

ORDINANCE NO. 2019-____

AN ORDINANCE amending Yakima Municipal Code Chapter 6.88 – Environmental Policy to incorporate text amendments recommended by the City of Yakima Planning Commission

WHEREAS, the Planning Commission of the City of Yakima has considered amendments to modify YMC Chapter 6.88 – Environmental Policy; and

WHEREAS, notice of all amendments to YMC Section 6.88.070 hereinafter “Amendments,” to fulfill the requirements of RCW 36.70A.130 was sent to the Washington State Department of Commerce and received by the same on September 12, 2019; and

WHEREAS, the Planning Commission held twelve study sessions for these amendments on January 23, 2019; February 27, 2019; March 27, 2019; April 10, 2019; April 24, 2019; May 8, 2019; May 22, 2019; June 12, 2019; June 26, 2019; July 24, 2019; August 14, 2019; and August 28, 2019; and

WHEREAS, the Planning Commission held open record public hearing on October 23, 2019, pursuant to notice and has received and considered all evidence and testimony presented; and

WHEREAS, the Planning Commission, having conducted such public hearing, found, determined, and recommended that the City Council approve such amendments as indicated in the signed recommendation dated November 1, 2019; and

WHEREAS, the City Council held a public hearing on December 3, 2019 pursuant to notice to consider such amendments as recommended by the Planning Commission; and

WHEREAS, the City Council of the City of Yakima, having considered the record herein, the testimony provided at the public hearing, and the recommendation from the Planning Commission, hereby finds and determines that approval of these amendments is in the best interests of residents of the City of Yakima and will promote the general health, safety and welfare; now, therefore

BE IT ORDAINED BY THE CITY OF YAKIMA:

Section 1. Amendments to Replace and Supersede. The proposed amendments to YMC Section 6.88.070, as contained in Exhibit “A” respectively attached hereto and fully incorporated herein, shall replace and supersede previous versions of the referenced documents.

Section 2. Adoption of Planning Commission Findings. The findings within the November 1, 2019 Signed Yakima Planning Commission’s Recommendation, regarding this proposed text amendments are hereby adopted by the Yakima City Council as its findings in support thereof pursuant to YMC § 16.10.080, and are incorporated herein by this reference as if fully set forth herein.

Section 3. Severability/Validity. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 4. Ratification. Any act consistent with the authority, and prior to the effective date of this ordinance is hereby ratified and affirmed.

Section 5. Effective Date. This ordinance shall be in full force and effect 30 days after its passage, approval, and publication as provided by law and by the City Charter.

PASSED BY THE CITY COUNCIL, signed and approved this 3rd day of December, 2019.

ATTEST:

Kathy Coffey, Mayor

Sonya Claar Tee, City Clerk

Publication Date: _____

Effective Date: _____

Exhibit “A”

6.88.070 Flexible threshold for categorical exemptions.

A. Effective April 7, 1986, the city establishes the following exempt levels for minor new construction under WAC 197-11-800(1)(b) based on local conditions:

1. For residential dwelling units in WAC 197-11-800(1)(b)(i):
 - a. Sixty dwelling units for Duplex and Multifamily residential development;
 - b. Thirty dwelling units for Single Family Residential Development;
2. For agricultural structures in WAC 197-11-800(1)(b)(ii):
 - a. Thirty thousand square feet in the SR, M-1 and M-2 zoning districts;
 - b. Ten thousand square feet in all other zoning districts;
3. For office, school, commercial, recreational, service or storage buildings in WAC 197-11-800(1)(b)(iii):
 - a. Neither more than thirty thousand square feet nor more than ninety parking spaces in all zoning districts;
4. For infill development consistent with the City of Yakima Comprehensive Plan and RCW 43.21C.229:
 - a. Residential Development up to 100 dwelling units in the GC and CBD zoning districts, and land in the R-3 zoning district located adjacent to a Principal Arterial.
 - b. Mixed Use Development up to 100 dwelling units on upper floors in the GC and CBD zoning districts.
5. For parking lots in WAC 197-11-800(1)(b)(iv):
 - a. Ninety parking spaces in the R-3, B-1, B-2, SCC, LCC, AS, CBD, GC, RD, M-1 and M-2 zoning districts;
 - b. Twenty parking spaces in all other zoning districts;
6. For landfills and excavations in WAC 197-11-800(1)(b)(v):
 - a. Five hundred cubic yards in all zoning districts.