

RESOLUTION NO. 2113

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND, DIRECTING THE ISSUANCE OF SUBSTANTIAL DEVELOPMENT PERMIT NO. 7, BEING PLANNING DEPARTMENT FILE NO. SDP-71-7, SUBJECT TO CERTAIN CONDITONS.

BE IT RESOLVED BY the City Council of the City of Kirkland as follows:

WHEREAS, George E. Wainscott, Jr. has made and filed proper application for substantial Development Permit for repair and preservation of his existing pier with an extension to be located within the shoreline of Lake Washington on Lots 4 and 5, Block 167, Burke & Farrar's Kirkland Addition, Division No. 36, according to Plat thereof, records of King County, Washington, and

WHEREAS, pursuant to Section .01(1) of Ordinance No. 2165, relating to the issuance of substantial development permits, the Planning Commission following public hearing held on December 9, 1971, has recommended to the City Council approval of the request for said Substantial Development Permit, and

WHEREAS, on January 17, 1972, in regular meeting, the City Council did consider said application, the request and recommendation of the Planning Department and Planning Commission,

NOW, THEREFORE, the City Council does make the following Findings:

1. The property of applicant is located in an R-18.5 Single Family Zone classification which, by Section 5.2.70(1)(c) of Ordinance 709, the Kirkland Zoning Ordinance, allows piers upon authorization of a special permit by the Kirkland Planning Commission.

2. In regular meeting on December 9, 1971, such authorization of a special permit was granted to applicant by the Kirkland Planning Commission.

3. The maintenance, repair and extension of applicant's pier is a "substantial development within a shoreline of State wide significance" as defined in Chapter 286, Laws of 1971, First Ex Session of the State of Washington and requires a substantial development permit to be issued by the City of Kirkland pursuant to Ordinance No. 2165.

4. A site plan has been submitted to the City and was exhibited to the City Council at the time of its regular meeting. Said site plan is, by this reference, incorporated within the Findings of the City Council. Construction and size of the requested development must conform to the site plan.

5. The City Council finds that the proposal of applicant falls within the criteria for grant of substantial development permit as set forth in Section .05 of Ordinance 2165 and the principals for shoreline management as set forth in the City of Kirkland Waterfront Plans and Program adopted by Ordinance No. 2160.

Based upon the foregoing Findings, the Council makes the following order:

1. The substantial development permit applied for by George E. Wainscott, Jr., being Substantial Development Permit No. 7 (Planning Department File No. SDP-71-7) shall issue subject to the conditions set forth or included by reference in the foregoing Findings.

2. A certified copy of this Resolution and Order shall be attached to and become a part of the Substantial Development Permit or evidence thereof delivered to the permittee.

3. Nothing in this Permit shall be construed as excusing the applicant from compliance with any Federal, State or local Statutes, Ordinances or regulations applicable to this project other than the permit requirements of the Shoreline Management Act of 1971.

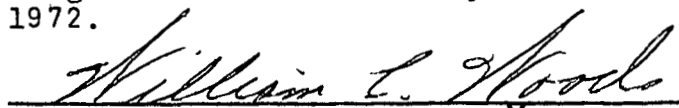
This permit may be rescinded pursuant to Section 14(7) of the Shoreline Management Act of 1971 in the event the permittee fails to comply with any condition hereof.

Construction pursuant to a permit shall not begin or be authorized until 45 days from the date of final approval by the local government or until all review proceedings initiated within said 45 days from the date of final approval by local government have been terminated.

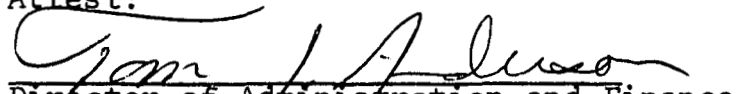
Pursuant to the Shoreline Management Act of 1971, and Section .08 of Ordinance 2165 of the City of Kirkland, certified or conformed copies of this Resolution shall be delivered to the following:

- A. The Applicant.
- B. The Kirkland Planning Department.
- C. The Kirkland Building Official
- D. The Department of Public Services for the City of Kirkland.
- E. The Department of Ecology for the State of Washington.
- F. The Office of the Attorney General, for the State of Washington.

ADOPTED in regular meeting of the Kirkland City Council on the 17th day of January, 1972.

  
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Mayor

Attest:

  
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Director of Administration and Finance  
(ex officio City Clerk)