

ORDINANCE NO. 1096

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, AMENDING THE FEE SCHEDULE FOR SCHOOL IMPACT FEES, ADOPTED AS APPENDIX D TO ORDINANCE NO. 1017, AS CONTEMPLATED BY GIG HARBOR MUNICIPAL CODE SECTIONS 19.12.070 AND 19.12.080.

WHEREAS, with the adoption of Ordinance No. 963 on July 12, 2004, the City amended Chapter 19.12 of the Gig Harbor Municipal Code to provide for the imposition and collection of school impact fees; and

WHEREAS, the City has the authority to adopt impact fees to address the impact on school facilities caused by new development, pursuant to RCW 82.02.050 through 82.02.100; and

WHEREAS, Pierce County amended school impact fees for 2007 with the adoption of Pierce County Ordinance No. 2006-109s; and

WHEREAS, the Peninsula School District has requested that the City amend the school impact fee scheduled to be consistent with the changes made by Pierce County; and

WHEREAS, the Peninsula School District SEPA Responsible Official issued a determination of non-significance on April 6, 2007, with a comment and appeal deadline of May 4, 2007, and no appeals were filed; and

WHEREAS, the City's SEPA Responsible Official issued a determination that the adoption of this ordinance is exempt from SEPA under WAC 197-11-800; and

WHEREAS, the City Council held a public hearing and considered this Ordinance during its regular City Council meeting of July 9th and July 23rd, 2007; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON,
ORDAINS AS FOLLOWS:

Section 1. The impact fee schedule for schools, adopted as appendix D to Ordinance No. 1017, as contemplated by Gig Harbor Municipal Code sections 19.12.070 and 19.12.080 is hereby repealed.

Section 2. The following impact fee schedule for schools, identified as Appendix D in Gig Harbor Municipal Code sections 19.12.070 and 19.12.080 is hereby adopted to read as follows:

Appendix 'D'

**City of Gig Harbor
2007 School Impact Fee Schedule**

Single Family Dwelling: \$2,780.00

Multi-Family Dwelling: \$1,465.00 x number of units

Section 3. Severability. If any section, sentence, clause or phrase of this Ordinance is 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, clause or phrase of this Ordinance.

Section 4. Effective Date. This ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor this 23rd day of July, 2007.

CITY OF GIG HARBOR

CHARLES L. HUNTER, MAYOR

ATTEST/AUTHENTICATED:

By: _____
MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

By: _____
CAROL A. MORRIS

FILED WITH THE CITY CLERK: 07/3/07
PASSED BY THE CITY COUNCIL: 07/23/07
PUBLISHED: 08/01/07
EFFECTIVE DATE: 08/06/07
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