

ORDINANCE NO. 4179

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ZONING AND LAND USE AND REPEALING ORDINANCE NO. 4149 WHICH ADOPTED INTERIM ZONING REGULATIONS LIMITING THE HEIGHT OF BUILDINGS WITHIN CENTRAL BUSINESS DISTRICT (CBD) ZONE 1.

WHEREAS, on October 21, 2008, the Kirkland City Council passed Ordinance No. 4149, adopting an interim zoning regulation within Central Business District Zone 1, which provided that no building within Design District 1A as designated in the Moss Bay Neighborhood portion of the Comprehensive Plan could be higher than three stories and no building in Design District 1B as designated in the Moss Bay Neighborhood portion of the Comprehensive Plan could be higher than four stories; and

WHEREAS, Ordinance No. 4149 further provided that within Central Business District Zone 1, no portion of a structure within one hundred (100) feet of Lake Street or Lake Street South could be higher than two stories; and

WHEREAS, Ordinance No. 4149 identified the concerns which caused the City Council to adopt interim regulations while it considered whether permanent Zoning Code amendments should be adopted; and

WHEREAS, Ordinance No. 4149 adopted findings and conclusions supporting its action adopting the interim regulations; and

WHEREAS, the City Council held study sessions on October 16, November 10, November 24, and December 16, 2008, to consider the issues, review solutions, and provide staff with direction on draft regulations and guidelines; and

WHEREAS, at the request of the City Council, the Design Review Board held study sessions on November 17 and December 12, 2008, and January 5, 2009, to advise the City Council on Zoning Code and design issues; and

WHEREAS, on December 23, 2008, draft regulations were forwarded to the Washington State Department of Community, Trade and Economic Development, as required by RCW 36.70A.106, for expedited review; and

WHEREAS, on March 3, 2009, after a public hearing, the City Council passed Ordinance Nos. 4177 and 4178, amending the Zoning Code and amending the Zoning Map, respectively, to address the identified concerns; and

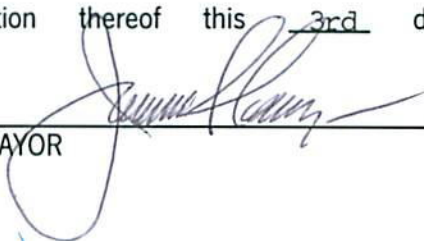
NOW THEREFORE, the City Council of the City of Kirkland do ordain as follows:

Section 1. Ordinance 4149, passed October 21, 2008, is hereby repealed.

Section 2. This Ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting
this 3rd day of March, 2009.

Signed in authentication thereof this 3rd day of
March, 2009.



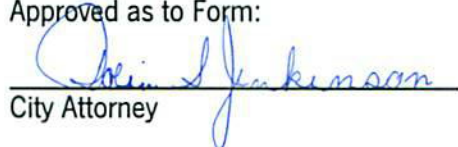
MAYOR

Attest:



City Clerk

Approved as to Form:



City Attorney