

## **ORDINANCE NO. 955**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, ADDING TO THE LIST OF USES CONDITIONALLY ALLOWED IN THE GENERAL BUSINESS (B-2) ZONE TO ALLOW HOSPITALS IN GIG HARBOR MUNICIPAL CODE SECTION 17.36.030(H).

---

WHEREAS, the intent of the General Business (B-2) zone is to provide a wide range of consumer goods and services and to group buildings and businesses in a manner that creates convenient, attractive and safe development; and

WHEREAS, many of the existing uses in the B-2 zone are medical uses or support medical uses; and

WHEREAS, conditionally allowing hospitals is consistent with the intent of the B-2 zone; and

WHEREAS, the City's Zoning Code does not currently define "hospital"; and

WHEREAS, the City's SEPA Responsible Official has made a Determination of Non-Significance (DNS) for this Ordinance on August 26, 2003; and

WHEREAS, no appeals of the DNS were filed with the City; and

WHEREAS, the City sent a copy of this Ordinance to the Washington State Office of Community, Trade and Development on August 29, 2003; and

WHEREAS, the City Planning Commission held a public hearing on this Ordinance on December 4, 2003; and recommended approval to the City Council; and

WHEREAS, on February 9 and February 23, 2004, the City Council considered this Ordinance during a regular meeting; Now, Therefore,

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

Section 1. Section 17.36.030 of the Gig Harbor Municipal Code is hereby amended to read as follows:

**17.36.030 Conditional Uses.**

Subject to the requirements of Chapter 17.64 GHMC and the procedures for conditional uses as set forth in this title, the following uses may be permitted in a B-2 district:

- A. Utilities and public service uses such as libraries, electrical substations, water storage facilities, etc.;
- B. Light manufacturing and assembly;
- C. Miniwarehouses;
- D. Recreational buildings and community centers;
- E. Drive-in restaurants;
- F. Radio and television transmission towers; and
- G. Residences; and
- H. Hospitals, clinics and establishments for people convalescing from illness or operation.

Section 2. Section 17.04 of the Gig Harbor Municipal Code is hereby amended to read as follows:

**17.04.412 Hospital.**

“A 24-hour, emergency care and inpatient institution, in which sick or injured persons can receive medical or surgical treatment.”

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 City Council and approved by the Mayor of the City of Gig Harbor this 23rd day of February, 2004.

CITY OF GIG HARBOR

  
\_\_\_\_\_  
GRETCHEN WILBERT, 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: 2/4/04  
PASSED BY THE CITY COUNCIL: 2/23/04  
PUBLISHED: 3/3/04  
EFFECTIVE DATE: 3/8/04  
ORDINANCE NO: 955