

## ORDINANCE NO. 868

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING RELATING TO PRELIMINARY AND FINAL PLATS; CHANGING SECTION 16.05.002 PRELIMINARY PLAT TO A TYPE III-A PERMIT APPLICATION; AND AMENDING SECTION 16.006.003 TO ALLOW ONE YEAR EXTENSIONS FOR FINAL PLATS.**

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WHEREAS, the Gig Harbor City Council imposed a moratorium on the submission of planned unit development applications; and

WHEREAS, the City Council directed the Planning Commission to provide a recommendation regarding the City's regulations for planned unit developments; and

WHEREAS, the Planning Commission held hearings on the planned unit development regulations on July 26, 2000 and August 2, 2000; and

WHEREAS, the Planning Commission recommended that the City Council amend the regulations for planned unit developments as set forth in 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 SEPA responsible official for the City of Gig Harbor determined that this ordinance relates to a procedural action and is therefore categorically exempt from SEPA review pursuant to RCW 197-11-800(20); and

WHEREAS, the City Council reviewed this Ordinance during a work session on January 2, 2001; and

WHEREAS, the City Council considered this Ordinance during its regular City Council meeting of January 22, 2001, after a public hearing; and

WHEREAS, the staff has made the recommended changes per the January 22, 2001 Council Meeting; and

WHEREAS, the City Council considered this Ordinance during its regular City Council meeting of January 22<sup>nd</sup> and February 12<sup>th</sup>, 2001; Now, Therefore,

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

Section 1. Section 16.05.002 of the Gig Harbor Municipal Code is hereby amended to read as follows:

16.05.002 Type of application. A preliminary plat is a ~~Type III~~ ~~Type III-A~~ application. The hearing examiner makes a final decision, which is appealable to the ~~city council~~ the appropriate court.

Section 2. Section 16.06.002 of the Gig Harbor Municipal Code is hereby amended to read as follows:

16.06.002 Type of application. A final plat is a Type IV application. The City Council makes a final decision, which is appealable to the appropriate court.

Section 3. Section 16.06.003 of the Gig Harbor Municipal Code is hereby amended to read as follows:

16.06.003 Time frame for submission of final plat. A final plat meeting all requirements of Chapter 58.17 RCW and this title shall be submitted to the city for approval within five years of the date of preliminary plat approval. Pursuant to RCW 58.17.140 a single extension of time for the submission of a final plat may be requested for a period up to one year as long as the applicant submits the request in writing 30 days before the expiration date of the final plat. The applicant must comply with all application requirements under RCW 58.17.150.

Section 4. 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 5. 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 26th day of February, 2001.

CITY OF GIG HARBOR

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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: 1/17/01  
PASSED BY THE CITY COUNCIL: 2/26/01  
PUBLISHED: 3/7/01  
EFFECTIVE DATE: 3/12/01  
ORDINANCE NO. 868

**SUMMARY OF ORDINANCE NO. \_\_\_\_**

of the City of Gig Harbor, Washington

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On \_\_\_\_\_, 2001, the City Council of the City of Gig Harbor, Washington, approved Ordinance No. \_\_\_\_\_, 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 RELATING TO PRELIMINARY AND FINAL PLATS; CHANGING SECTION 16.05.002 PRELIMINARY PLAT TO A TYPE III-A PERMIT APPLICATION; AND AMENDING SECTION 16.006.003 TO ALLOW ONE YEAR EXTENSIONS FOR FINAL PLATS.

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

APPROVED by the City Council at their meeting of \_\_\_\_\_, 2001.

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MOLLY TOWSLEE, CITY CLERK