

## RESOLUTION NO. 3009

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF AMENDED PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT PERMITS AS APPLIED FOR IN DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT FILE NO. III-83-9, BY CUMBERLAND NORTHWEST, INC. TO AMEND APPROVED PRELIMINARY AND FINAL PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT PERMITS AND TO SUBMIT FOR REVIEW DETAILS OF THE FREESTANDING RESTAURANT IN THE NORTHWEST CORNER OF THE PARKPLACE SITE BEING WITHIN THE PLANNED AREA 4 ZONE, AND SETTING FORTH CONDITIONS TO WHICH SUCH PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT AMENDMENT SHALL BE SUBJECT.

WHEREAS, the Department of Planning and Community Development has received an application for a filed by Cumberland Northwest, Inc., the owner of said property described in said application and located within the Planned Area 4 zone.

WHEREAS, the application has been submitted to the Kirkland Planning Commission who held hearing thereon at their regular meeting of March 3, 1983, and

WHEREAS, pursuant to City of Kirkland Ordinance No. 0-2473 concerning environmental policy and the State Environmental Policy Act, an environmental checklist was submitted with the original Planned Unit Development application to the City of Kirkland, reviewed by the responsible official of the City of Kirkland and a negative declaration reached, and

WHEREAS, neither proposed deletion of the last sentence of condition 2.i. nor the final detailing of the restaurant changes the proposal in terms of SEPA "proposed action"; and

WHEREAS, no additional SEPA compliance was required by the City in this case, and

WHEREAS, the Kirkland Planning Commission after their public hearing and consideration of the recommendations of the Department of Planning and Community Development did adopt certain Findings, Conclusions and Recommendations and did recommend approval of the PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT AMENDMENT subject to the specific conditions set forth in said recommendations, and

WHEREAS, the City Council, in regular meeting, did consider the environmental documents received from the responsible official, together with 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 Planning and Community Development File No. III-83-9 are adopted by the Kirkland City Council as though fully set forth herein.

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Section 2. The AMENDED PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT PERMITS shall be issued to the applicant subject to the conditions set forth in the Recommendations hereinabove adopted by the City Council.

Section 3. 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 4. 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 AMENDED PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT PERMITS are subject shall be grounds for revocation in accordance with Ordinance No. 2183, the Kirkland Zoning Ordinance.

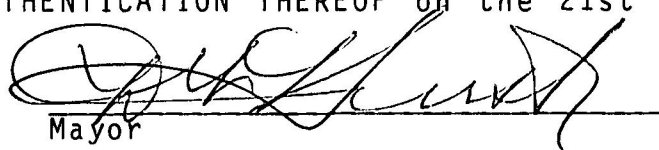
Section 5. A certified copy of this Resolution, together with the Findings, Conclusions and Recommendations therein adopted shall be attached to and become a part of the AMENDED PRELIMINARY AND FINAL PLANNED UNIT DEVELOPMENT PERMITS or evidence thereof delivered to the permittee.

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


- (a) Department of Planning and Community Development of the City of Kirkland
- (b) Fire and Building Departments of the City of Kirkland
- (c) Public Works Department of the City of Kirkland
- (d) Project and Construction Management Division of the Public Works Department of the City of Kirkland
- (e) 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 21st day of March, 1983.

SIGNED IN AUTHENTICATION THEREOF on the 21st day of March, 1983.

  
Mayor

ATTEST:

  
Director of Administration and Finance  
(Ex officio City Clerk)

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