

CODE

**CITY OF REDMOND
ORDINANCE NO. 2740 (AM)**

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING REDMOND ZONING CODE SECTIONS 21.76.070(J)(2) COMPREHENSIVE PLAN MAP AND/OR POLICY AMENDMENT TO MODIFY THE PROCEDURE TO ESTABLISH THE COMPREHENSIVE PLAN DOCKET AND AMENDING SECTION 21.78 DEFINITIONS TO ADD A DEFINITION FOR DOCKET (OR COMPREHENSIVE PLAN DOCKET) IN ORDER TO CLARIFY PROCEDURES, ENCOURAGE INCREASED PUBLIC INVOLVEMENT, AND CREATE A MORE CONSISTENT PROCESS RELATED TO DOCKETING OF ANNUAL COMPREHENSIVE PLAN AMENDMENTS

WHEREAS, the Growth Management Act requires that comprehensive plan and development regulations shall be subject to continuing evaluation and review; and

WHEREAS, the City Council has asked staff to review Redmond's procedures for docketing Comprehensive Plan amendments and propose criteria for use in establishing the docket for the Council's consideration; and

WHEREAS, a State Environmental Policy Act Checklist was prepared and a Determination of Non-Significance was issued on March 11, 2014; and

WHEREAS, state agencies received 60-day notice of the proposed amendment to the Redmond Zoning Code on March 24, 2014; and

WHEREAS, on March 26, 2014, the Planning Commission conducted a study session to discuss the proposed amendment to the Redmond Zoning Code; and

WHEREAS, on April 9, 2014, the Planning Commission conducted a public hearing to receive public comment; and

WHEREAS, on April 9, 2014, the Planning Commission recommended the City Council approve the proposed Zoning Code Amendment; and

WHEREAS, the City Council held a public meeting on May 6, 2014, to review the recommended amendment; and

WHEREAS, the City Council desires to amend the Zoning Code, as it pertains to procedures for docketing of annual Comprehensive Plan amendments, in order to increase transparency in how the docketing process works, create greater consistency in how applications are evaluated for further consideration, provide a more direct forum for applicants to describe their proposals, and generate efficiencies in amendment processing time.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Findings, Conclusions, and Analysis. The City Council hereby adopts the findings and conclusions contained in the Planning Commission Report dated April 16, 2014, including all related attachments and exhibits to that report.

Section 3. Amendment of Redmond Zoning Code: Review Procedures - Land Use Actions and Decision Criteria; and, Redmond Zoning Code: Definitions. The following sections of the Redmond Zoning Code are hereby amended to read as shown in Exhibit 1, incorporated herein by this reference as if set forth in full to this ordinance:

- 21.76.070(J), (2) Comprehensive Plan Map and/or Policy Amendment to modify the procedure to establish the Comprehensive Plan Docket
- 21.78, Definitions, to add a definition for Docket (or Comprehensive Plan Docket)

Section 4. 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 any other section, sentence, clause, or phrase of this ordinance.

Section 5. Effective Date. This ordinance shall take effect five days after passage and publication of an approved

summary consisting of the title, or as otherwise provided by law.

ADOPTED by the Redmond City Council this 3rd day of June, 2014.

CITY OF REDMOND

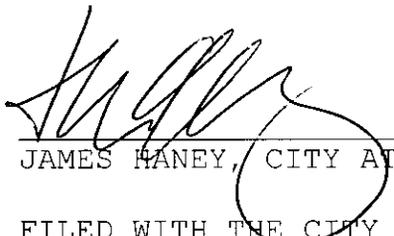

JOHN MARCHIONE, MAYOR

ATTEST:


MICHELLE M. HART, MMC, CITY CLERK

(SEAL)

APPROVED AS TO FORM:


JAMES HANEY, CITY ATTORNEY

FILED WITH THE CITY CLERK:	May 20, 2014
PASSED BY THE CITY COUNCIL AS AMENDED:	June 3, 2014
SIGNED BY THE MAYOR:	June 9, 2014
PUBLISHED:	June 9, 2014
EFFECTIVE DATE:	June 14, 2014
ORDINANCE NO. 2740 (AM)	

YES: Carson, Flynn, Margeson, Myers, Shutz, Stilin

Docketing Procedures Zoning Code Amendment

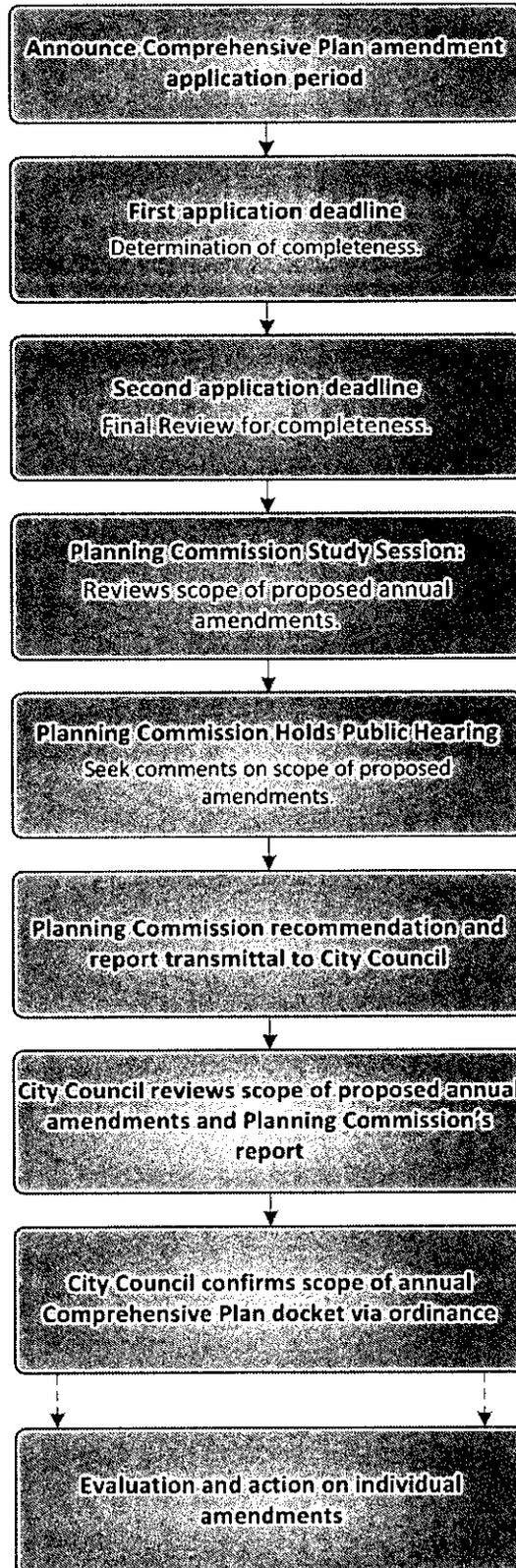
Proposed Edits to Zoning Code**ARTICLE VI – REVIEW PROCEDURES
CHAPTER 21.76.070 - LAND USE ACTIONS AND DECISION CRITERIA
SECTION J - COMPREHENSIVE PLAN MAP AND/OR POLICY AMENDMENT****PROPOSED EDIT TO RZC 21.76.070(J)(2)**

2. Procedure for establishing the scope of annual Comprehensive Plan amendments and concurrent Zoning Code amendments (the “docketing process” . The Growth Management Act, RCW 36.70A, provides that Comprehensive Plan amendments can occur no more than once a year with limited exceptions. For any given year, the City establishes an application process with due date _is assigned for receiving applications, as shown in Figure 21.76.070A. Applications received after the due date may be _will be considered as part of the following year’s added to the Comprehensive Plan docketing process. _and considered for the following year’s amendments. All Comprehensive Land Use Plan Map amendments shall also be accompanied by concurrent Zoning Map amendments.

PROPOSED NEW SUB-SECTION**RZC 21.76.070(J)(2)(a)**

a. Sequence for establishing the annual docket. Figure 21.76.070A identifies major steps involved in establishing the annual Comprehensive Plan docket.

Figure 21.76.070A:
Flow Chart for Annual Docketing Process



1. Intent of amended language – add new proposed pre-screen mechanism

Within the Comp Plan Amendment application, the applicant would need to describe why the proposal warrants further consideration. Proposed criteria shown below

PROPOSED NEW SUB-SECTION: Chapter 21.76.070(J)(2)(b)

b. Criteria for including proposed Comprehensive Plan amendments in a given docket cycle. The following criteria will be used in determining which proposed Comprehensive Plan amendments will be given further consideration. Applications not included in an annual docket may be submitted in subsequent annual docketing processes, and would be evaluated again for consistency with criteria.

i. Amending the Comprehensive Plan is the most appropriate mechanism available, as the desired outcome cannot be addressed as a regulatory, budgetary or programmatic measure;

ii. The proposed Comprehensive Plan amendment is best addressed as an individually docketed item, instead of evaluating as part of a periodic update to Redmond's Comprehensive Plan, neighborhood plan update, or other planning processes such as those led by neighboring jurisdictions, regional, or state agencies;

iii. The proposed Comprehensive Plan amendment is consistent with existing local, state, and federal laws;

iv. The proposed Comprehensive Plan amendment is timely with respect to other City and community initiatives, and planned public and private development activity;

v. City Council, Planning Commission and staff will have sufficient information necessary to analyze the proposal, develop a recommendation, and make an informed decision within the docket year;

vi. The proposed Comprehensive Plan amendment is consistent with overall vision, policies, and adopted functional plans; and

vii. The proposed Comprehensive Plan amendment or similar amendment has not been considered or rejected within the last two years.

PROPOSED EDIT TO Chapter 21.76.070(J)(3)

3. Criteria for evaluation and action on proposed Comprehensive Plan Amendments Criteria. Once the scope of annual Comprehensive Plan amendments is confirmed via the docketing process described in RZC 21.76.070(J)(2), each item is reviewed individually and acted on using the criteria below per Redmond Comprehensive Plan Policy PI-16. The review process shall follow Type VI (legislative) permit procedures as described in RZC 21.76.050. ~~Redmond Comprehensive Plan Policy PI-16 sets out the following Comprehensive Plan amendment criteria:~~
- a. Consistency with the Growth Management Act (GMA), the State of Washington Department of Commerce Procedural Criteria, and the King County Countywide Planning Policies (CPPs);
 - b. Consistency with the Comprehensive Plan policies and the designation criteria;
 - c. Consistency with the preferred growth and development pattern in Section B of the Land Use Element of the Comprehensive Plan;
 - d. The capability of the land, including the prevalence of critical areas;
 - e. The capacity of public facilities and whether public facilities and services can be provided cost-effectively at the intensity allowed by the designation;
 - f. Whether the allowed uses are compatible with nearby uses;
 - g. If the purpose of the amendment is to change the allowed use in an area, the need for the land uses that would be allowed by the Comprehensive Plan amendment and whether the amendment would result in the loss of the capacity to meet other needed land uses, especially whether the proposed amendment complies with the policy on no net loss of housing capacity; and
 - h. For issues that have been considered within the last four annual updates or Comprehensive Land Use Plan amendments, whether there has been a change in circumstances that makes the proposed plan designation or policy change appropriate or whether the amendment is needed to remedy a mistake.

PROPOSED EDIT TO RZC 21.78 Definitions

Dock. A structure that floats on the surface of the water, without piling supports, but which is attached to land. Typically used for boat moorage, swimming, public access, and other activities that require access to deep water. (SMP). This term also applies Citywide.

Docket (or Comprehensive Plan Docket). The package of Comprehensive Plan amendments to be considered by the community, Planning Commission, and City Council over the following year as provided for in the Growth Management Act (GMA). The City or any individual, organization, business, or other group may propose an amendment to the Comprehensive Plan and associated Zoning Code.