

ORDINANCE No. 116925

Mc NG
Law Department

COUNCIL BILL No. 109949

The City of

AN ORDINANCE affirming and reiterating the zoning action taken originally in Ordinance 115628 to rezone property on p. 30 of the Official Land Use Map from Midrise to Lowrise 2.

Honorable President:

Your Committee on

to which was referred the within report that we have considered the

COMPTROLLER FILE No. _____

Introduced: NOV 15 1993	By: DONALDSON
Referred: NOV 15 1993	To: FULL COUNCIL
Referred:	To:
Referred:	To:
Reported: NOV 22 1993	Second Reading: NOV 22 1993
Third Reading: NOV 22 1993	Signed: NOV 22 1993
Presented to Mayor: NOV 23 1993	Approved: NOV 23 1993
Returned to City Clerk: NOV 29 1993	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

Full Council

OK

Department

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

Committee President:

Committee on

was referred the within Council Bill No.

that we have considered the same and respectfully recommend that the same:

Full Council vote 9-0

Committee Chair

2
3 ORDINANCE 116925
4

5 AN ORDINANCE affirming and reiterating the zoning action taken
6 originally in Ordinance 115628 to rezone property on p. 30 of
the Official Land Use Map from Midrise to Lowrise 2.

7 WHEREAS, Ordinance 113858, adopted March 8, 1988, enacted
8 interim controls on development in lowrise multi-family
9 residential zones for a period of one year and called
10 for the Executive to implement a multi-family work
program to develop and analyze permanent amendments to
the multi-family code; and

11 WHEREAS, Ordinance 113858 requested that Executive
12 recommendations include zoning text amendments and
legislative mapping changes; and

13 WHEREAS, Resolution 27850, October 24, 1988, adopted criteria
14 to guide the selection of areas to be considered in the
remapping process, and set forth a process for public
review of the map changes; and

15 WHEREAS, the Office for Long-range Planning held an initial public
16 meeting on the North Seattle legislative remapping cases,
published draft recommendations and held an additional public
17 meeting to hear comments on the draft recommendations, before
the final Executive recommendations were made; and

18 WHEREAS, the City Council's Land Use Committee held public
19 hearings on March 13, and March 20, 1990, on the
Executive recommendations for the North Seattle
20 legislative remapping cases; and

21 WHEREAS, with Ordinance 115060, adopted April 30, 1990, the City
22 Council adopted new zoning for the North Seattle legislative
remapping cases, except for the portion of North Seattle Case
38 occupied by a mobile home park; and

23 WHEREAS, remapping consideration for this portion of North
24 Seattle Case 38 was postponed, pending a City-wide
discussion of mobile home parks and the potential for
25 public purchase of mobile home parks; and

26 WHEREAS, the City has concluded that it will not be purchasing
mobile home parks; and

27 WHEREAS, as part of the legislative remapping process, the
28 Office for Long-Range Planning and the Mayor's
recommendation was to change the zoning for the reserved
29 portion of North Seattle Case 38; and

30 WHEREAS, the City Council's Land Use Committee considered the
reserved mobile home portion of North Seattle Case 38 of the
31 legislative remapping process at its April 19, 1991,
committee meeting; and

32 WHEREAS, the Council on April 29, 1991 passed Ordinance
33 115628 to rezone the reserved property from Midrise (MR)
to Lowrise 2 (L-2).

1 WHEREAS, it is alleged that the vote of the Council on April 29,
2 1991 to adopt Ordinance 115628 to accomplish this rezone may
3 not have complied with all procedural requirements of City
4 regulations; and

5 WHEREAS, the Council desires that the legislative action
6 intended to be accomplished by Ordinance 115628 not be
7 thwarted or undone by procedural error, if any occurred;
8 and

9 WHEREAS, the Council desires to affirm that the zoning of the
10 property within the reserved portion of North Seattle Case 38
11 is as originally stated in Ordinance 115628, NOW THEREFORE

12 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

13 Section 1. The area outlined on Kroll Map 234W, page 30 of
14 the Official Land Use Map, attached hereto as Exhibit "A," is
15 hereby zoned Lowrise 2 (L-2). This map is hereby adopted as an
16 amendment to the Official Land Use Map of the City of Seattle
17 adopted by SMC 23.32.016.

18 Section 2. The provisions of this ordinance are declared to
19 be separate and severable. The invalidity of any particular
20 rezoning accomplished herein shall not affect the validity of any
21 other rezoning.

22 Section 3. The Council having given notice of and conducted
23 a public hearing on the merits of this zoning action before
24 passing Ordinance 115628 and the purpose of this ordinance being
25 only to correct alleged procedural error, the Council hereby
26 waives the requirements of SMC 23.76.062 A and B.

27 Section 4. This ordinance shall take effect and be in force
28 thirty days from and after its passage and approval, if approved
29 by the Mayor; otherwise it shall take effect at the time it shall
30 become a law under the provisions of the City Charter.

31 Passed by the City Council the 22 day of November,
32 1993, and signed by me in open session in authentication of its
33 passage this 22 day of November, 1993.



President of the City Council

Approved by me this 26 day of November, 1993.

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Norman B. Rice
Norman B. Rice, Mayor

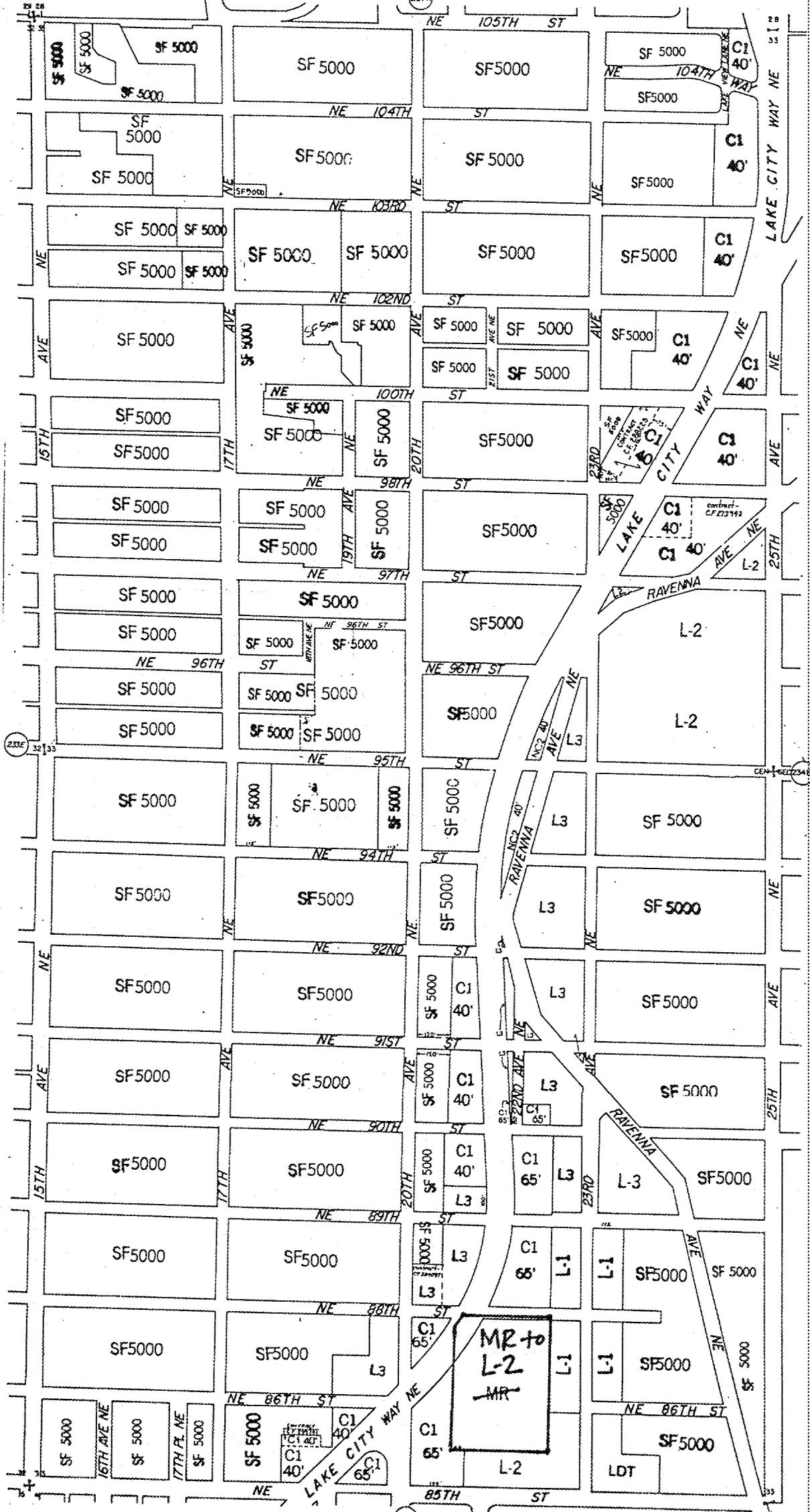
Filed by me this 29 day of November, 1993.

Margaret Carter
Deputy Clerk

(SEAL)

Published _____

234W W.V. 33-26-4



STATE OF WASHINGTON - KING COUNTY

37572
City of Seattle

—SS.

No. IN FULL

City of Seattle

ORDINANCE 116925

Affidavit of Publication

AN ORDINANCE affirming and reiterating the zoning action taken originally in Ordinance 115628 to rezone property on p. 30 of the Official Land Use Map from Midrise to Lowrise 2.

WHEREAS, Ordinance 113858, adopted March 8, 1988, enacted interim controls on development in lowrise multi-family residential zones for a period of one year and called for the Executive to implement a multi-family work program to develop and analyze permanent amendments to the multi-family code; and

WHEREAS, Ordinance 113858 requested that Executive recommendations include zoning text amendments and legislative mapping changes; and

WHEREAS, Resolution 27850, October 24, 1988, adopted criteria to guide the selection of areas to be considered in the remapping process, and set forth a process for public review of the map changes; and

WHEREAS, the Office for Long-range Planning held an initial public meeting on the North Seattle legislative remapping cases, published draft recommendations and held an additional public meeting to hear comments on the draft recommendations, before the final Executive recommendations were made; and

WHEREAS, the City Council's Land Use Committee held public hearings on March 11, and March 29, 1990, on the Executive recommendations for the North Seattle legislative remapping cases; and

WHEREAS, with Ordinance 115080, adopted April 30, 1990, the City Council adopted new zoning for the North Seattle legislative remapping cases, except for the portion of North Seattle Case 38 occupied by a mobile home park; and

WHEREAS, remapping consideration for this portion of North Seattle Case 38 was postponed, pending a City-wide discussion of mobile home parks and the potential for public purchase of mobile home parks; and

WHEREAS, the City has concluded that it will not be purchasing mobile home parks; and

WHEREAS, as part of the legislative remapping process, the Office for Long-Range Planning and the Mayor's recommendation was to change the zoning for the reserved portion of North Seattle Case 38; and

WHEREAS, the City Council's Land Use Committee considered the reserved mobile home portion of North Seattle Case 38 of the legislative remapping process at its April 19, 1991, committee meeting; and

WHEREAS, the Council on April 29, 1991 passed Ordinance 115628 to rezone the reserved property from Midrise (MR) to Lowrise 2 (L-2).

WHEREAS, it is alleged that the vote of the Council on April 29, 1991 to adopt Ordinance 115628 to accomplish this rezone may not have complied with all procedural requirements of City regulations; and

WHEREAS, the Council desires that the legislative action intended to be accomplished by Ordinance 115628 not be frustrated or undone by procedural error, if any occurred; and

WHEREAS, the Council desires to affirm that the zoning of the property within the reserved portion of North Seattle Case 38 is as originally stated in Ordinance 115628. NOW THEREFORE

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The area outlined on Kroll Map 234W, page 30 of the Official Land Use Map, attached hereto as Exhibit "A," is hereby zoned Lowrise 2 (L-2). This map is hereby adopted as an amendment to the Official Land Use Map of the City of Seattle adopted by SMC 23.32.015.

Section 2. The provisions of this ordinance are declared to be separate and severable. The invalidity of any particular

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

ORD:116925

published on
12/10/93

The amount of the fee charged for the foregoing publication is sum of \$ _____, which amount has been paid in full.

P. Butler

Subscribed and sworn to before me on
12/10/93

S. Seiff

Notary Public for the State of Washington,
residing in Seattle