AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING, PLANNING, AND LAND USE AND AMENDING ORDINANCE 2740 AS AMENDED, THE KIRKLAND ZONING ORDINANCE (FILE NO. IV-89-51).

WHEREAS, the City Council has received from the Kirkland Planning Commission a recommendation to amend certain sections of the text of the Kirkland Zoning Code, Ordinance 2740 as amended, all as set forth in that certain report and recommendation of the Planning Commission dated June 26, 1989, and bearing Kirkland Department of Planning and Community Development File No. IV-89-51; and

WHEREAS, prior to making said recommendation, the Planning Commission, following notice thereof as required by RCW 35A.63.070, on June 1, 1989, held a public hearing on the amendment proposals and considered the comments received at said hearing; and

WHEREAS, pursuant to the State Environmental Policies Act there has accompanied the legislative proposal and recommendation through the entire consideration process, a final determination of nonsignificance, including supporting environmental documents, issued by the responsible official pursuant to WAC 197-11-340 and WAC 197-11-390; and

WHEREAS, in regular public meeting the City Council considered the environmental documents received from the responsible official, together with the report and recommendation of the Planning Commission, as well as a timely filed challenge of said recommendation.

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

Section 1. Zoning text amended: The following specified sections of the text of Ordinance 2740 as amended, the Kirkland Zoning Ordinance, be and they hereby are amended to read as follows:

As set forth in Attachment A which by this reference is incorporated herein.

Section 2. If any section, subsection, sentence, clause, phrase, part or portion of this ordinance, including those parts adopted by reference, 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. To the extent the subject matter of this ordinance, pursuant to Ordinance 2001, is subject to the disapproval jurisdiction of the Houghton Community Council, this ordinance shall become effective within the Houghton Municipal Corporation only upon approval of the Houghton Community Council or the failure of said Community Council to disapprove this ordinance within 60 days of the date of the passage of this ordinance.

<u>Section 4.</u> Except as provided in Section 3, this ordinance shall be in full force and effect five days from and after its passage by the Kirkland City Council and publication. (Pursuant to Section 1.08.017, Kirkland Municipal Code in the summary form attached to the original of this ordinance and by this reference adopted by the City Council.), as required by law.

PASSED by majority vote of the Kirkland City Council in regular, open meeting this <u>5th</u> day of <u>July</u>, 1989.

SIGNED IN AUTHENTICATION thereof this 5th day of <u>July</u>, 1989.

Doris Coo

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Attorney

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Retail Establishment providing laundry, dry oleaning, barber, beauty or choe repair Services. <u>Any retail</u> <u>establishment,</u> <u>other than those</u> <u>specificativ listed</u> in this zone, <u>setting goods or</u> <u>providing</u> <u>services</u> , <u>including</u> <u>banking and</u> <u>related financial</u> <u>services</u> , <u>See</u>	None	7,200-sq: R <u>:Nong</u>	207	10' on each side.	10	70%	30° above average building elevation.	8 See atso Spc. Reg. ≠65	E	1 per each 300 sq. 1. of gross Baor ares.	 purchase and removel from the premise. b. The outward appearance and impacts of this use with ancliary assembly or manufacturing activities must be no different from other rotal uses. 9. A delicatessen, bakery, or other similar use may include, as part of the use, accessory seating if: a. The centring and associated circulation area does not exceed more than 10% of the gross floor area of the use; and b. It can be demonstrated to the City that the floor plan is designed to preclude the seating area from being expanded. 10. Assess from drive through facilities must be approved by the Phile Works Department. Drive through facilities must be designed to activity of way while waiting in line to be acred. 11. Outdoor storage and drive through facilities are not permitted. 12. Resulted carterin states for a hotel or motel excludes parting for ancliary meeting or convention facilities. Additiona pathting resultmentation for these emotions shall be determined on a case by case basis. R-PLA8.WRX 60.45.a (page 197) 6-5-69/TS:cw
<u>afso Special</u> <u>Regulation # 1</u> L #LAWK 40.45.a (page				<u></u>]]						or other information about parking and parking areas, see Chapter 105. — For details of the regulations in this category, see Chapter 100. — For information of the regulations in this category, see Chapter 95.
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providing entertainment or recreational							<u>building</u> elevation	Soc. Reg.		<u>tour fixed</u> <u>seets</u>	with existing landscaped berms along these rights of way. 6. Gross Geer area for this use may not encoud 10,000 equare test. 7. Refer to Chapter 1 to determine what other provision of this Code may apply to the subject property.
activity Attletic, exercise.	None	None	201	10' on each	10	7075	30' above	#5. B	E	1.per	 Ancitary assembly and manufactured goods on the premise of this use are permitted only if: The assembled or manufactured goods are directly related to and are dependent upon this use, and are available for purchase and removal from the premise.
<u>or health</u> <u>chib/facility</u>		-		<u>side.</u>			average building elevation,			each 250 ag. ft. of gross	 b. The outward appearance and impacts of this use with ancliary assembly or manufacturing activities must be no different from other retail uses. 9. A delicatessen, bakery, or other similar use may include, as part of the use, accessory seating if:
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											designed so that vehicles will not block traffic in the right of way while waiting in line to be served. 11. Outdoor storage and drive through lacifities are not permitted. 12. Required parking spaces for a hotel or motel excludes parking for another meeting or conversion facilities. Additional
Restaurant or Tavern	None	7,200 eq. R <u>None</u>	20	10' on each side.	10	70%	30' above average	B See	E	1 per each 100	perking requirements for these enciliary uses shall be determined on a case-by-case basis. 1. Development must emphasize Totem Lake as the focal point of this zone.
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