

RESOLUTION R-5418

A RESOLUTION OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF A PROCESS IIB PERMIT AS APPLIED FOR IN DEPARTMENT OF PLANNING AND BUILDING FILE NO. ZON19-00741 BY LAKE WASHINGTON SCHOOL DISTRICT BEING WITHIN AN RSX 35 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 Lake Washington School
3 District, the owner of said property described in said application and
4 located within an RSX 35 zone; and

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

10 WHEREAS, pursuant to the State Environmental Policy Act (SEPA),
11 RCW 43.21C, and the Administrative Guideline and local ordinance
12 adopted to implement it, the Lake Washington School District, as SEPA
13 Lead Agency, performed a SEPA review for the application; and

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

17 WHEREAS, the application has been submitted to the Hearing
18 Examiner who held hearing thereon at her meeting of April 6, 2020; and

19 WHEREAS, the Hearing Examiner after her public hearing and
20 consideration of the recommendations of the Department of Planning
21 and Building did adopt certain Findings, Conclusions, and
22 Recommendations dated April 14, 2020 and did recommend approval of
23 the Process IIB permit subject to the specific conditions set forth in said
24 recommendation; and

25 WHEREAS, the City Council, in regular meeting, did consider the
26 environmental documents received from the responsible official,
27 together with the recommendation of the Hearing Examiner.

28 NOW, THEREFORE, be it resolved by the City Council of the City
29 of Kirkland as follows:

30 Section 1. The findings, conclusion, and recommendation of the
31 Hearing Examiner as signed by the Hearing Examiner and filed in the
32 Department of Planning and Building File No. ZON19-00741 are adopted
33 by the Kirkland City Council as though fully set forth herein.

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

37 Section 3. Nothing in this resolution shall be construed as
38 excusing the applicant from compliance with any federal, state, or local
39 statutes, ordinance, or regulations applicable to this project, other than
40 expressly set forth herein.

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

46 Section 5. A complete copy of this resolution, including Findings,
47 Conclusions and Recommendations of the Hearing Examiner adopted by
48 reference, shall be certified by the City Clerk who shall then forward the
49 certified copy to the King County Department of Assessments.

50 Section 6. A copy of this resolution, together with the findings,
51 conclusions, and recommendations of the Hearing Examiner herein
52 adopted shall be attached to and become a part of the Process IIB
53 permit or evidence thereof delivered to the permittee.

54 Passed by majority vote of the Kirkland City Council in open
55 meeting this 05 day of May, 2020.

56
57 Signed in authentication thereof this 05 day of May, 2020.


Penny Sweet, Mayor

Attest:


Kathi Anderson, City Clerk