

## **ORDINANCE NO. 996**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO THE TERMINATION OF AN EMERGENCY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR NEW DEVELOPMENT OR CERTAIN TYPES OF RE-DEVELOPMENT IN THE CITY'S HEIGHT RESTRICTION AREA.**

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WHEREAS, on July 12, 2004, the Gig Harbor City Council passed Ordinance No. 965, imposing an immediate moratorium on the acceptance of applications for new development or certain types of re-development within the height restriction area as shown on the official height restriction map; and

WHEREAS, Ordinance No. 965 defined the permit applications that were exempt from the moratorium; and

WHEREAS, on September 13, 2004, the City Council passed Ordinance No. 968, which adopted findings and conclusions supporting the continued maintenance of the moratorium; and

WHEREAS, Ordinance 968 included definitions of the permit applications that were exempt from the moratorium; and

WHEREAS, Ordinance 979 further defined the exempt permit applications, amending Ordinances 965 and 968; and

WHEREAS, the purpose of the emergency moratorium was to allow the development of draft regulations to address the problems identified during the public hearings held by the Planning Commission on the issue; and

WHEREAS, on April 11, 2004, after a public hearing, the City Council reviewed an ordinance incorporating the code revisions proposed by the Planning Commission; and

WHEREAS, the moratorium imposed by the City in the above-referenced ordinances is not terminated until the City Council terminates the moratorium by formal action; Now, therefore,

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

Section 1. The City Council hereby terminates the moratorium imposed by Ordinance 965 and all other ordinances amending such Ordinance.

Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or unconstitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 3. Effective Date. This Ordinance shall take effect and be in full force May 2, 2005.

PASSED by the Gig Harbor City Council and the Mayor of the City of Gig Harbor on this 25th day of April, 2005.

CITY OF GIG HARBOR

  
MAYOR GRETCHEN WILBERT

ATTEST/AUTHENTICATED:

By: Molly M Towslee  
Molly Towslee, City Clerk

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Carol A. Morris, City Attorney

FIRST READING: 4/11/05  
DATE PASSED: 4/25/05  
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