 2019; June 11, 2019 and August 15, 2019; and

20 WHEREAS, the Hearing Examiner after her public hearing and
21 consideration of the recommendations of the Department of Planning
22 and Building did adopt certain Findings, Conclusions, and
23 Recommendations and did recommend approval of the Process IIB
24 permit subject to the specific conditions set forth in said
25 recommendation; and

26 WHEREAS, one condition of the recommendation is that the
27 University may enter into an agreement with the City regarding
28 managing the sports fields for use by entities other than the University,
29 however, the City has no obligation to enter into such an agreement but
30 may do so at its sole discretion; and

31 WHEREAS, the City Council, in an open meeting, did consider the
32 environmental documents received from the responsible official,
33 together with the recommendation of the Hearing Examiner.

34 NOW, THEREFORE, be it resolved by the City Council of the City
35 of Kirkland as follows:

36 Section 1. The findings, conclusions, and recommendation of the
37 Hearing Examiner as signed by the Hearing Examiner and filed in the
38 Department of Planning and Building File No. ZON16-02063 are adopted
39 by the Kirkland City Council as though fully set forth herein.

40 Section 2. The Process IIB permit shall be issued to the applicant
41 subject to the conditions set forth in the recommendations hereinabove
42 adopted by the City Council.

43 Section 3. Nothing in this resolution shall be construed as
44 excusing the applicant from compliance with any federal, state, or local
45 statutes, ordinances, or regulations applicable to this project, other than
46 as expressly set forth herein.

47 Section 4. Failure on the part of the holder of the permit to
48 initially meet or maintain strict compliance with the standards and
49 conditions to which the Process IIB permit is subject shall be grounds
50 for revocation in accordance with Ordinance 3719, as amended, the
51 Kirkland Zoning Ordinance.

52 Section 5. Notwithstanding any prior recommendation given by
53 the Houghton Community Council, the subject matter of this Resolution
54 and the Process IIB permit herein granted are, pursuant to Ordinance
55 2001, subject to the disapproval jurisdiction of the Houghton
56 Community Council or the failure of said Community Council to
57 disapprove this resolution within sixty days of the date of the passage
58 of this resolution.

59 Section 6. A complete copy of this resolution, including findings,
60 conclusions and recommendations adopted by reference, shall be
61 certified by the City Clerk who shall then forward the certified copy to
62 the King County Department of Assessments.

63 Section 7. A copy of this resolution, together with the findings,
64 conclusions, and recommendations herein adopted shall be attached to
65 and become a part of the Process IIB permit.

66 Passed by majority vote of the Kirkland City Council in open
67 meeting this 06 day of November, 2019.

68 Signed in authentication thereof this 06 day of November, 2019.
69


Penny Sweet, Mayor

Attest:


Kathi Anderson, City Clerk