

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF A CONDITIONAL USE PERMIT AS APPLIED FOR IN DEPARTMENT OF COMMUNITY DEVELOPMENT FILE NO. CZ-82-49, BY CHEVRON U.S.A., INC. TO CONSTRUCT A PAY BOOTH AT END OF EXISTING GASOLINE PUMPS BEING WITHIN A COMMUNITY BUSINESS ZONE, AND SETTING FORTH CONDITIONS TO WHICH SUCH CONDITIONAL USE PERMIT SHALL BE SUBJECT.

WHEREAS, the Department of Community Development has received an application for a CONDITIONAL USE PERMIT filed by Chevron U.S.A., Inc., the owner of said property described in said application and located within a BC zone.

WHEREAS, the application has been submitted to the Kirkland Planning Commission who held hearing thereon at their regular meeting of August 19, 1982, and

WHEREAS, pursuant to City of Kirkland Ordinance No. 0-2473 concerning environmental policy and the State Environmental Policy Act, the responsible official of the City of Kirkland has declared this action exempt in accordance with Washington Administrative Code 197.70(1)(c), and

WHEREAS, the Kirkland Planning Commission after their public hearing and consideration of the recommendations of the Department of Community Development did adopt certain Findings, Conclusions and Recommendations and did recommend approval of the CONDITIONAL USE PERMIT subject to the specific conditions set forth in said recommendations, and

WHEREAS, the City Council, in regular meeting, did consider the recommendation of the Planning Commission.

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

Section 1. The Findings, Conclusions and Recommendations of the Kirkland Planning Commission as signed by the Chairperson thereof and filed in the Department of Community Development File No. CZ-82-49 are adopted by the Kirkland City Council as though fully set forth herein.

Section 2. The CONDITIONAL USE PERMIT shall be issued to the applicant subject to the conditions set forth in the Recommendations hereinabove adopted by the City Council.

Section 3. A certified copy of this Resolution, together with the Findings, Conclusions and Recommendations therein adopted shall be attached to and become a part of the CONDITIONAL USE PERMIT or evidence thereof delivered to the permittee.

Section 4. Nothing in this resolution 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 expressly set forth herein.

Section 5. Failure on the part of the holder of the permit to initially meet or maintain strict compliance with the standards and conditions to which the CONDITIONAL USE PERMIT is subject shall be grounds for revocation in accordance with Ordinance No. 2183, the Kirkland Zoning Ordinance.

Section 6. Certified or conformed copies of this Resolution shall be delivered to the following:

- (a) Applicant
- (b) Department of Community Development of the City of Kirkland
- (c) Fire and Building Departments of the City of Kirkland
- (d) Public Service Department of the City of Kirkland
- (e) Project and Construction Management Division of the Public Services Department of the City of Kirkland
- (f) The Office of the Director of Administration and Finance (ex officio City Clerk) for the City of Kirkland.

Passed by majority vote of the Kirkland City Council on the 7th day of September, 1982.

SIGNED IN AUTHENTICATION THEREOF on the 7th day of September, 1982.

Mayor

ATTEST:

Director of Administration and Finance
(Ex officio City Clerk)

1456B/bk

REVISED RESOLUTION NO. 2953

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF A CONDITIONAL USE PERMIT AS APPLIED FOR IN DEPARTMENT OF COMMUNITY DEVELOPMENT FILE NO. CZ-82-49, BY CHEVRON U.S.A., INC. TO CONSTRUCT A PAY BOOTH AT END OF EXISTING GASOLINE PUMPS BEING WITHIN A COMMUNITY BUSINESS ZONE, AND SETTING FORTH CONDITIONS TO WHICH SUCH CONDITIONAL USE PERMIT SHALL BE SUBJECT.

WHEREAS, the Department of Community Development has received an application for a CONDITIONAL USE PERMIT filed by Chevron U.S.A., Inc., the owner of said property described in said application and located within a BC zone.

WHEREAS, the application has been submitted to the Kirkland Planning Commission who held hearing thereon at their regular meeting of August 19, 1982, and

WHEREAS, pursuant to City of Kirkland Ordinance No. O-2473 concerning environmental policy and the State Environmental Policy Act, the responsible official of the City of Kirkland has declared this action exempt in accordance with Washington Administrative Code 197.70(1)(c), and

WHEREAS, the Kirkland Planning Commission after their public hearing and consideration of the recommendations of the Department of Community Development did adopt certain Findings, Conclusions and Recommendations and did recommend approval of the CONDITIONAL USE PERMIT subject to the specific conditions set forth in said recommendations, and

WHEREAS, the City Council, in regular meeting, did consider the recommendation of the Planning Commission.

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

Section 1. The Findings, Conclusions and Recommendations of the Kirkland Planning Commission as signed by the Chairperson thereof and filed in the Department of Community Development File No. CZ-82-49 are adopted by the Kirkland City Council as though fully set forth herein, except for recommendations 2a and 3b and Conclusion 2 on page 3 which are not adopted. Further, the Council concludes that the public safety would not be served in this case by requiring the installation of 4 foot high shrubs around the site perimeter.

Section 2. The CONDITIONAL USE PERMIT shall be issued to the applicant subject to the conditions set forth in the Recommendations hereinabove adopted by the City Council, except for conditions 2a and 3b which are not adopted.

Section 3. A certified copy of this Resolution, together with the Findings, Conclusions and Recommendations therein adopted shall be attached to and become a part of the CONDITIONAL USE PERMIT or evidence thereof delivered to the permittee.

Section 4. Nothing in this resolution 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 expressly set forth herein.

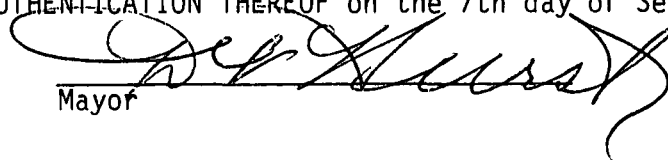
Section 5. Failure on the part of the holder of the permit to initially meet or maintain strict compliance with the standards and conditions to which the CONDITIONAL USE PERMIT is subject shall be grounds for revocation in accordance with Ordinance No. 2183, the Kirkland Zoning Ordinance.

Section 6. Certified or conformed copies of this Resolution shall be delivered to the following:

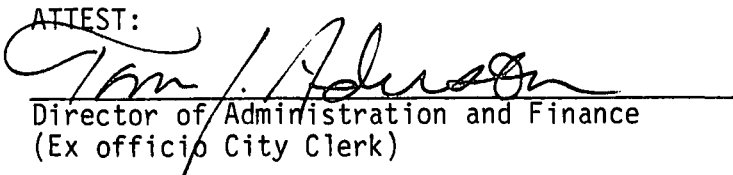
- (a) Applicant
- (b) Department of Community Development of the City of Kirkland
- (c) Fire and Building Departments of the City of Kirkland
- (d) Public Service Department of the City of Kirkland
- (e) Project and Construction Management Division of the Public Services Department of the City of Kirkland
- (f) The Office of the Director of Administration and Finance (ex officio City Clerk) for the City of Kirkland.

Passed by majority vote of the Kirkland City Council on the 7th day of September, 1982.

SIGNED IN AUTHENTICATION THEREOF on the 7th day of September, 1982.



 Mayor

ATTEST:


 Director of Administration and Finance
 (Ex officio City Clerk)

1456B/bk