

0020.20017
/jeh
3/2/92
Rev. 3/3/92

Water Service Extension to
MPDs

ORDINANCE NO. 1674

ORIGINAL

AN ORDINANCE OF THE CITY OF REDMOND,
WASHINGTON, AMENDING SUBSECTIONS
13.36.020(A)(9) AND 13.36.030(A)(3) OF THE
REDMOND MUNICIPAL CODE TO MODIFY THE
REQUIREMENTS FOR EXTENSION OF UTILITY SERVICE
OUTSIDE CITY LIMITS.

WHEREAS, subsections 13.36.020(A)(9) and 13.36.030(A)(3) of the Redmond Municipal Code, enacted as part of Ordinance 1437 of the City, require that all properties seeking extension of utility service outside City limits must consent to land use restrictions which will ensure compliance with the City's Comprehensive Plan, Zoning Code and building regulations, and that all applications for service must contain a statement of such compliance, and

WHEREAS, the City has recently designated certain areas on its Official Land Use Map as "Study Areas," meaning that the City has yet to establish a final land use designation and will do so only after further study, and

WHEREAS, the City Council has determined that flexibility is needed in order to provide utility service outside the City's boundaries in those Study Areas which lie within the City's ultimate sewer and water service boundaries, and the Council has determined that subsections 13.36.020(A)(9) and 13.36.030(A)(3) should be amended to maintain that flexibility, now, therefore,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON,
HEREBY ORDAINS AS FOLLOWS:

Section 1. Extension Criteria. Subsection

13.36.020(A)(9) of the Redmond Municipal Code is hereby amended to read as follows:

- (9) A restriction on the use of the property which will ensure that any development or redevelopment meets the requirements of the City's Comprehensive Plan, Zoning Code and building regulations: provided, that such restriction may not be required, or an alternative restriction may be substituted, when:
- (a) the utility extension is requested to serve property which, at the time of the request, is designated "Study Area" by the City's Land Use Plan Map; and
 - (b) the development or redevelopment meets the requirements of the County's adopted Comprehensive Plan; and
 - (c) the City Council finds that it is in the best interest of the City to approve the requested extension of utility service.

Section 2. Application for Service. Subsection

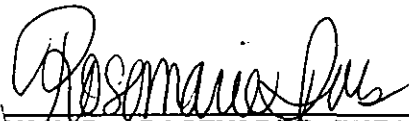
13.36.030(A)(3) of the Redmond Municipal Code is hereby amended to read as follows:

3. A statement of the nature of the proposed development and its conformance with the requirements of the City's comprehensive plan, zoning code and building regulations, or, if the proposed development is within a designated Study Area on the City's Land Use Map, a statement of the nature of the proposed development and its conformance with the County's adopted Comprehensive Plan; and

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of the attached summary which is hereby approved.

APPROVED:



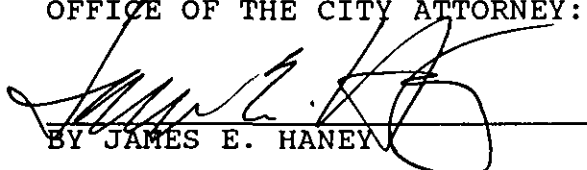
MAYOR, ROSEMARIE IVES

ATTEST/AUTHENTICATED:



CITY CLERK, DORIS A. SCHAIBLE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:



BY JAMES E. HANEY

FILED WITH THE CITY CLERK: 3/3/92
PASSED BY THE CITY COUNCIL: 3/3/92
PUBLISHED: 3/8/92
EFFECTIVE DATE: 3/13/92
ORDINANCE NO. _____ 1674