

RESOLUTION NO. 3492

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND APPROVING THE ISSUANCE OF A PROCESS III PERMIT AS APPLIED FOR IN DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT FILE NO. III-88-62, BY THE SKINNER DEVELOPMENT COMPANY FOR A FINAL MASTER PLAN TO CONSTRUCT A 135-UNIT MULTIFAMILY DEVELOPMENT BEING WITHIN A PLA-15B ZONE, AND SETTING FORTH CONDITIONS TO WHICH SUCH PROCESS III PERMIT SHALL BE SUBJECT.

WHEREAS, the Department of Planning and Community Development has received an application for a Process III Permit filed by The Skinner Development Company, the owner of said property described in said application and located within PLA 15B zone.

WHEREAS, the application has been submitted to the Houghton Community Council which held a courtesy hearing thereon at its regular meeting of September 26, 1988; and

WHEREAS, the application has been submitted to the Kirkland Planning Commission which held hearing thereon at its regular meeting of October 6, 1988; and

WHEREAS, pursuant to the State Environmental Policy Act, RCW 43.21C and the Administrative Guideline and local ordinance adopted to implement it, an addendum to the existing Draft and Final Environmental Impact Statement was prepared; and

WHEREAS, said addendum has been available and accompanied the application through the entire review process; and

WHEREAS, the Houghton Community Council and the Kirkland Planning Commission after their public hearings 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 Process III permit 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 Houghton Community Council and Planning Commission.

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

Section 1. The findings, conclusion, and recommendation of the Kirkland Planning Commission as signed by the Chairperson thereof and filed in the Department of Planning and Community Development File No. III-88-62 are adopted by the Kirkland City Council as though fully set forth herein, except Recommendation C7 which is not adopted. In place of Recommendation C7, the applicant, prior to issuance of a final building permit, shall submit for approval by the Department of Planning and Community Development, together with an easement, plans detailing the location and construction of the public pedestrian trail to be located within the north parcel of the Master Plan.

Section 2. The Process III permit 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, ordinance, 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 Process III permit is subject shall be grounds for revocation in accordance with Ordinance No. 2740, as amended, the Kirkland Zoning Ordinance.

Section 5. Notwithstanding any recommendations heretofore given by the Houghton Community Council, the subject matter of this resolution and the Permit herein granted are, pursuant to Ordinance 2001, subject to the disapproval jurisdiction of the Houghton Community Council and, therefore, this resolution shall become effective only upon approval of the Houghton Community Council or the failure of said Community Council to disapprove this resolution within sixty days of the date of the passage of this resolution.

Section 6. A certified copy of this resolution, together with the findings, conclusions, and recommendations herein adopted shall be attached to and become a part of the Process III permit or evidence thereof delivered to the permittee.

Section 7. 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) The City Clerk for the City of Kirkland.

PASSED by majority vote of the Kirkland City Council on the 15th day of November, 1988.

SIGNED IN AUTHENTICATION THEREOF on the 15th day of November, 1988.

Loris Cooper

 Mayor

ATTEST:

Jamie Roney

 City Clerk