

ORDINANCE NO. 429

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, EXTENDING A MORATORIUM AND INTERIM CONTROL PURSUANT TO RCW 35A.63.220 PROHIBITING THE CUTTING OF TREES IN CRITICAL AREAS AND PROHIBITING LAND CLEARING OR GRADING IN CRITICAL AREAS UNTIL SEPTEMBER 3, 2006

WHEREAS, under the provisions of the Growth Management Act the City is required to adopt development regulations to designate and protect critical areas; and

WHEREAS, the City of Shoreline City Council enacted an emergency moratorium on the cutting of hazardous trees on January 3, 2006 with Ordinance No. 407 as amended by Ordinance No. 411 and 421; and

WHEREAS, the current moratorium expires on July 3, 2006 unless extended or terminated before that date; and

WHEREAS, the Planning Commission conducted public hearings on proposed permanent regulations governing the cutting of hazardous trees on May 18 and June 1, 2006 and prepared a recommendation, but due to the Council's full agenda calendar, the matter of the proposed permanent regulations won't be taken up until July;

WHEREAS, an interim control for two additional months until September 3, 2006 will allow the City to preserve planning options and prevent substantial change to critical areas while the Planning Commission and city staff engage the public and various stakeholder groups in crafting permanent development regulations, including but not limited to such alternatives as a vegetation management plan; and

WHEREAS, the City Council continues to find that the City's ability to protect its critical areas will suffer irreparable harm unless interim controls on the cutting of trees and the modification of land surfaces within such areas are continued until permanent regulations are adopted; and

WHEREAS, pursuant to SEPA regulations, Washington Administrative Code Section 197-11-800, the City Council finds that the purpose of the moratorium and interim controls relates to procedures for authorizing removal of hazardous trees rather than substantive standards that modify the environment and are exempt from SEPA review; now, therefore,

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

Section 1. Findings of Fact. Based upon the public hearings on Ordinance No. 407, Ordinance No. 411, Ordinance 421 and this ordinance extending the moratorium

on cutting of hazardous trees and interim regulations for two additional months to September 3, 2006, the recitals set forth above are hereby adopted as findings of the City Council.

Section 2. Moratorium Extended. The expiration date of Sections 2 of Ordinance 429 shall be extended to September 3, 2006.

Section 3. Effective Date. This ordinance shall take effect and be in full force five days following passage and publication of a summary consisting of its title.

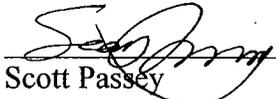
PASSED BY THE CITY COUNCIL ON JUNE 26, 2006



Mayor Robert L. Ransom

ATTEST:

APPROVED AS TO FORM:



Scott Passey
City Clerk



Ian Sievers
City Attorney

Date of Publication: June 29, 2006
Effective Date: July 4, 2006