

RESOLUTION NO. R-3586

A RESOLUTION 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-89-85 BY THE KIRKLAND PARKS DEPARTMENT BEING WITHIN A P 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 Kirkland Parks Department, representing the owner of said property described in said application and located within P zone.

WHEREAS, the application has been submitted to the Hearing Examiner who held hearing thereon at his regular meeting of January 3, 1990; and

WHEREAS, pursuant to the State Environmental Policy Act, RCW 43.21C, and the Administrative Guideline and local ordinance adopted to implement it, an environmental checklist has been submitted to the City of Kirkland, reviewed by the responsible official of the City of Kirkland, and a negative determination reached; and

WHEREAS, said environmental checklist and determination have been available and accompanied the application through the entire review process; and

WHEREAS, the Hearing Examiner, after his 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 Process III Master Plan Permit, subject to the specific conditions set forth in said recommendation; and

WHEREAS, the City Council, in regular meeting, did consider the environmental documents received from the responsible official, together with the recommendation of the Hearing Examiner, as well as timely filed challenges to said recommendation; and

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

Section 1. The findings of the Hearing Examiner as signed by him and filed in the Department of Planning and Community Development File No. III-89-85, page 2 through 7 are adopted by the Kirkland City Council as though fully set forth herein.

Section 2. The conclusions of the Hearing Examiner, as signed by him and filed in the Department of Planning and Community Development File No. III-89-85, pages 7 through 9, accurately set forth the conclusions of the Kirkland City

Council and are adopted as though fully set forth herein, except Conclusions II.D. and II.E. The Kirkland City Council concludes that there are public welfare and safety issues, such as traffic circulation, street improvements, and pedestrian safety raised in the record which should be addressed.

Section 3. The recommendations of the Hearing Examiner, as signed by him and filed in the Department of Planning and Community Development File No. III-89-85, pages 9 through 12, are adopted by the Kirkland City Council as though fully set forth herein, except as otherwise provided in this section:

a. For zoning code purposes relating to this permit, 6th Street, between 18th and 19th Avenues, will not be a through street. The applicant will install security gates and a "No Through Traffic" type sign. The applicant may install speed bumps, as may be directed by the Public Works, Planning, and Police Departments.

b. The applicant will be required to install storm water drainage ditch and sidewalk half-street improvements on 6th Street, north of 19th Avenue, rather than "full" half-street improvements, and the existing bollards must be moved within two feet of the existing asphalt pavement.

c. The applicant will not be required to submit landscape maintenance agreements for NE 104th Street and 108th Avenue NE.

d. The applicant will install a concrete path on 18th and 19th Avenues, between the park and the junior high school parking lot, regardless of outcome of overflow parking issue.

e. The applicant will provide additional on-site overflow parking as is determined feasible and necessary by the City Council.

f. The applicant will not be required to include a statement that the existing little league and soccer fields will not be replaced by an adult softball field.

g. The applicant will install signs prohibiting on-street parking or street information signs as requested by the Public Works, Planning, and Police Departments.

h. The applicant will have a study completed which examines the need for stop signs on 18th and 19th Avenues, between the park and Market Street, but only within a year after occupancy.

Section 4. The Process III master plan permit shall be issued to the applicant subject to conditions set forth in the recommendations adopted by the City Council or otherwise provided hereinabove.

Section 5. 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 6. 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 Process III Master Plan Permit is subject shall be grounds for revocation in accordance with Ordinance 2740, as amended, the Kirkland Zoning Ordinance.

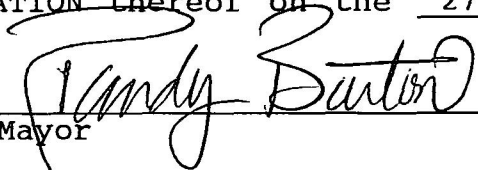
Section 7. A certified copy of this resolution, together with the findings, conclusions, and recommendations herein adopted shall be attached to and become a part of the Process III Master Plan Permit or evidence thereof delivered to the permittee.

Section 8. Certified or conformed copies of this resolution shall be delivered to the following:

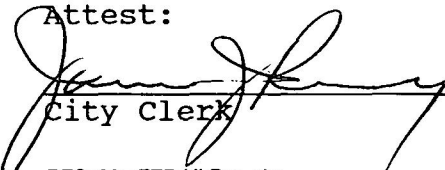
- (a) Department of Planning and Community Development of the City of Kirkland
- (b) Fire and Building Departments of the City of Kirkland
- (c) Public Works Department of the City of Kirkland
- (d) The City Clerk for the City of Kirkland.

PASSED by majority vote of the Kirkland City Council on the 27th day of February, 1990.

SIGNED IN AUTHENTICATION thereof on the 27th day of February, 1990.



Mayor

Attest:


City Clerk

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