

ORDINANCE NO. 4308

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO DESIGN REVIEW GUIDELINES FOR THE YARROW BAY BUSINESS DISTRICT 1 ZONE AND AMENDING SECTION 3.30.040 OF THE KIRKLAND MUNICIPAL CODE, (FILE NO. ZON10-00014).

WHEREAS, the City Council has received from the Kirkland Planning Commission and Houghton Community Council a recommendation to approve design guidelines for the Yarrow Bay Business District 1 zone, as set forth in the report and recommendation of the Planning Commission and Houghton Community Council, dated May 26, 2011 and bearing Kirkland Department of Planning and Community Development File No. ZON10-00014; and

WHEREAS, prior to making the recommendation the Planning Commission and Houghton Community Council, following notice as required by RCW 35A.63.070, held on March 24, 2011 a public hearing on the proposed revisions and considered the comments received at the hearing; and

WHEREAS, in regular public meeting the City Council considered the report and recommendation of the Planning Commission and Houghton Community Council;

NOW, THEREFORE, the City Council of the City of Kirkland ordains as follows:

Section 1. Section 3.30.040 of the Kirkland Municipal Code, entitled "Design Guidelines Adopted by Reference" is hereby amended to read as follows:

**3.30.040 Design guidelines adopted by reference.**

The design review board in combination with the authority set forth in Chapter 142 of the Zoning Code shall use the following design guidelines documents to review development permits:

- (1) The document entitled "Design Guidelines for Pedestrian Oriented Business Districts" bearing the signature of the mayor and the director of the department of planning and community development dated August 3, 2004, is adopted by reference as though fully set forth herein. The city council shall consult with the planning commission prior to amending this document.
- (2) The document entitled "Design Guidelines for the Rose Hill Business District" bearing the signature of the mayor and the director of the department of planning and community development dated January 3, 2006, is adopted by reference as though fully set forth herein. The city council shall consult with the planning commission prior to amending this document.
- (3) The document entitled "Design Guidelines for the Totem Lake Neighborhood" bearing the signature of the mayor and the director of the department of planning and community development dated June 6, 2006, is adopted by reference as though fully set forth herein. The city council shall consult with the planning commission prior to amending this document.

(4) The document entitled "Kirkland Parkplace Mixed Use Development Master Plan and Design Guidelines" bearing the signature of the mayor and the director of the department of planning and community development, dated December 16, 2008, is adopted by reference as though fully set forth herein. The city council shall consult with the planning commission prior to amending this document.

(5) The document entitled "Design Guidelines for the Yarrow Bay Business District" bearing the signature of the mayor and the director of the department of planning and community development, dated June 7, 2011, is adopted by reference as though fully set forth herein. The city council shall consult with the planning commission and the Houghton community council prior to amending this document.

(56) Text Amended. The following specific portions of the text of the design guidelines are amended as set forth in Attachment A attached to Ordinance 4106 and incorporated by reference.

Section 2. If any section, subsection, sentence, clause, phrase, part or portion of this ordinance, including those parts adopted by reference, is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

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 7th day of June, 2011.


SIGNED IN AUTHENTICATION THEREOF this 7th day of June, 2011.

  
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Mayor

Attest:

  
\_\_\_\_\_  
City Clerk

Approved as to Form:

  
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City Attorney