ORDINANCE NO. 2368

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, ADOPTING THE CITY COUNCIL'S OCTOBER 2, 2007 DECISION TO APPROVE WITH CONDITIONS THE METRO / KING COUNTY TRANSIT LONG-TERM TEMPORARY PARKING LOT (FILE L070340), AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, King County Transit, herein referred to as "Applicant," submitted a complete application on August 6, 2007, to request that an existing temporary paved area, located in the northeast corner of the Redmond Municipal Campus between 160th Avenue NE and the Redmond Municipal Parking Garage and formerly used as a public sculpture park, be used for displaced Park-and-Ride commuters for an 18-month period; and

WHEREAS, a Long-Term Temporary Use Permit is a Type V permit decision; and

WHEREAS, the Redmond Community Development Guide authorizes the City Council to conduct an open record hearing for a long-term temporary use to consider and take final action; and

WHEREAS, on October 2, 2007, the City Council conducted an open record hearing to review the application record and to hear verbal testimony relative to the Metro / King County Transit Long-Term Temporary Parking Lot (File L070340); and

WHEREAS, on October 2, 2007, the City Council reviewed the Technical Committee's recommendation of approval with conditions for the Metro / King County Transit Long-Term Temporary Parking Lot (File L070340) and took action to approve with an additional condition stating that the Sculpture Park shall be restored after the

termination of this temporary parking use and funded in part through money generated by the Applicant's temporary lease with the City, in addition to funds previously allocated in the City Hall budget; and

WHEREAS, the approval of a Long-Term Temporary Use Permit must be approved by ordinance, NOW, THEREFORE,

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

Section 1. Findings, Conclusions, and Conditions of Approval. After carefully reviewing the record and considering the evidence and arguments in the record and in the Technical Committee's recommendation, the City Council hereby adopts the findings, analysis, and conclusions in the Technical Committee's recommendation for the Metro / King County Transit Long-Term Temporary Parking Lot dated October 2, 2007.

Section 2. Approval. The City Council hereby approves the Metro / King County Transit Long-Term Temporary Use Permit, subject to the additional condition from City Council that the Sculpture Park be reinstated upon termination of the temporary parking lot with the aid of funds generated by the lease between King County Transit and the City.

Section 3. 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 or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City's legislative body, is not subject to referendum, and

shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

TY OF REDMOND

COSEMARIE IVES MAYOR

ATTEST/AUTHENTICATED:

MALISA FILES, CITY CLERK

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY:

By:

FILED WITH THE CITY CLERK:

PASSED BY THE CITY COUNCIL:

SIGNED BY THE MAYOR:

PUBLISHED:

EFFECTIVE DATE:

ORDINANCE NO.: 2368

November 2, 2007

November 5, 2007

November 5, 2007

November 12, 2007

November 17, 2007