

ORDINANCE 4046

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO FEES AND REIMBURSEMENT; AMENDING SECTION 5.74.070 (FEES CHARGED BY PLANNING DEPARTMENT) OF CHAPTER 5.74 (FEES AS REIMBURSEMENT) OF TITLE 5 (REVENUE AND FINANCE) OF THE KIRKLAND MUNICIPAL CODE, ESTABLISHING FEES FOR THE REVIEW OF PERSONAL WIRELESS SERVICE FACILITIES THROUGH PROCESS IIA, AND ESTABLISHING FEES FOR THE REVIEW OF MINOR MODIFICATIONS OF PERSONAL WIRELESS SERVICE FACILITIES.

WHEREAS, the City Council, on March 7, 2006 adopted Ordinance No. 4045 amending Chapter 117 (Personal Wireless Service Facilities) of Title 23 (the Kirkland Zoning Code) of the Kirkland Municipal Code; and

WHEREAS, said Ordinance resulted in changes to the processes by which certain Personal Wireless Service Facilities are reviewed; and

WHEREAS, it is necessary to amend Section 5.74.070 (Fees charged by planning department) of Chapter 5.74 (Fees as Reimbursement) of Title 5 (Revenue and Finance) of the Kirkland Municipal Code to be consistent with said Ordinance; and

WHEREAS, pursuant to the City of Kirkland's Concurrency Management System, KMC Title 25, this action is exempt from the concurrency management process; and

WHEREAS, pursuant to the State Environmental Policy Act, WAC 197-11-800(20), this action is exempt from the environmental review process;

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

Section 1. Section 5.74.070 of the Kirkland Municipal Code is hereby amended as follows:

1. Under the Fee Type heading "Planning Official Decisions", the Fee Type "Personal Wireless Service Facility Administrative Decision" shall be amended to read "Personal Wireless Service Facility Planning Official Decision"; and
2. Under the Fee Type heading "Planning Official Decisions", there shall be added a new Fee Type to read "Personal Wireless Service Facility Subsequent or Minor Modification", and a corresponding Fee Amount shall be established in the amount of \$600.00; and
3. Under the Fee Type heading "Process IIA Review", there shall be added a new Fee Type to read "Personal Wireless Service Facility Process IIA Review", and a corresponding Fee Amount shall be established in the amount of \$14,640.00.


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. This ordinance shall be in full force and effect thirty (30) 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 approved by the City Council, as required by law.

Section 4. 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 7th day of March, 2006.

SIGNED IN AUTHENTICATION thereof this 7th day of March, 2006.



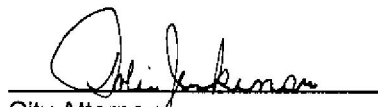
Mayor

Attest:



City Clerk

Approved as to Form:



City Attorney

ORDINANCE NO. 4046
PUBLICATION SUMMARY

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO FEES AND REIMBURSEMENT; AMENDING SECTION 5.74.070 (FEES CHARGED BY PLANNING DEPARTMENT) OF CHAPTER 5.74 (FEES AS REIMBURSEMENT) OF TITLE 5 (REVENUE AND FINANCE) OF THE KIRKLAND MUNICIPAL CODE, ESTABLISHING FEES FOR THE REVIEW OF PERSONAL WIRELESS SERVICE FACILITIES THROUGH PROCESS IIA, AND ESTABLISHING FEES FOR THE REVIEW OF MINOR MODIFICATIONS OF PERSONAL WIRELESS SERVICE FACILITIES.

Section 1. Identifies the specific amendments to Section 5.74.070 of Title 5 of the Kirkland Municipal Code.

Section 2. Addresses severability.

Section 3. 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 thirty days after publication of said summary.

Section 4. 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 at its regular meeting on the 7th day of March, 2006.

I certify that the foregoing is a summary of Ordinance 4046 approved by the Kirkland City Council for summary publication.

Attest:


City Clerk