

ORDINANCE O-4947

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING AND LAND USE AND AMENDING THE KIRKLAND ZONING CODE TO PROHIBIT CIVIL DETENTION CENTERS AS AN AUTHORIZED LAND USE, AS ADDRESSED IN FILE NO. CAM26-00426.

1 WHEREAS, Kirkland believes in the dignity, equality, justice, and constitutional, civil,
2 and human rights of all people; and
3

4 WHEREAS, the City of Kirkland opposes the use of any land, building, or property
5 within Kirkland for purposes of civil detention, whether such facilities or services are privately
6 operated or publicly operated, except to the extent the City must permit such facilities under
7 state law, because allowing such uses could result in detrimental impacts to surrounding land
8 uses, transportation, and the environment, as well as the health, safety, and welfare of the
9 people who live, work, and play in Kirkland; and
10

11 WHEREAS, civil detention facilities are types of public or private facilities used for the
12 detention of individuals in custody under process of law pending the outcome of legal
13 proceedings that are not used for punishment, correction, counseling, or rehabilitation related
14 to a criminal offense; and
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16 WHEREAS, currently in the Kirkland Zoning Code, private detention facilities are not
17 listed as an allowed use in any zones and, therefore, are not permitted within Kirkland; and
18

19 WHEREAS, given the existing definition of "government facilities" within the Kirkland
20 Zoning Code, civil detention centers owned or operated by any level of government would be
21 an allowed use in many zones within the city; and
22

23 WHEREAS, the City Council held a public hearing regarding this code amendment on
24 September 1, 2026, and considered all comments made at that public hearing, both written
25 and verbal; and
26

27 WHEREAS, pursuant to the State Environmental Policy Act (SEPA), there has been a
28 SEPA Addendum to the 2015 Comprehensive Plan Update and Totem Lake Planned Action
29 Ordinance Final Environmental Impact Statement issued by the responsible official prior to the
30 September 1, 2026 public hearing pursuant to WAC 197-11-625; and
31

32 NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:
33

34 Section 1. Section 5.10.335 of the Kirkland Zoning Code, and the corresponding
35 portions of the enacting ordinance, is amended to read as follows, with the new text shown in
36 underline; all other provisions of these sections remain unchanged and in full force:
37

38 **5.10.335 Government Facility**
39

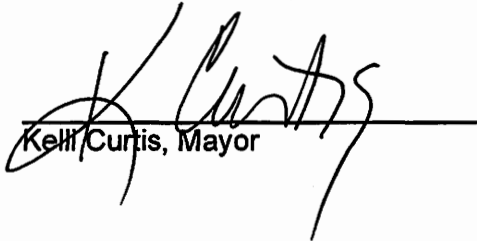
40 A use consisting of services and facilities operated by any level of government, excluding those
41 uses listed separately in this code and excluding civil detention facilities where persons are
42 detained in custody for any reason other than one related to a criminal offense, unless such a
43 civil detention facility is considered an essential public facility under WAC 365-196-550.
44

45 Section 2. If any provision of this ordinance or its application to any person or
46 circumstance is held invalid, the remainder of the ordinance or the application of the provision
47 to other persons or circumstances is not affected.

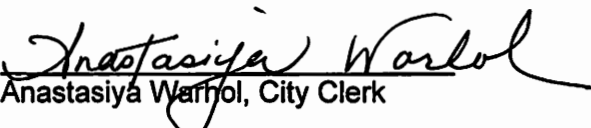
48
49 Section 3. This ordinance shall be in force and effect five days from and after its
50 passage by the Kirkland City Council and publication as required by law, in the summary form
51 attached to the original of this ordinance.

52
53 Passed by majority vote of the Kirkland City Council in open meeting this 1st day of
54 September, 2026.

55
56 Signed in authentication thereof this 1st day of September, 2026.

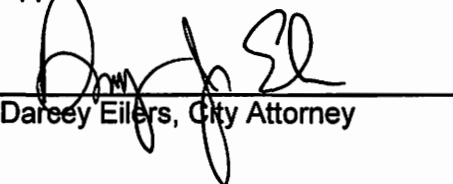

Kelli Curtis, Mayor

Attest:


Anastasiya Warhol, City Clerk

Approved as to Form:

Publication Date: September 7, 2026


Darcey Eilers, City Attorney

PUBLICATION SUMMARY
OF ORDINANCE NO. O-4947

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING AND
LAND USE AND AMENDING THE KIRKLAND ZONING CODE TO PROHIBIT
CIVIL DETENTION CENTERS AS AN AUTHORIZED LAND USE, AS
ADDRESSED IN FILE NO. CAM26-00426.

1 SECTION 1. Amends the definition of "government facility" contained in
2 Section 5.10.335 of the Kirkland Zoning Code.
3

4 SECTION 2. Provides a severability clause for the ordinance.
5

6 SECTION 3. Authorizes publication of the ordinance by summary and establishes the
7 effective date as five days after publication of summary.
8

9 The full text of this Ordinance will be mailed without charge to any person upon request
10 made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City
11 Council at its meeting on the 1st day of September, 2026.
12

13 I certify that the foregoing is a summary of Ordinance O-4947 approved by the Kirkland
14 City Council for summary publication.


Anastasiya Warhol, City Clerk