

RESOLUTION NO. 2179

A RESOLUTION OF THE CITY OF KIRKLAND AUTHORIZING PARTICIPATION IN REGIONAL PLANNING UNDER THE SHORELINE MANAGEMENT ACT FOR LAKE WASHINGTON, APPROVING THE CREATION OF A TECHNICAL COMMITTEE TO CONDUCT SUCH PLANNING AND A REGIONAL CITIZENS COMMITTEE TO ACT AS ADVISOR TO SAID TECHNICAL COMMITTEE, AND APPOINTING REPRESENTATIVES THERETO.

WHEREAS, the shorelines and associated wetlands of Lake Washington constitute some of the most valuable and natural resources of the State of Washington, and

WHEREAS, Lake Washington, including its shorelands and associated wetlands constitute a shoreline of statewide significance, and

WHEREAS, Lake Washington, because of its proximity to the population center of the State is subject to varied and continuing pressures from both the public and private sectors for further development, and

WHEREAS, under the authority granted to the Department of Ecology under RCW 90.58.110, Lake Washington has been designated a region, including the shorelines and wetlands as defined in RCW 90.58.030(2)(d) which comprise Lake Washington and in addition all wetlands designated by the Department of Ecology pursuant to Chapter 173-18, 20, and 22, WAC, associated with Lake Washington, and

WHEREAS, the designated region encompasses eleven local governmental entities sharing local jurisdiction over the shoreline and wetlands of Lake Washington, and

WHEREAS, in conformance with the requirements attaching to the regional designation, it becomes the duty of each local governmental unit comprising the Lake Washington region to develop cooperatively with all other local governmental units within the region, consistent policies to be utilized by said local governments for developments on the shorelines and associated wetlands of Lake Washington, which policies after adoption for the region shall be incorporated into the master programs of each of the local governmental units comprising the region, and

WHEREAS, the Department of Ecology recognizes that the required regional planning will require resources over and above those needed for local shoreline planning efforts, and the Department desires, consistent with the provisions of RCW 39.34, the Inter-local Governmental Cooperation Act, to provide funding assistance in the form of a grant to a Technical Committee to be created for the purpose of developing cooperative policies, and

WHEREAS, the City of Kirkland has been authorized to accept said grant on behalf of the Technical Committee, and

WHEREAS, each governmental unit within the region shall seek and obtain full citizen input consistent with the final guidelines approved by the Department of Ecology for implementation of the Shoreline Management Act which citizen input shall address Lake Washington as a region, and

WHEREAS, each governmental unit in the region consistent with their authority under any and all applicable laws, should authorize the formation of a Technical Committee and provide a representative to said committee,

NOW, THEREFORE, BE IT RESOLVED by the CITY OF KIRKLAND as follows:

Section 1. THE CITY OF KIRKLAND will develop cooperatively with all other local governmental units within the region consistent policies to be utilized by each local government for developments upon the shorelines and wetlands associated with Lake Washington. Such policies, after adoption by the region, shall be incorporated into the master programs of each of the local governmental units comprising the region.

Section 2. THE CITY OF KIRKLAND authorizes and approves the creation of a technical committee composed of representatives of each of the local governmental units to carry out the cooperative development of policies in the manner set forth herein.

Gerald Link and John Spangenberg are hereby appointed to serve on said Technical Committee as the representatives of the City of Kirkland. The Technical Committee shall complete, in a satisfactory and proper manner (as determined by the Department of Ecology within the approval, review and appellate procedures provided for in the Shoreline Management Act) the following services:

A. Establish consistent policies for the shorelines and associated wetlands of Lake Washington, which policies shall be consistent with the policies of the Shoreline Management Act, RCW Chapter 90.58 and the guidelines adopted by the Department of Ecology pursuant to said act. Lake Washington being a shoreline of statewide significance, the Technical Committee in developing these policies shall give preference to the uses in the following order of preference, which

(1) Recognize and protect the statewide interest over local interest;

(2) Preserve the natural character of the shoreline;

(3) Result in long term over short term benefit;

(4) Protect the resources and ecology of the shoreline;

(5) Increase public access to publically owned areas of the shoreline;

(6) Increase recreational opportunities for the public on the shoreline;

(7) Provide for any other element as defined in Section 10 of the Act deemed appropriate or necessary.

B. Consistent with the Act and Guidelines, the Technical Committee is encouraged to formulate policies for all areas of Lake Washington, including its shorelands and associated wetlands, that either require or would materially benefit from coordinated planning. As a minimum, the Technical Committee shall be required to formulate specific policies for the following:

(1) Bulkheads (including rip rap). Extent; areas of low priority for placement;

(2) Breakwaters. Extent; floating versus permanent; areas of low priority for placement;

(3) Landfill (over the water). Extent; areas where prohibited; allowable land uses to be made thereof;

(4) Marinas, Moorages and Boat Access. Overall determination of boating needs; priorities for marina location, including areas for low priority; public versus private availability for use as well as public versus private ownership; extent of water coverage; location priorities, such as within developed as opposed to natural areas;

(5) Multi-Family structures. Prohibition of over the water location; height restrictions; space requirements; low priority for parking near the water;

(6) Piers and Docks. Criteria for length, density, spacing, multiple use;

(7) Parks and Open Space. Outdoor recreation policy; open space needs; location criteria;

(8) Marshes and Estuaries. Policy and priorities for conservation;

(9) Public access. Policies for increased access; examination of regional trails system; setback policies for major developments;

(10) Commercial and Industrial Development and Transportation facilities. Locational policies; priority for shoreline location; design criteria;

(11) Other items deemed significant by the Technical Committee.

C. In addition, the Technical Committee shall:

1. Hold at least one public meeting prior to the adoption of regional policies;
2. Develop policies for monitoring shoreline and wetland development by local governments following the adoption of local master programs, and
3. Insure that all actions undertaken pursuant to this agreement conform to the State Environmental Policy Act, Chapter 43.21 RCW.

Section. 4. The creation of a regional citizens Advisory Committee to the Technical Committee is hereby approved and Donald Davidson a member of the local Shoreline Management Citizens Advisory Committee is hereby appointed to serve as representative on the Regional Citizens Committee. Upon recommendation of the local member of the Technical Committee, the local Planning Director or local Chief Administrative Officer, additional members of the local Citizens Advisory Committee may be designated by the local Chief Administrative Officer to serve on the Regional Citizens Advisory Committee.

Section 6. A copy of the Planning Grant Agreement, entered into between the Department of Ecology and the City of Kirkland is attached to this Resolution and to the extent it may be required under RCW 39.34 the Inner Local Governmental Cooperation Act, said Agreement is concurred in.

PASSED By a majority vote of the Kirkland City Council in regular meeting on the 16th day of April, 1973.

William E. Woods
Presiding Officer

Attest:

Tom J. Aderson
Clerk