

ORDINANCE NO. 3976

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING AND LAND USE AND AMENDING THE CITY OF KIRKLAND ZONING MAP (ORDINANCE 3710 AS AMENDED) TO CONFORM TO THE COMPREHENSIVE PLAN AND TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT, FILE NO. IV-02-1.

WHEREAS, the Growth Management Act (GMA, RCW 36.70A.215) mandates that the City of Kirkland reviews, and if needed, revises its official Zoning Map pursuant to RCW 36.70A.130; and

WHEREAS, the City Council in September 2002 did review the City's Review and Evaluation Report that identified revisions made and revisions needed to the official City of Kirkland Zoning Map. The City did send the evaluation report, dated September 2002, to the Washington State Department of Community, Trade and Economic Development; and

WHEREAS, the Zoning Map implements the Comprehensive Plan (Ordinance 3481 as amended) as revised and adopted in Ordinance No. 3974 on December 14, 2004; and

WHEREAS, the City in amending portions of the City of Kirkland Zoning Map established the same procedures and schedules for early and continuous public participation pursuant to RCW 36.70A.130 (2) and RCW 35A.63.070 as described in Ordinance 3974 for the revised Comprehensive Plan; and

WHEREAS, the Planning Commission and Houghton Community Council held four study sessions and one open house on the revisions to the City of Kirkland Zoning Map in conjunction with the revisions to the Comprehensive Plan; and

WHEREAS, the City did issue revisions to portions of the City of Kirkland Zoning Map in conjunction with the revisions to the Comprehensive Plan on July 1, 2004; and

WHEREAS, the Planning Commission held a public hearing on July 22, 2004 and a follow-up meeting on August 26, 2004 to prepare its recommendation to the City Council. The Houghton Community Council held a public courtesy hearing on July 19, 2004 and two follow-up meetings on August 23, 2004 and September 29, 2004 to prepare its recommendation to the City Council. The City Council conducted a series of study sessions prior to adoption; and

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

Section 1. Declarations.

A. Pursuant to the State Environmental Policies Act (SEPA) a scoped Draft Environmental Impact State (DEIS) was prepared and issued on July 1, 2004. The DEIS analyzed the revisions to portions of the City of Kirkland Zoning

Map along with revisions to the Comprehensive Plan and the 2022 growth targets for the purpose of disclosing possible environmental impacts. The Responsible SEPA Official held a public hearing on the DEIS on July 22, 2004. The Final Environmental Impact Statement (EIS) was issued on October 15, 2004.

B. The City provided copies of the revisions to the City of Kirkland Zoning Map along with the Draft Comprehensive Plan, the DEIS and the Final EIS to surrounding jurisdictions, King County, the Puget Sound Regional Council and Washington State Department of Community, Trade and Economic Development.

C. The revisions to the City of Kirkland Zoning Map were transmitted to the Washington State Department of Community, Trade and Economic Development in conjunction with the revisions to the Comprehensive Plan on July 1, 2004, which is at least 60 days prior to adoption.

Section 2. Map Amended: The official City of Kirkland Map as adopted by Ordinance 3710 is amended in accordance with Exhibits A through E. which by this reference is incorporated herein.

Section 3. Severability: 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 4. Official Map Change: The Director of the Department of Planning and Community Development is directed to amend the official City of Kirkland Zoning Map to conform with this ordinance, indicating thereon the date of ordinance passage.

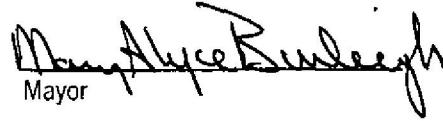
Section 5. Houghton Community Council: To the extent that the subject matter of this ordinance is subject to the disapproval jurisdiction of the Houghton Community Council as created by Ordinance 2001, said ordinance shall become effective within the Houghton community either upon approval of the Houghton Community Council, or upon failure of said community council to disapprove this ordinance within 60 days of its passage.

Section 6. Effective Date: Except as provided in Section 5, 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.

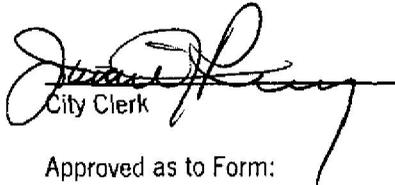
Section 7. Ordinance Copy: A complete copy of this ordinance, shall be certified by the City Clerk, who shall then forward the certified copy to the King County Department of Assessments.

Passed by majority vote of the Kirkland City Council in open meeting
this 14th day of December, 2004.

SIGNED IN AUTHENTICATION THEREOF this 14th day of
December, 2004.


Mayor

Attest:


City Clerk

Approved as to Form:

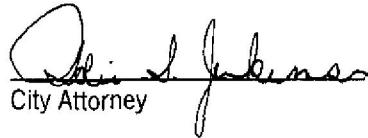

City Attorney

Exhibit A

Zoning Map Correction

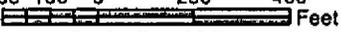
0-3976

LV 1
 Parcel #: 182505-9008
 980810-0176 -0177 -0188 -0170
 Change Zoning Map from "Park/Open Space
 to "PLA 2"

Legend

-  Amended Zoning Area
-  Resolution Area Boundary
-  Overlay Boundary
-  PUD Boundary
-  Tax Parcel Boundary
-  Commercial
-  Industrial
-  Light Manufacturing Park
-  Office
-  High Density Residential
-  Medium Density Residential
-  Low Density Residential
-  Institutions
-  Park/Open Space

N


200 100 0 200 400
 Feet
 Scale 1" = 400 Feet

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 to accuracy, fitness or merchantability, accompany this product.

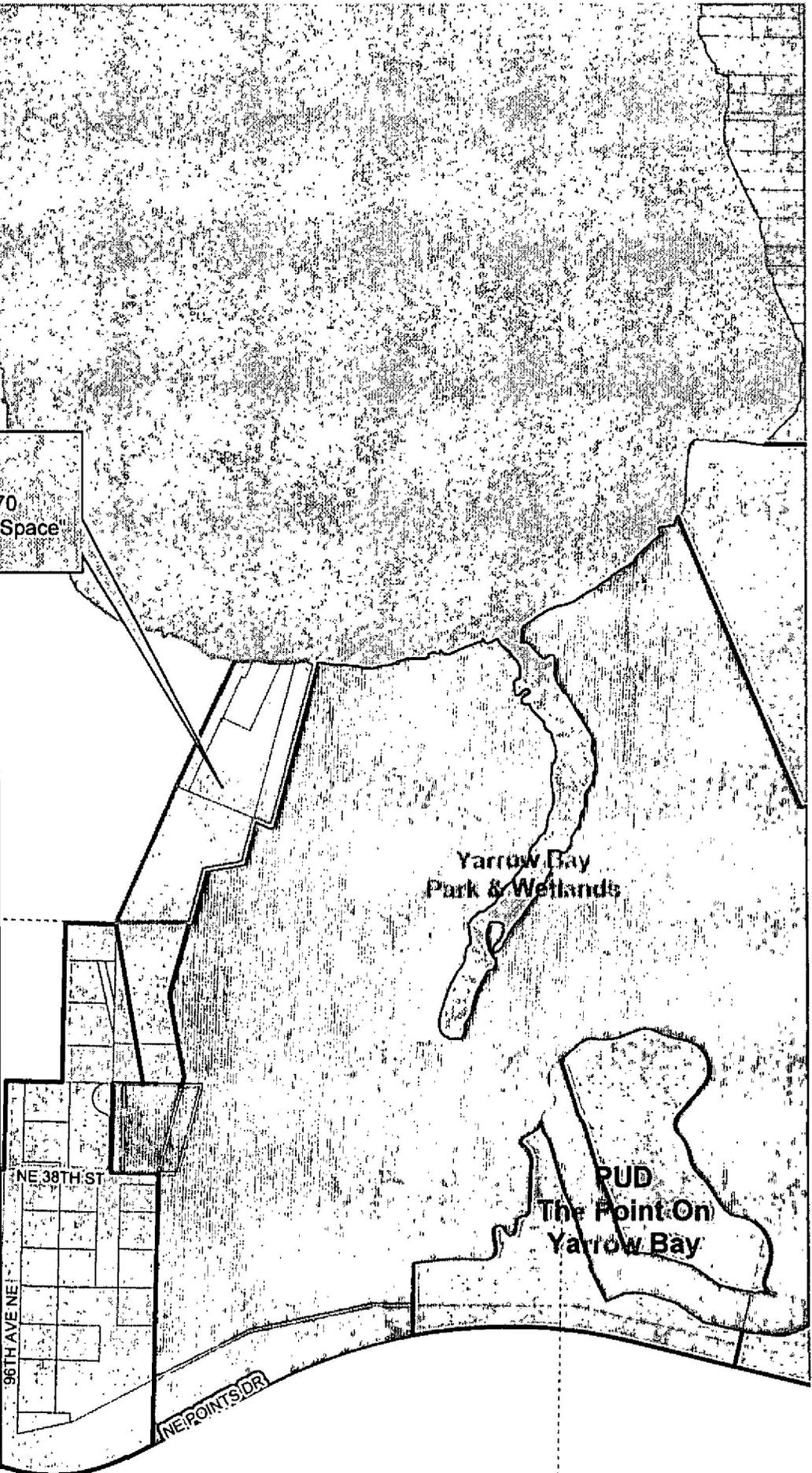
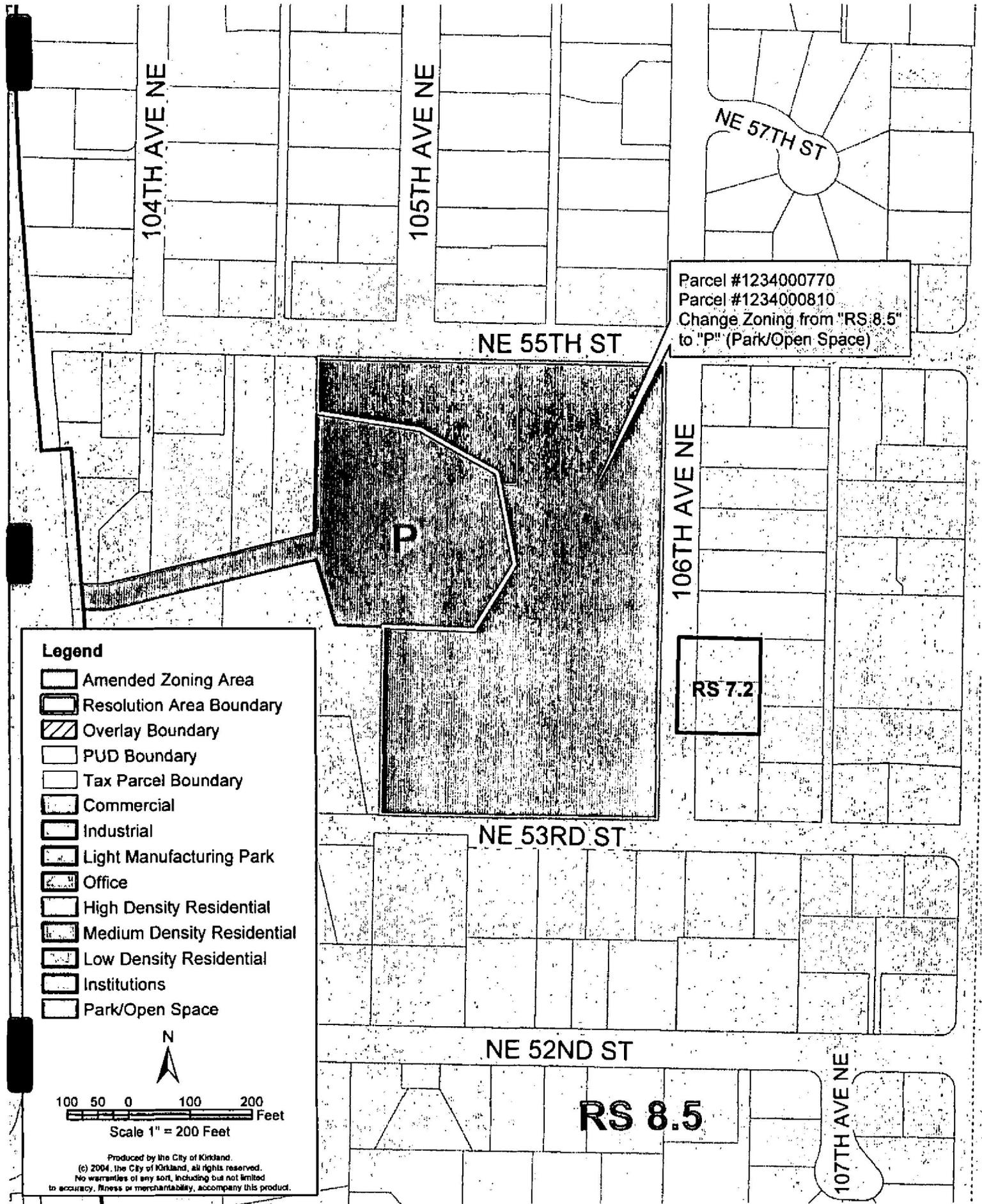


Exhibit B

Zoning Map Change

0-3976



Parcel #1234000770
 Parcel #1234000810
 Change Zoning from "RS:8.5"
 to "P" (Park/Open Space)

Legend

- Amended Zoning Area
- Resolution Area Boundary
- Overlay Boundary
- PUD Boundary
- Tax Parcel Boundary
- Commercial
- Industrial
- Light Manufacturing Park
- Office
- High Density Residential
- Medium Density Residential
- Low Density Residential
- Institutions
- Park/Open Space

N

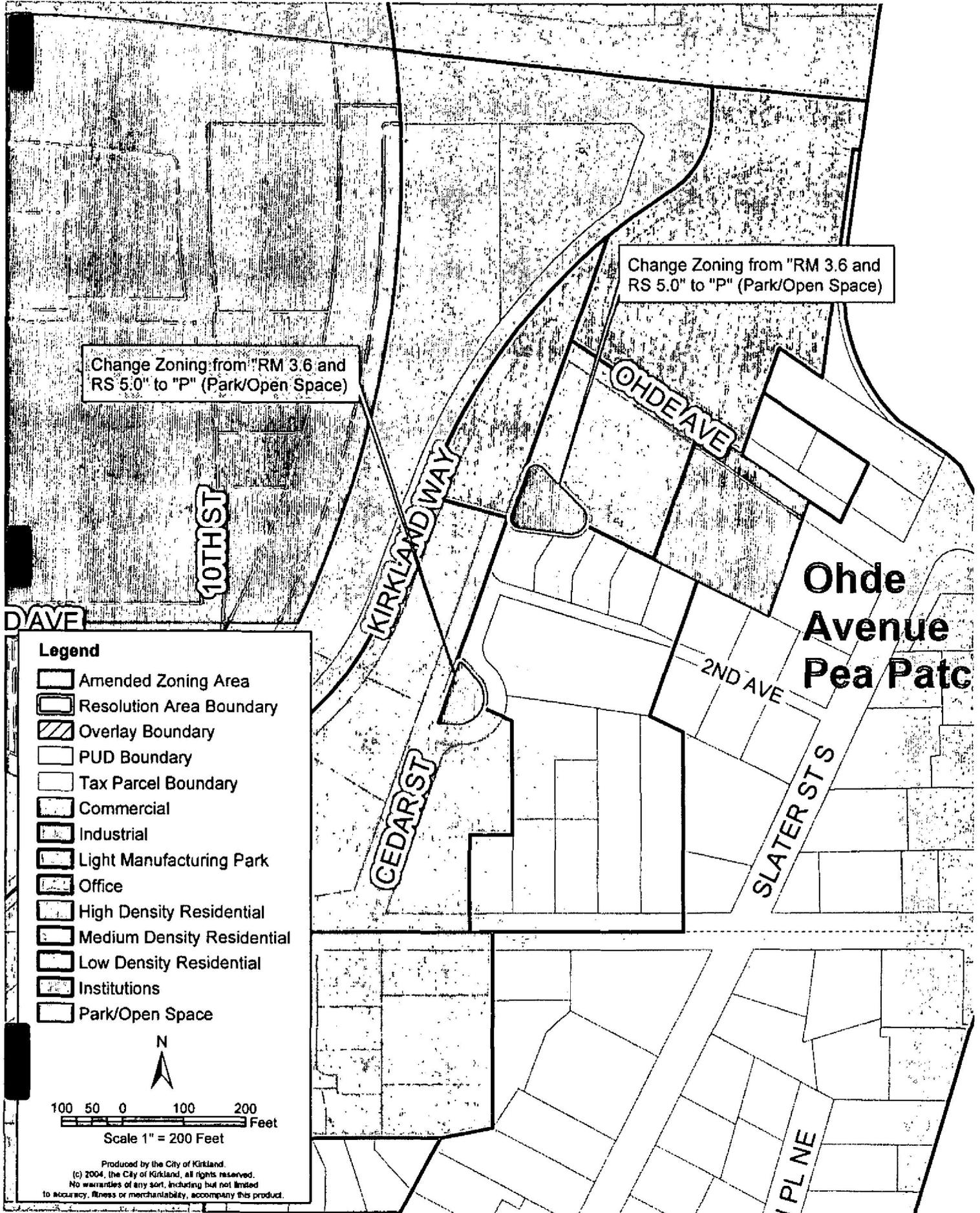
100 50 0 100 200
 Feet
 Scale 1" = 200 Feet

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Exhibit C

Zoning Map Correction

0-3976



Change Zoning from "RM 3.6 and RS 5.0" to "P" (Park/Open Space)

Change Zoning from "RM 3.6 and RS 5.0" to "P" (Park/Open Space)

Ohde Avenue Pea Patch

Legend

- Amended Zoning Area
- Resolution Area Boundary
- Overlay Boundary
- PUD Boundary
- Tax Parcel Boundary
- Commercial
- Industrial
- Light Manufacturing Park
- Office
- High Density Residential
- Medium Density Residential
- Low Density Residential
- Institutions
- Park/Open Space

N
↑

100 50 0 100 200
Feet

Scale 1" = 200 Feet

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Exhibit D Zoning Map Change

0-3976

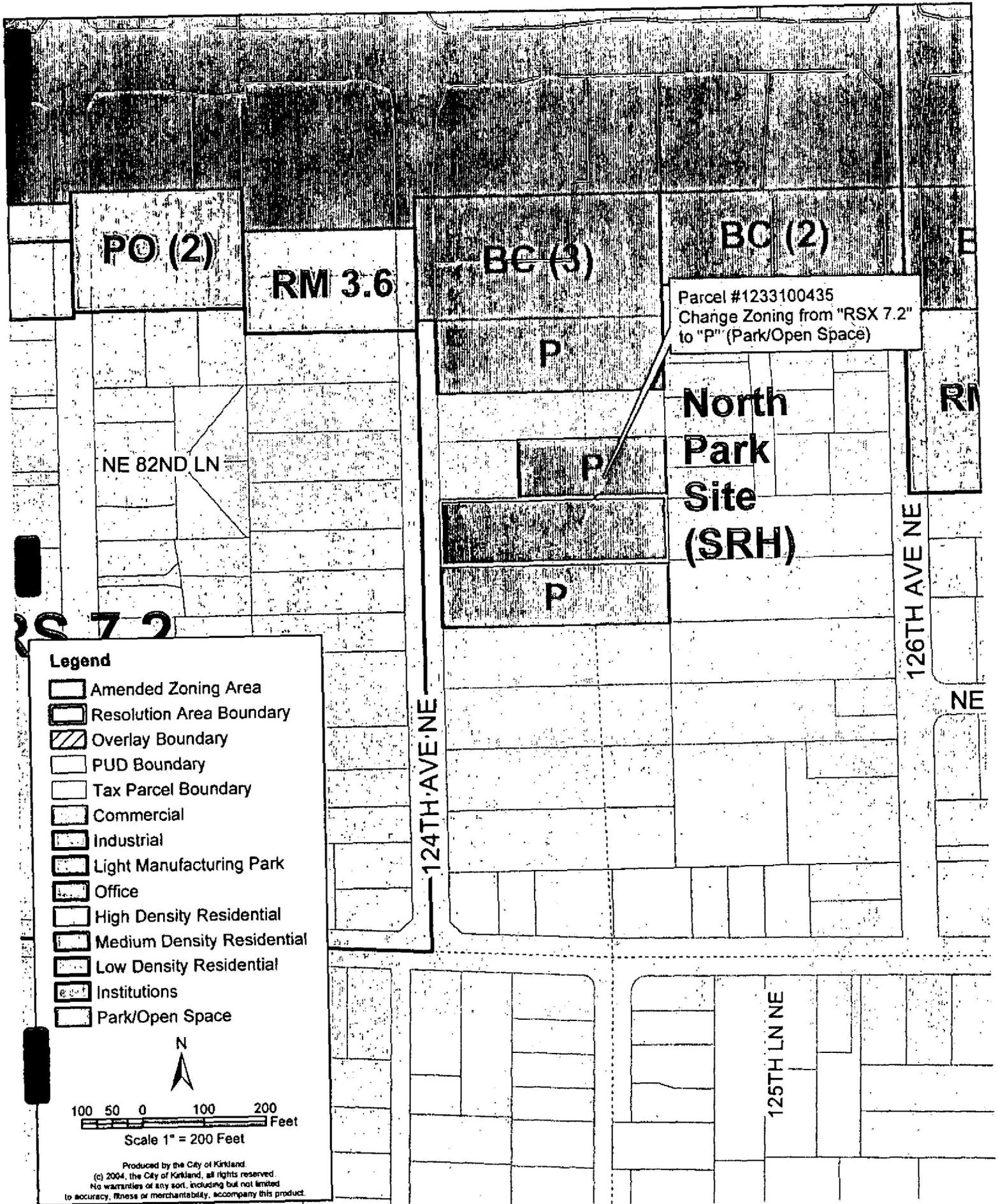
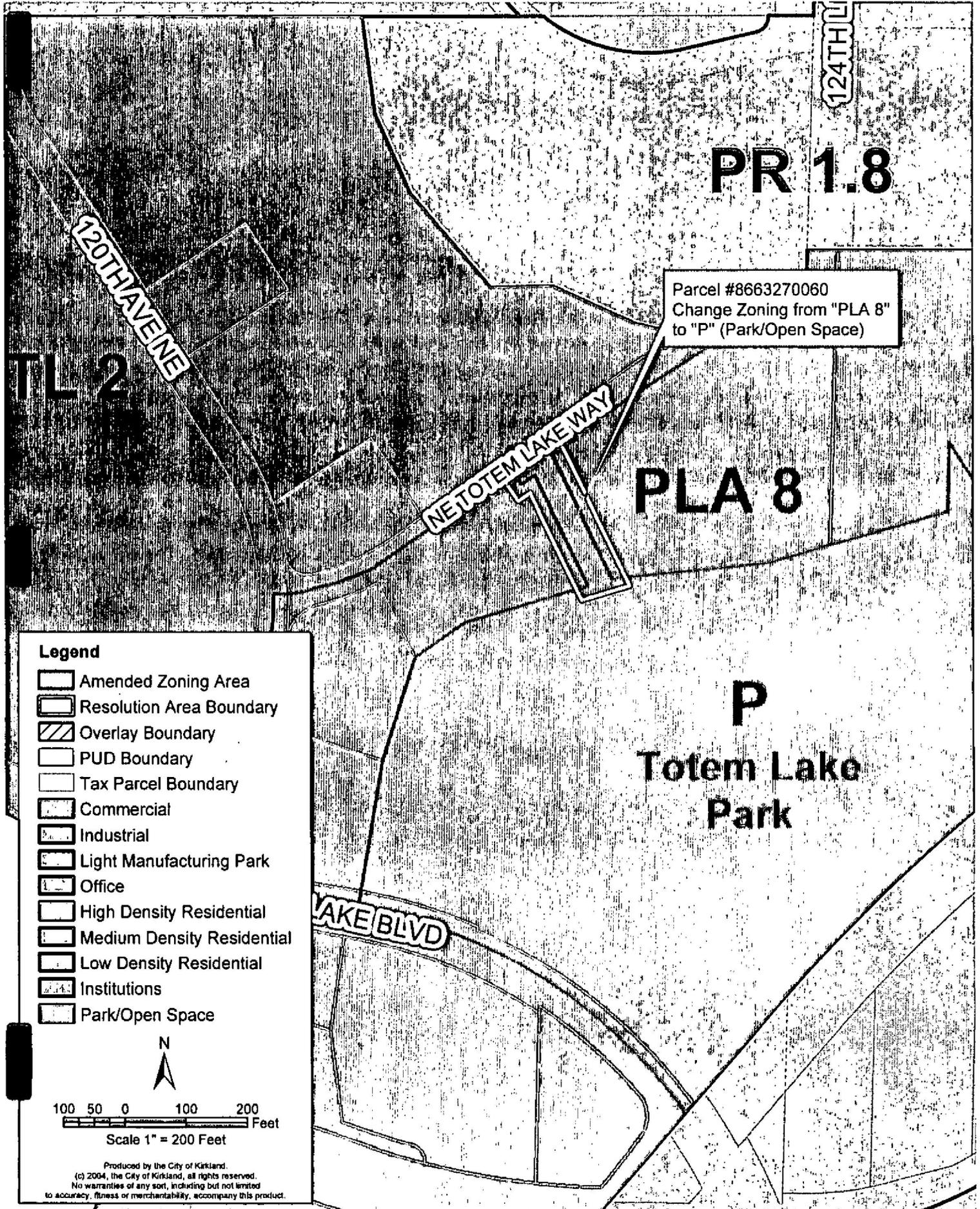


Exhibit E

Zoning Map Correction

0-3976



Legend

-  Amended Zoning Area
-  Resolution Area Boundary
-  Overlay Boundary
-  PUD Boundary
-  Tax Parcel Boundary
-  Commercial
-  Industrial
-  Light Manufacturing Park
-  Office
-  High Density Residential
-  Medium Density Residential
-  Low Density Residential
-  Institutions
-  Park/Open Space



100 50 0 100 200 Feet

Scale 1" = 200 Feet

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PUBLICATION SUMMARY
OF ORDINANCE NO. 3976

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING AND LAND USE AND AMENDING THE CITY OF KIRKLAND ZONING MAP (ORDINANCE 3710 AS AMENDED) TO CONFORM TO THE COMPREHENSIVE PLAN AND TO ENSURE CONTINUED COMPLIANCE WITH THE GROWTH MANAGEMENT ACT, FILE NO. IV-02-1.

Section 1. Addresses issuance and distribution of the Draft and Final Environmental Impact Statement; and transmittal of the revisions to the Zoning Map to the Washington State Department of Community, Trade and Economic Development at least 60 days prior to adoption.

Section 2. Amends the Kirkland Zoning Map as set forth in Exhibit A through E.

Section 3. Addresses severability.

Section 4. Directs the Director of Planning and Community Development to amend the official Zoning Map.

Section 5. Establishes that this ordinance will be effective within the disapproval jurisdiction of the Houghton community upon approval by the Houghton Community Council, or upon failure of said Community Council to disapprove this ordinance within 60 days of its passage.

Section 6. 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 said summary.

Section 7. Directs the City Clerk, to certify and forward a complete certified copy of this ordinance to the King County Department of Assessments.

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 in open meeting on the 14th day of December, 2004.

I certify that the foregoing is a summary of Ordinance 3976 approved by the Kirkland City Council for summary publication.

Attest:


City Clerk