

**ORDINANCE NO. 884**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, ADDING PERMITTED USES IN THE MIXED USE OVERLAY DISTRICT TO INCLUDE RESTAURANTS AND ASSOCIATED COCKTAIL LOUNGES, COFFEE HOUSES, DELICATESSENS, AND BAKERIES; AND THEREBY AMENDING SECTION 17.91.020 OF THE GIG HARBOR MUNICIPAL CODE.**

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WHEREAS, during work sessions on July 6, 2000 and October 19, 2000 the Planning Commission considered amendment to section §17.91.020 of the Gig Harbor Municipal Code to include restaurants and associated cocktail lounges, and coffee houses, delicatessens and bakeries as permitted uses; and

WHEREAS, the City's SEPA Responsible Official issued a threshold determination of non significance (DNS) under WAC 197-11 on January 24, 2000; and

WHEREAS, the Planning Commission on October 5, 2000 held a public hearing, and on November 2, 2000 held a second public hearing on the addition of these uses to the Mixed Use Overlay District, and recommended that the City Council approve this Ordinance; and

WHEREAS, the City Planning Director forwarded a copy of this Ordinance to the Washington State Department of Trade and Community Development on October 17, 2000 pursuant to RCW 36.70A.106; and

WHEREAS, the City Council considered this Ordinance during its regular City Council meeting of April 23, 2001; Now, Therefore,

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

Section 1. Section 17.91.020 of the Gig Harbor Municipal Code, is hereby amended as follows:

**17.91.020 Permitted uses.**

The following are permitted uses in the mixed use zone:

- A. Residential dwellings, attached/detached.
- B. Retirement communities/complexes.
- C. Professional business offices and services.
- D. Retail sales and service.
- E. Commercial recreation.
- F. Hotels and motels, including restaurants and conference facilities.
- G. Light manufacturing and assembly.
- H. Automobile and boat repair where the repairs are conducted within enclosed buildings or in a location that is not visible from public right-of-way and adjacent properties.
- I. Public facilities.
- J. Churches and related uses on parcels 10 acres or less in area.
- K. Adult family homes and family day care.
- L. Warehousing and storage. (Ord. 747 § 7, 1997).
- M. Restaurants and associated cocktail lounges.
- N. Coffee houses, delicatessens, and bakeries.

Section 2. 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 3. 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 14th day of May, 2001.

CITY OF GIG HARBOR

By: \_\_\_\_\_  
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: 4/18/01  
PASSED BY THE CITY COUNCIL: 5/14/01  
PUBLISHED: 5/22/01  
EFFECTIVE DATE: 5/27/01  
ORDINANCE NO. 884

## **SUMMARY OF ORDINANCE NO. 884**

of the City of Gig Harbor, Washington

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On May 14, 2001, the City Council of the City of Gig Harbor, Washington, approved Ordinance No. 884, the main points of which are summarized by its title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, ADDING PERMITTED USES IN THE MIXED USE OVERLAY DISTRICT TO INCLUDE RESTAURANTS AND ASSOCIATED COCKTAIL LOUNGES, COFFEE HOUSES, DELICATESSENS, AND BAKERIES; AND THEREBY AMENDING SECTION 17.91.020 OF THE GIG HARBOR MUNICIPAL CODE.

The full text of this Ordinance will be mailed upon request.

APPROVED by the City Council at their meeting of May 14, 2001.

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MOLLY TOWSLEE, CITY CLERK