

ORDINANCE 1520

AN ORDINANCE OF THE CITY OF GIG HARBOR, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF GIG HARBOR; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the city received a complete application for the site-specific rezone July 24, 2023 requesting a rezone of the subject parcel from Waterfront Millville (WM) to Waterfront Commercial (WC); and

WHEREAS, the current comprehensive plan land use designation for Pierce County parcel number 7650000020 within the City is Waterfront and the current zoning district for this parcel is Waterfront Millville (WM); and

WHEREAS, the existing waterfront comprehensive plan land use designation anticipates a variety of mixed uses along the waterfront which are allowed under the City of Gig Harbor Shoreline Master Program and as more particularly defined under the zoning code; and

WHEREAS, the 0.58 acres subject to this rezone are currently being used for a commercial marina; a use which is consistent with Waterfront Commercial District (WC) zoning; and

WHEREAS, the WC zoning district is a zoning district which implements the Waterfront land use designation; and

WHEREAS, September 7, 2023, Ordinance 1516 was adopted providing interim zoning controls pertaining to site specific rezones and height restriction area variances, amending chapters 17.62, 17.100, and 19.01 of the Gig Harbor Municipal Code (GHMC); and

WHEREAS, the proposed rezone is a Type IV action as defined in GHMC 19.01.003(B) for site specific zoning map amendments; and

WHEREAS, a final decision for a Type IV application shall be rendered by the city council after a recommendation from the hearing examiner as per GHMC 19.01.003(A); and

WHEREAS, the hearing examiner held a public hearing on the site specific rezone on November 7, 2023; and

WHEREAS, following the November 7, 2023, public hearing, the hearing examiner provided their recommendation of conditional approval of the proposed amendment from Waterfront Millville (WM) to Waterfront Commercial (WC) subject to one condition; and

WHEREAS, the city council approved the rezone application under Resolution 1302 on February 12, 2024, and

WHEREAS, the change to the official zoning map must be adopted by ordinance as per GHMC 17.100.070;

NOW THEREFORE, the City Council of the City of Gig Harbor, Washington, do ordain as follows:

Section 1. Rezone. Pierce County Assessor parcel number 7650000020 is hereby rezoned from Waterfront Millville (WM) to Waterfront Commercial (WC).

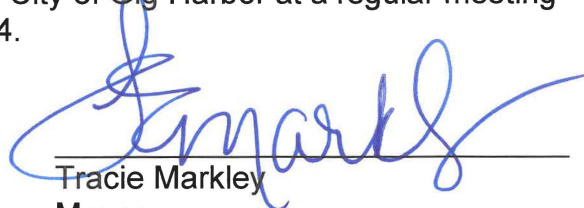
Section 2. Zoning Map. The community development director is hereby instructed to effectuate the necessary changes to the Official Zoning Map of the City in accordance with the zoning established by section 1.

Section 3. Severability. If any section, sentence, clause, or phrase of this ordinance shall be 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, sentence, clause, or phrase of this ordinance.

Section 4. Correction of Errors. The city clerk and codifiers of the ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

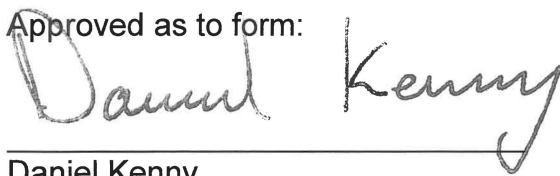
Section 5. Effective Date. This ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

ADOPTED by the City Council of the City of Gig Harbor at a regular meeting thereof, held this 12th day of February, 2024.



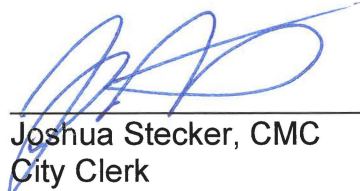
Tracie Markley
Mayor

Approved as to form:



Daniel Kenny
City Attorney

Attest:



Joshua Stecker, CMC
City Clerk