

CITY OF GIG HARBOR

RESOLUTION NO. 241

WHEREAS, Wollochet Investors/KinderCare, Inc. have requested site plan review and approval for the construction of a day care center and associated improvements on a 55,756 square foot parcel located in an R-3 zone at the northwest corner of Grandview and Stinson Streets; and

WHEREAS, the Gig Harbor City Council has adopted in Ordinance #489 guideline for review of site plans and other land use issues and Section 17 of said ordinance states, "Any application requiring action by the City Council shall be taken by adoption of a resolution or ordinance by the Council"; and

WHEREAS, the Gig Harbor Planning Director has recommended approval of the project, SP-88-07, in a staff report dated November 8, 1988; and

WHEREAS, the Gig Harbor Hearing Examiner conducted a public hearing on the application on September 28, 1988; and

WHEREAS, the Gig Harbor Hearing Examiner has made specific findings and conclusions and has recommended approval of SP-88-07 in his report dated November 8, 1988; and

WHEREAS, the City Council of the City of Gig Harbor at its regular meeting of December 12, 1988, directed the City Planning Director to make supplemental findings regarding the related rezone request for this property (Case #RZ-88-05); the Planning Director does make the following findings:

- 1) That the submitted site plan for the day care facility satisfies all applicable provisions of the existing R-3 zoning for the property;
- 2) That the day care facility is a permitted use in the R-3 zone;
- 3) That the site plan may be approved independent of the requested rezoning of the property;
- 4) That a delay of final action by the City Council on the rezone request (Case #RZ-88-05) pending the completion of a neighborhood land use plan for the Millville sub-area is contrary to the established judicial doctrine of the Washington State Supreme Court;

- 5) That the applicants have agreed at hearing and in writing to an extension of the period allotted for final action by the City Council on the rezone request.

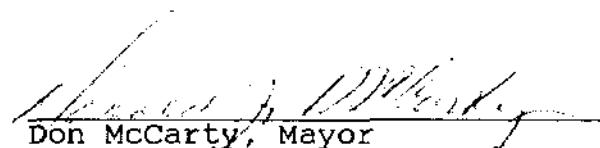
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Gig Harbor, Washington:

That the findings, conclusions, and recommendation of the Hearing Examiner's report dated November 8, 1988, are adopted together with and as modified by the supplemental findings of the Planning Director; and

That the site plan application SP-88-07 is hereby approved subject to the conditions of record; provided that all construction and required improvements are completed to the satisfaction of the city within three years of the effective date of this approval; and

That final action by the City Council on the rezone request (Case #RZ-88-05) is deferred as now or hereafter agreed to by the applicants and the Council.

Passed this 28th day of December, 1988.



Don McCarty, Mayor

ATTEST:



Michael R. Wilson
City Administrator

Filed with city clerk: 12/19/88
Passed by city council: 12/28/88