

## POULSBO DISTRIBUTION SCHEDULE

**ORDINANCE NO. 2017-01**

**SUBJECT: Interim Regulations and Findings for PMC 15.24**

### CONFORM AS TO DATES & SIGNATURES

- ☒ Filed with the City Clerk: 01/13/17
- ☒ Passed by the City Council: 01/18/17
- ☒ Signature of Mayor
- ☒ Signature of City Clerk
- ☒ Publication: 01/27/17
- ☒ Effective: 02/01/17
- ☐ Recorded: \_\_\_\_\_

### DISTRIBUTED COPIES AS FOLLOWS:

- ☒ NK Herald: 01/19/17
- ☒ Code Publishing
- ☐ City Attorney
- ☒ Clerk's Department: Original
- ☐ City Council
- ☐ Finance:
- ☒ Posted to Library Drive and Website
- ☐ \_\_\_\_\_

Rhiannon Fernandez  
City Clerk

11/17/16  
Date

## **ORDINANCE NO. 2017-01**

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, ADOPTING AN INTERIM DEVELOPMENT REGULATION AND FINDINGS IN SUPPORT THEREOF; AMENDING CHAPTER 15.24 OF THE POULSBO MUNICIPAL CODE IN ORDER TO REVISE DEFINITIONS, UPDATE THE FLOOD INSURANCE MAP, AND MAKE OTHER MINOR REVISIONS TO THE CITY'S FLOODPLAIN MANAGEMENT REGULATIONS; SETTING MARCH 8, 2017 AS THE DATE FOR A PUBLIC HEARING ON THE INTERIM REGULATION, PROVIDING FOR THE INTERIM REGULATION TO BE IN EFFECT FOR A PERIOD OF SIX MONTHS OR UNTIL A PERMANENT REGULATION IS ADOPTED; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY AND ESTABLISHING AN IMMEDIATE EFFECTIVE DATE.

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**WHEREAS**, Chapter 15.24 of the Poulsbo Municipal Code regulates development in areas of special flood hazard within the City; and

**WHEREAS**, Chapter 15.24 promotes the public health, safety, and welfare by reducing loss of life and property damage due to flooding and by minimizing expenditures for flood control projects and for rescue and relief operations; and

**WHEREAS**, the City's adoption and enforcement of Chapter 15.24 also allows property owners in Poulsbo to purchase flood insurance through the National Flood Insurance Program ("NFIP"); and

**WHEREAS**, revisions to the definitions in Chapter 15.24, the adoption of an updated Flood Insurance Map, and certain other minor revisions as described hereafter are necessary in order to keep Chapter 15.24 up-to-date; and

**WHEREAS**, unless Chapter 15.24 is immediately updated, the potential for flood damage may be increased and property owners in Poulsbo may lose the ability to purchase flood insurance through the NFIP; and

**WHEREAS,** RCW 36.70A.390 and RCW 35A.63.220 authorize the City to adopt interim amendments to its development regulations by declaring an emergency and holding a public hearing on the amendments within sixty (60) days of adoption; and

**WHEREAS,** the Poulsbo City Council has decided to use the interim amendment procedures set forth in RCW 36.70A.390 and RCW 35A.63.220 to adopt the necessary changes to Chapter 15.24 of the Poulsbo Municipal Code for the immediate preservation of the public health, safety, and welfare; now, therefore

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

**Section 1. Adoption of Findings.** The recitals set forth above are hereby adopted as the Poulsbo City Council's findings justifying the interim development regulation amendments adopted by this ordinance. The Poulsbo City Council may, but shall not be required to, adopt additional findings after the public hearing referred to in Section 3 below.

**Section 2. Interim Amendment of Floodplain Management Regulations.**  
Pursuant to RCW 36.70A.390 and RCW 35A.63.220, Chapter 15.24 of the Poulsbo Municipal Code is hereby amended in order to revise and add definitions, to provide for the adoption of the February 3, 2017 Flood Insurance Map, to make certain other minor revisions, and to read as set forth on Exhibit A attached to this ordinance and incorporated herein by this reference as if set forth in full. The amendments provided for in this Section shall be in effect for a period of six months from the date this ordinance is adopted and shall thereafter expire,

unless the same are extended as provided by law or unless more permanent regulations are adopted.

**Section 3. Public Hearing.** The Poulsbo City Council shall hold a public hearing on the interim development regulations adopted by Section 2 above on March 8, 2017 at 7:00 p.m. or as soon thereafter as the matter may be heard, in the Council Chambers at Poulsbo City Hall, 200 NE Moe Street, Poulsbo, Washington 98370. The City Clerk shall cause notice of the hearing to be published in the City's official newspaper as provided in PMC 19.50.040.

**Section 4. Permanent Regulations.** The Mayor or her designee is hereby directed to process more permanent amendments to Chapter 15.24 through the usual City process and to bring such amendments back to the Poulsbo City Council in time for the Council to deliberate and take action before the interim amendments expire.

**Section 5. Transmittal to Department of Commerce.** Pursuant to RCW 36.70A.106, this ordinance shall be transmitted to the Washington State Department of Commerce as required by law.

**Section 6. Severability.** If any section, subsection, paragraph, sentence, clause or phrase of this ordinance or its application to any person or situation should be held to be invalid or unconstitutional for any reason by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this ordinance or its application to any other person or situation.

**Section 7. Declaration of Emergency - Immediate Effective Date.** For the reasons set forth in the recitals above, the Poulsbo City Council hereby finds and declares that

an emergency exists that makes this ordinance necessary for the immediate protection of the public health, public safety, public property, or public peace. This ordinance, having been passed by a majority plus one of the whole membership of the Council, shall therefore become effective immediately upon passage as provided in RCW 35A.13.190. The City Clerk shall public the attached summary of the ordinance in the City's official newspaper as soon as practicable.

APPROVED:

  
\_\_\_\_\_  
MAYOR REBECCA ERICKSON

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
CITY CLERK RHIANNON FERNANDEZ

APPROVED AS TO FORM:

  
\_\_\_\_\_  
CITY ATTORNEY JAMES E. HANEY

FILED WITH THE CITY CLERK: 01/13/2017  
PASSED BY THE CITY COUNCIL: 01/18/2017  
PUBLISHED: 01/27/2017  
EFFECTIVE DATE: 02/01/2017  
ORDINANCE NO. 2017-01

SUMMARY OF ORDINANCE NO. 2017-01  
of the City of Poulsbo, Washington

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On January 18, 2017, 2016 the City Council of the City of Poulsbo, Washington, approved Ordinance No. 2017-01, the main point of which may be summarized by its title as follows:

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, ADOPTING AN INTERIM DEVELOPMENT REGULATION; ADOPTING FINDINGS IN SUPPORT THEREOF; AMENDING CHAPTER 15.24 OF THE POULSBO MUNICIPAL CODE IN ORDER TO REVISE DEFINITIONS, UPDATE THE FLOOD INSURANCE MAP, AND MAKE OTHER MINOR REVISIONS TO THE CITY'S FLOODPLAIN MANAGEMENT REGULATIONS; SETTING MARCH 8, 2017 AS THE DATE FOR A PUBLIC HEARING ON THE INTERIM REGULATION, PROVIDING FOR THE INTERIM REGULATION TO BE IN EFFECT FOR A PERIOD OF SIX MONTHS OR UNTIL A PERMANENT REGULATION IS ADOPTED; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY AND ESTABLISHING AN IMMEDIATE EFFECTIVE DATE..

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

DATED this 19th day of January, 2017



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CITY CLERK, RHIANNON FERNANDEZ CMC