

ORDINANCE 4712

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO COMPREHENSIVE PLANNING AND LAND USE AND AMENDING THE KIRKLAND ZONING CODE (TITLE 23 OF THE KIRKLAND MUNICIPAL CODE), TO EDIT THE CBD5A ZONING TEXT (FILE NO. CAM14-02188).

1 WHEREAS, the City Council has received a recommendation from
2 the Kirkland Planning Commission to amend certain portions of the
3 Kirkland Zoning Code, Title 23 of the Kirkland Municipal Code, as set
4 forth in the recommendations of the Planning Commission at its meeting
5 on November 14, 2019 and bearing Kirkland Planning and Building
6 Department File No. CAM14-02188; and

7
8 WHEREAS, prior to making the recommendation, the Planning
9 Commission, following notice as required by RCW 35A.63.070, held a
10 public hearing on November 14, 2019, on the amendment proposals
11 and considered the comments received at the hearing; and

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13 WHEREAS, pursuant to the State Environmental Policy Act
14 (SEPA), there has accompanied the proposal and recommendation
15 through the entire consideration process, a SEPA Addendum to Existing
16 Environmental Documents issued by the responsible official pursuant to
17 WAC 197-11-625.

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19 NOW, THEREFORE, the City Council of the City of Kirkland do
20 ordain as follows:

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22 Section 1. Amended text of Section 50.38.010 of the Kirkland
23 Zoning Code, Title 23 of the Kirkland Municipal Code as set forth in
24 **Exhibit A.**

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26 Section 2. If any provision of this ordinance or its application to
27 any person or circumstance is held invalid, the remainder of the
28 ordinance or the application of the provision to other persons or
29 circumstances is not affected.

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31 Section 3. This ordinance shall be in force and effect five days
32 from and after its passage by the Kirkland City Council and
33 publication, pursuant to Kirkland Municipal Code 1.08.017, in summary
34 form and by this reference approved by the City Council as required by
35 law.

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Passed by majority vote of the Kirkland City Council in open meeting this 10th day of December, 2019.

Signed in authentication thereof this 10th day of December, 2019.


Penny Sweet, Mayor

Attest:


Kathi Anderson, City Clerk

Approved as to Form:


Kevin Raymond, City Attorney

Publication Date: 12/16/19

DIRECTIONS: FIRST, read down to find use...THEN, across for REGULATIONS

| Section 50.38 | USE ↓ REGULATIONS ↓ | Required Review Process | MINIMUMS | | | MAXIMUMS | | Landscape Category (See Ch. 95) | Sign Category (See Ch. 100) | Required Parking Spaces (See Ch. 105) | Special Regulations (See also General Regulations) | |
|---------------|---|--|----------|-------------------------------|------|----------|--------------|---|-----------------------------|---------------------------------------|--|---|
| | | | Lot Size | REQUIRED YARDS (See Ch. 115) | | | Lot Coverage | | | | | Height of Structure |
| | | | | Front | Side | Rear | | | | | | |
| .010 | Mixed Use Development Containing Office, Retail and Restaurant Uses. See Spec. Regs. 1, 2, 3 and 4. | D.R., Chapter 142 KZC. See Spec. Reg. 1. | None | See Plate 5, Chapter 180 KZC. | | | 100% | See Spec. Reg. 5 and Plates 6 and 7, Chapter 180 KZC. | None | E See Spec. Reg. 6. | See Spec. Reg. 7. | <ol style="list-style-type: none"> Development under this use shall be pursuant to the Parkplace Master Plan and Design Guidelines contained in Chapter 3.30 KMC. Compliance with the Master Plan and Design Guidelines shall be determined through DR, Chapter 142 KZC. The gross floor area of retail and restaurant uses in this zone shall be equal to or greater than 25 percent of the gross floor area of office uses in this zone. Retail uses may include accessory short term drop-off children's play facilities. The following additional uses are allowed subject to restrictions listed: <ol style="list-style-type: none"> Hotel or Athletic Club. Accessory retail or restaurant uses shall be included as retail uses under Special Regulation 2, provided they are open to the public. Movie theater. This use may be included as a retail use under Special Regulation 2; provided, that the gross floor area of this use shall not count toward more than 20 percent of the required minimum gross floor area of retail and restaurant uses. Private Lodge or Club; Church; School, Day-care Center, or Mini-School or Day-care Center; Public Utility, Government Facility, or Community Facility; Public Park. Assisted Living Facility (including a nursing home if part of the facility); provided, that the gross floor area does not exceed 10 percent of the total gross floor area for the Master Plan; and Stacked or Attached Dwelling Units; provided, that the gross floor area does not exceed 30 percent of the total gross floor area for the Master Plan. The following uses are prohibited: <ol style="list-style-type: none"> Any retail establishment exceeding 70,000 square feet. At grade drive-through facilities. Exception: One drive-through facility for banking or related financial services is permitted if the facility does not compromise the pedestrian orientation or traffic circulation of the development. The drive-through shall be on the eastern portion of the site accessed from 6th Street. The location and design of the facility requires Planning Official and Public Works Department approval. The outdoor storage, sale, service and/or rental of motor vehicles, sailboats, motor boats, and recreational trailers. |

186,000 gross square feet.

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REGULATIONS CONTINUED ON NEXT PAGE

PUBLICATION SUMMARY
OF ORDINANCE NO. 4712

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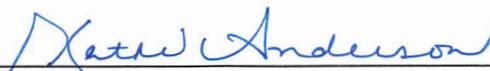
SECTION 1. Amends certain special regulations of the CBD5A text of the Kirkland Zoning Code, Title 23 of the Kirkland Municipal Code.

SECTION 2. Provides a severability clause for the ordinance.

SECTION 3. Authorizes publication of the ordinance by summary, which summary is approved by the City Council pursuant to Section 1.08.017 Kirkland Municipal Code and establishes the effective date as five days after publication of summary.

The full text of this Ordinance will be mailed without charge to any person upon request made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City Council at its meeting on the 10th day of December, 2019.

I certify that the foregoing is a summary of Ordinance 4712 approved by the Kirkland City Council for summary publication.



Kathi Anderson, City Clerk

Publication Date: 12/16/19