

ORDINANCE NO. 2007-06

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, RENEWING THE SIX-MONTH MORATORIUM ON THE ACCEPTANCE OF ANY NEW APPLICATIONS FOR PLANNED UNIT DEVELOPMENTS UNDER CHAPTER 18.80 OF THE POULSBO MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE

WHEREAS, through the adoption of Ordinance 2006-21 on September 13, 2006, the Poulsbo City Council imposed a six-month moratorium upon the receipt and processing of new applications for Planned Unit Developments under chapter 18.80 of the Poulsbo Municipal Code; and

WHEREAS, the City held a public hearing on November 1, 2006, as required under RCW 36.70A.390 and RCW 35A.63.220; and

WHEREAS, the chief purpose of the moratorium is to preserve the *status quo* while the City pursues its work program, set forth on Exhibit A hereto and incorporated herein by this reference, and until new development standards are duly enacted; and

WHEREAS, the work program is proceeding steadily in accordance with the proposed timeline attached hereto as Exhibit B and incorporated herein by this reference, but will not be fully completed prior to the original expiration date of the moratorium; and

WHEREAS, it is necessary to renew the moratorium imposed under Ordinance No. 2006-21 in order to prevent applications for planned unit developments under chapter 18.80

of the Poulsbo Municipal Code from obtaining vested development rights inconsistent with the anticipated code amendments; and

WHEREAS, the City of Poulsbo is authorized to renew moratoria and interim zoning controls under RCW 36.70A.390 and RCW 35A.63.220; and

WHEREAS, the City Council held a public hearing on March 7, 2007, to consider testimony in connection with the moratorium and the need for renewal; now, therefore,

THE CITY COUNCIL OF THE CITY OF POULSBO, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. Findings. The Poulsbo City Council adopts as its findings in support of the moratorium renewal effected by this ordinance the recitals set forth in Ordinance No. 2006-21, which are incorporated herein by this reference, and the recitals set forth above.

Section 2. Renewal of Moratorium on Planned Unit Development Applications. The moratorium imposed under Ordinance No. 2006-21 upon the acceptance of any new applications for planned unit development in the City of Poulsbo is hereby renewed for an additional six-month period commencing on March 13, 2007.


Section 3. Effective Period for Moratorium. The moratorium imposed under Ordinance No. 2006-21 and renewed herein shall be in effect through September 12, 2007, and shall automatically expire on that date unless the same is renewed as provided in RCW 36.70A.390 and RCW 35A.63.220, or unless terminated sooner by the Poulsbo City Council.

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,

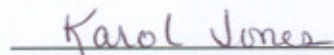
such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause or phrase of this ordinance.

Section 5. Effective Date. The Poulsbo City Council hereby finds and declares that an emergency exists which necessitates that this ordinance become effective immediately in order to preserve the public health, safety and welfare, and to prevent the potential for local environmental degradation. This ordinance shall become effective immediately upon passage. The City Clerk is directed to publish a summary of this ordinance at the earliest possible publication date.

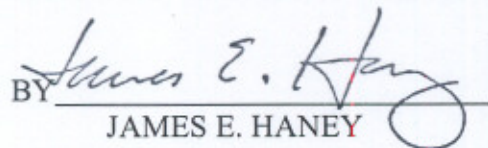
APPROVED:


MAYOR KATHRYN H. QUADE

ATTEST/AUTHENTICATED:


CITY CLERK KAROL JONES, CMC

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY 
JAMES E. HANEY

FILED WITH THE CITY CLERK: 2/27/2007
PASSED BY THE CITY COUNCIL: 3/7/2007
PUBLISHED: 3/14/2007
EFFECTIVE DATE: 3/7/2007
ORDINANCE NO. 2007-06

SUMMARY OF ORDINANCE NO. 2007-06

of the City of Poulsbo, Washington

On the 7th day of March, 2007, the City Council of the City of Poulsbo, passed Ordinance No. 2007-06. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, RENEWING THE SIX-MONTH MORATORIUM ON THE ACCEPTANCE OF ANY NEW APPLICATIONS FOR PLANNED UNIT DEVELOPMENTS UNDER CHAPTER 18.80 OF THE POULSBO MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE

The full text of this Ordinance will be mailed upon request.

DATED this 8th day of March, 2007.

Karol Jones
CITY CLERK KAROL JONES, CMC

ATTACHMENT A

Planned Unit Development Regulations Work Program:

Feb. 28th

Distribute to Planning Commission and City Council

March 2nd

Draft Planned Unit Development Regulations and timeline released publicly:

- Posted on web page
- NOA to paper
- Mailed to CTED, Kitsap County and Suquamish Tribe
- Mailed to developers who have had PUD pre-applications in 2006
- Mailed to any known interested citizens
- Copies available at front counter

March 7th

Moratorium hearing held before City Council. Timeline presented to City Council.
Moratorium continued.

March 13th

Planning Staff available to public, interested citizens, engineers, developers to answer questions on draft PUD regulations, as well as provide informal comments on the draft regs from 2-5 p.m. at City Hall.

March 13th

First Planning Commission Advisory Committee meeting from 6-8:30 p.m.

March 20th, 27th and April 3rd

Planning Commission Advisory Committee meetings from 6-8:30 p.m.

April 6th

Release recommended PC Advisory Committee draft PUD regulations.

- Post on web page
- Distribute to PC and CC
- Mail to CTED, Kitsap County and Suquamish Tribe
- Mail to established mailing list from first distribution, as well as any additional persons added to the mailing list
- Copies available at front counter

April 4th

Planning Commission Public Hearing Notice emailed to The Herald

April 7th

Planning Commission Public Hearing Notice published in The Herald; posted in Library, Post Office

April 11th

SEPA threshold determination emailed to The Herald

April 14th

SEPA threshold determination published in The Herald; start comment period
SEPA packet mailed to DOE, Suquamish Tribe, other agencies

April 24th

Planning Commission Public Hearing at City Hall 7 p.m.

April 28th

SEPA comment period over

May 1st

Continued Planning Commission Public Hearing if necessary; make recommendation to City Council

May 2nd

City Council Public Hearing notice emailed to The Herald

May 4th

Distribute Planning Commission Recommended PUD regulations to mailing list; posted on web page; agencies, etc.

May 5th

City Council Public hearing notice published in Herald; posted in Library, Post Office

May 16th

Workshop before City Council

May 23rd

City Council public hearing

ATTACHMENT B

Planned Unit Development Regulation Review Timeline*					
Task	February	March	April	May	June
Distribute draft PUD Regulations and Timeline to PC and CC	February 28, 2007				
Release draft PUD Regulations		March 2, 2007			
Moratorium Hearing at City Council		March 7, 2007			
Planning Staff available to answer questions		March 13, 2007 2-5 p.m. at City Hall			
Planning Commission Advisory Committee Meetings		March 13, 20, 27, 2007 6-8:30 p.m.	April 3, 2007		
Release PC Advisory Committee Draft			April 6, 2007		
SEPA Published; comment period begins			April 14, 2007		
PC Public Hearings			April 24, 2007	May 1, 2007	
SEPA Comment period over			April 28, 2007		
Release PC Recommended PUD regulations				May 4, 2007	
Workshop before City Council on recommended PUD regulations				May 16, 2007	
Public Hearing before City Council				May 23, 2007	
Approve new PUD regulations				May 23, 2007	
Adopt ordinance; transmit to CTED; lift moratorium					June 6, 2007

* Note: Unforeseen circumstances may possibly impact timeline and extend dates