

RESOLUTION NO. R -2368

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AMENDING THE INTERIM LAND USE POLICY FOR THE CITY OF KIRKLAND AS DECLARED IN RESOLUTION NO. 2249 AS AMENDED AND AMENDING SECTIONS 4 AND 7 THEREOF.

WHEREAS, the Kirkland City Council by Resolution No. 2249 adopted May 20, 1974 and thereafter amended, did acknowledge that the Comprehensive plans for the former Cities of Kirkland and Houghton no longer reflect currently held values of the community in regard to planning and land use development and it further recognized the necessity of establishing a new land use policy plan or comprehensive plan for the consolidated City of Kirkland consistent with the environmental mandate contained in the State Environmental Policy Act, and

WHEREAS, the City Council did further in said Resolution, declare an interim policy, and

WHEREAS, greater detailed information in regard to steep and hazardous slope areas and land surface modifications are now available to the City,

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

Section 1. Section 4 of Resolution No. 2249 be and it hereby is amended to read as follows:

"Section 4. The City Council further declares that until such time as a new land use policy plan can be prepared and adopted, with the exception of the more recently adopted plans for the Totem Lake Annexation area and the Kirkland shoreline subject to the Shoreline Management Act, the following actions are found to be those which current land use plans do not adequately address with standards and criteria. There is not sufficient understanding and consensus of the consequences of such actions upon present community values and future goals and resources. Therefore, the City Council directs that no application requesting any of the following actions shall be accepted or processed by the city until completion and adoption of a new land use policy plan:

- "A. Single Family residential land use density increases greater than one increment and all changes increasing multi-family densities as found in the density classifications of Kirkland Zoning Ordinance No. 2181 as amended.
- "B. Land use changes.
- "C. Comprehensive Plan amendments.
- "D. Planned Unit Developments in areas zoned single family which propose an increase in density in excess of 10% of the underlying zone, or such Planned Unit Development where its bulk or character is inconsistent with an existing surrounding single family neighborhood.
- "E. Those land use actions which, subsequent to the preparation of an Environmental Assessment or Environmental Impact Statement pursuant to the State Environmental Policy Act are found by the city council to be:
- "1. Precedent setting.
 - "2. Proposals where environmental effects are singularly insignificant, but many similar actions could have a sizable cumulative negative environmental effect.
- "F. Proposals for [grading, clearing, excavation, filling] land modifications as defined in the Uniform Building Code as amended or development actions which are [+] located in a geographical area identified as a Class 2 or Class 3 slope as contained in the Hazardous Slope Map as provided in Resolution No. R-2241, unless such land modification is consistent with the land modification procedures of the Uniform Building Code, Ordinance No. 2193 as amended, and where located in a geographical area identified as a Class 2 or Class 3 slope, a geologic analysis prepared by a licensed professional soil engineer or engineering geologist has been submitted and approved pursuant to procedures of the Department of Community Development.

["1. -- Located in a geographical area identified as a hazardous slope area as provided in Resolution No. R-2241;

"2. -- Located in a geographical area identified as having severe limitations for development as mapped in Land Natural Elements, 1970, Kirkland Planning Department,

"3. -- Served by inadequate water, sewer, storm drainage or transportation systems as determined by the Public Service Department, unless such action proposes the improvement of any deficient system to minimum City standards and at the expense of the private sponsor]

["6. -- Proposals for vegetation removal (trees, shrubs, and grounds) and/or grading, excavation or filling of materials:

"1. -- Prior to the issuance of a Building Permit at such property or site.

"2. -- Which are not accompanied by a bond adequate in amount and conditions to guarantee restoration of the site to prevent erosion, hazards to adjacent properties, or an increase of sediments in watercourses in the event the site has been modified by vegetation removal, grading, excavation or filling of materials and construction does not occur.]

"G. Proposals for development actions which are served by inadequate water, sewer or storm drainage or transportation systems as determined by the Public Service Department and Department of Community Development, unless such action proposes the improvement of any deficient system to minimum City standards and at the expense of the private sponsor."

Section 2. Section 7 of Resoution No. 2249 be and it hereby is amended to read as follows:

"Section 7. This Resolution and the policy herein adopted shall be brought before the City Council for its review and reconsideration on or before the first regular meeting in January [1976] 1977 or at the first regular council meeting following final adoption of the Land Use Policy Plan for the consolidated City of Kirkland, whichever shall first occur."

Section 3. The interim policy is adopted by Resolution No. R-2249 as heretofore amended by Resolution Nos. 2287 and 2302, is in all other respects ratified and confirmed.

ADOPTED by a majority vote of the Kirkland City Council in regular meeting on the 17th day of May, 1976.

Robert K. Hei
Mayor

ATTEST:

Tom Aduson
Director of Administration & Finance
(ex officio City Clerk)