

ORDINANCE 2892

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO WATERS AND SURFACE CRAFT AND THE USE THEREOF FOR HABITATION, AND AMENDING SECTION 14.44.040 OF THE KIRKLAND MUNICIPAL CODE.

Whereas, living aboard boats, vessels, watercraft and houseboats while moored in or off the shoreline of Kirkland has been prohibited; and

Whereas, the City Council has determined that as a part of the City's review of its Shoreline Master Program, study and review of this policy should be made including all relevant aspects thereof such as but not limited to water quality, pollution, provision for fire, police and emergency medical services, hazardous materials and/or waste, provision for parking of vehicles associated with occupants of such boats, and the impact upon utilization of the waters of Lake Washington within Kirkland for recreational and other navigational uses; and

Whereas, it has come to the attention of the City Council that some boats presently moored at private marinas within the City are being used for habitation by the owners of said boats; and

Whereas, the City Council believes that such limited habitation or occupancy should not be prohibited pending the results of the review and study of the shoreline master program as indicated above, now, therefore,

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. Section 14.44.040 of the Kirkland Municipal Code be and it hereby is amended to read as follows:

14.44.040 Vessels and watercraft not to be used for habitation.

No boat, vessel, watercraft or houseboat moored in or off the shoreline of Kirkland shall be used as a place of habitation. Provided, however, that until completion of the presently-scheduled review of the Kirkland Shoreline Master Program or January 15, 1986, whichever shall first occur, this section shall not apply to any owner-occupied boat, vessel or similar watercraft (houseboats excluded):

(i) while moored within a public or private marina; and

(ii) which has a Coast Guard approved sewage holding system; sewage shall not be discharged from the holding system except directly into the Kirkland sanitary sewer system or other approved system; and

(iii) for which the owner-occupant has provided to the City a marine survey stating that the boat, vessel or similar watercraft meets all Coast Guard sanitary regulations. Such survey shall be conducted by a licensed marine surveyor or authorized representative of the U. S. Coast Guard.

Section 2. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and posting or publication, as required by law.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 5th day of August, 1985.

Signed in authentication thereof this 5th day of August, 1985.

Doris Cooper
MAYOR

ATTEST:

Tom J. Aderson
Director of Administration & Finance
(ex officio City Clerk)

APPROVED AS TO FORM:

Joseph E. [Signature]
City Attorney