

ORDINANCE NO. 3928

AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING THE ZONING MAP, ORDINANCE 3710 AS AMENDED, TO CORRECT THE ZONING FOR A LAND PARCEL LOCATED AT 6545 106TH AVENUE NE.

WHEREAS, the City Council adopted a new land use map as part of a revised Comprehensive Plan on July 11, 1995; and

WHEREAS, the City Council adopted a new Zoning Map to bring the Zoning Map into consistency with the 1995 Comprehensive Plan as required by the Growth Management Act, and with previous rezones not yet reflected on the Zoning Map, during the Zoning Map Change Project on May 21, 1996 as Ordinance 3538 and bearing Kirkland Department of Planning and Community Development File No IV-95-100; and

WHEREAS, pursuant to the State Environmental Policy Act the Zoning Map Change project was accompanied by a SEPA Determination of Nonsignificance (DNS), including supporting environmental documents, issued by the responsible official pursuant to WAC 197-11-340 and WAC 197-11-390; and

WHEREAS, an error was made by rezoning the parcel located at 6545 106th Avenue NE from a low density designation of RS 8.5 to the medium density designation of RS 5.0 rather than the medium density designation of RM 3.6 which would have been consistent with the Central Houghton Neighborhood Plan land use map and text;

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

Section 1. Zoning Map amended: The following specified zone of Ordinance 3710 as amended, the Kirkland Zoning Map, is corrected as follows:

As set forth in Exhibit 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 that 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 Community Municipal Corporation only upon approval of the Houghton Community Council, or the failure of the Community Council to disapprove this ordinance within 60 days of the date of the passage of this Ordinance.

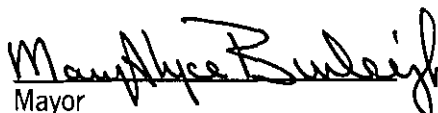
Section 4. Except as provided in Section 3, this ordinance shall be in full force and effect five days from and after its passage by the City Council and publication, pursuant to Section 1.08.017, Kirkland Municipal Code, in the

summary form attached to the original of this ordinance and by this reference approved by the City Council, as required by law.


Section 5. A complete copy of this ordinance shall be certified by the City Clerk, who shall then forward the certified copy to the King County Department of Assessments.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 8th day of January, 2004.

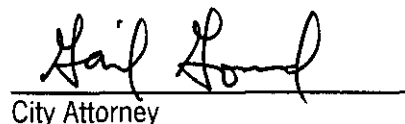
SIGNED IN AUTHENTICATION thereof this 8th day of January, 2004.


Mayor

Attest:


City Clerk

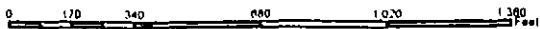
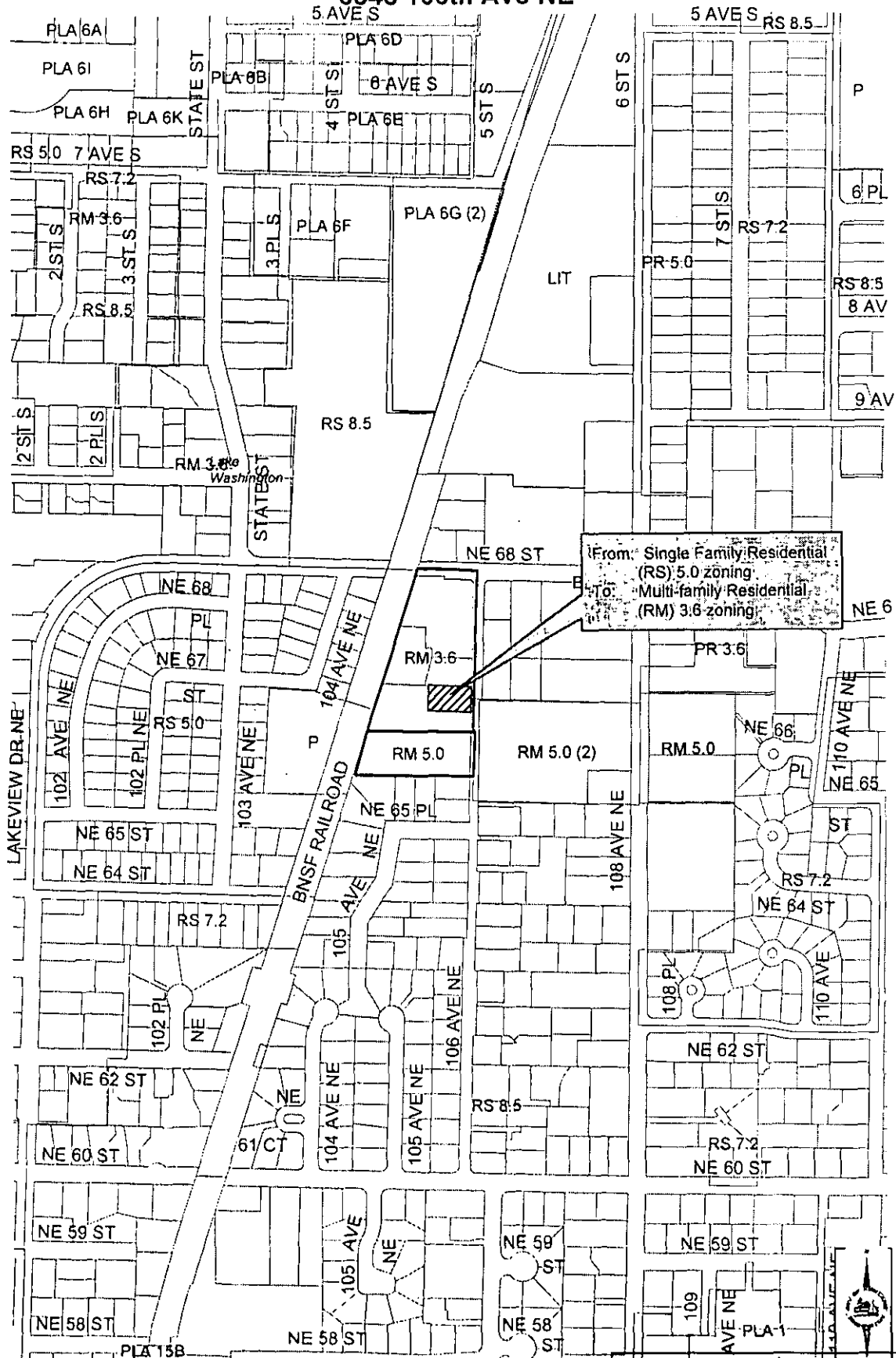
Approved as to Form:


City Attorney

Proposed Correction to the Zoning Map

Parcel 788260-0434

6545 106th Ave NE



EXHIBIT



PUBLICATION SUMMARY OF
ORDINANCE NO. 3928

AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING THE ZONING MAP, ORDINANCE 3710 AS AMENDED, TO CORRECT THE ZONING FOR A LAND PARCEL LOCATED AT 6545 106TH AVENUE NE.

SECTION 1. Amends the Kirkland Zoning Map Ordinance 3710 as amended for a parcel located at 6545 106th Avenue NE from RS 5.0 to RM 3.6

SECTION 2. Provides a severability clause for the ordinance.


SECTION 3. Provides disapproval jurisdiction of the Houghton Community Council.

SECTION 4. 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.

SECTION 5. Provides that the City Clerk shall forward a certified copy of this ordinance to the King County Department of Assessment.

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 regular meeting on the 8th day of January, 2004.

I certify that the foregoing is a summary of Ordinance ³⁹²⁸ approved by the Kirkland City Council for summary publication.


City Clerk