

ORDINANCE 4005

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE FIRST RENEWAL OF INTERIM REGULATIONS FOR HOMELESS ENCAMPMENTS AS ESTABLISHED BY ORDINANCE 3989.

WHEREAS, the City has the authority to adopt interim zoning regulations pursuant to RCW 35A.63.220 and 36.70A.390; and

WHEREAS, the Kirkland City Council at its April 6, 2005, Council meeting, after public hearing, determined that there was a need for interim zoning regulations for the permitting of homeless encampments and passed Ordinance 3989; and

WHEREAS, the Kirkland City Council desires to extend the interim zoning ordinance for an additional six months while a permanent ordinance is being developed; and

WHEREAS, pursuant to RCW 35A.63.220 and 36.70A.390, a public hearing was held prior to the passage of this Ordinance;

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

Section 1. The Kirkland City Council makes the following findings:

- a. The purpose and intent of this Ordinance is to set forth interim regulations governing temporary use permits for homeless encampments.
- b. The City of Kirkland Zoning Code temporary use permit provisions do not currently provide sufficient frequency and duration for homeless encampments, once permitted.
- c. The City of Kirkland is working with the other King County cities and "A Regional Coalition for Housing" (ARCH) to develop common approaches for the regulation and permitting of homeless encampments.
- d. Until a new, permanent ordinance regarding the regulation and permitting of homeless encampments can be implemented; there is a need for an interim ordinance that specifically addresses the frequency and duration of homeless encampments.
- e. The Council finds that renewal or extension of Ordinance 3989 is necessary in order to prepare permanent regulations regarding homeless encampments.

Section 2. Ordinance 3989 is amended to renew its effect as an interim zoning ordinance for an additional six months. The interim zoning ordinance thereafter may be renewed for one or more six month periods if a subsequent public hearing is held and findings of fact are made prior to each renewal.

Section 3. Duration. This Ordinance shall be effective for six months. This Ordinance may be renewed for one or more six-month periods if a subsequent public hearing is held.

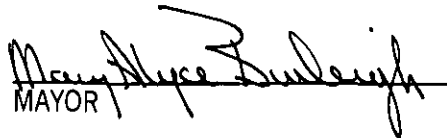
Section 4. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Section 5. Houghton Community Council. To the extent the subject of this Ordinance, pursuant to Ordinance No. 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 said Community Council to disapprove this Ordinance within 60 days of the date of passage of this Ordinance.


Section 6. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this 6th day of September, 2005.

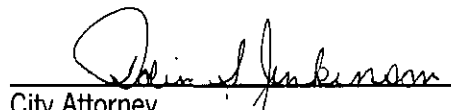
Signed in authentication thereof this 6th day of September, 2005.


MAYOR

Attest:


City Clerk

Approved as to Form:


City Attorney
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