

ORDINANCE 4288

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO IMPACT FEES FOR CHANGES IN USE AND SUSPENDING TRANSPORTATION IMPACT FEES FOR CHANGES OF USE THAT DO NOT RESULT IN INCREASED FLOOR AREA.

The City Council of the City of Kirkland do ordain as follows:

Section 1. A new Kirkland Municipal Code Section 27.04.035 is hereby created to read as follows:

**27.04.035 Temporary suspension of transportation impact fees relating to change of use**

Notwithstanding any other provision of this Chapter, the City temporarily suspends the imposition of transportation impact fees to the extent the assessment of the fee is the result of a change to a land use category that results in a higher fee under KMC 27.04.150; provided that this Section shall not apply to a project to the extent it will add, increase or expand the gross floor area of an existing building; and provided further that this Section applies only to the use, renovation or remodeling of existing structures and does not apply to redevelopment projects or other projects in which existing structures are replaced or substantially redeveloped. This Section shall apply to projects for which complete building applications are filed with the City between February 1, 2011 and December 31, 2013. This Section shall automatically expire on December 31, 2013.

Section 2. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Section 3. 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 18th day of January, 2011.

Signed in authentication thereof this 18th day of January, 2011.




MAYOR

Attest:

  
City Clerk

Approved as to Form:

  
City Attorney