Ordinance No. 3777

(Amending or Repealing Ordinances)

CFN=1000 Planning Department
Passed – 12/13/05

Amends Ords. 3281;3412;3482;3546;3591;3637;3675;3730
Amended by Ord. 3827;3870;3904;3941;3987;4024;4057

The date ["Beginning July 1, 1998"] has led to confusion. This date will be deleted from cover sheets of ordinance/resolution revision pages. This cover sheet will be deleted on electronic pages only, no other deletions or changes have been made to the document – 5/21/2012.
ORDINANCE NO. 3777

AN ORDINANCE of the City Council of the City of Kent, Washington, amending Section 12.13.160 of the Kent City Code to amend the school impact fee schedule (CPA-2005-1).

REQUITALS

A. The City of Kent adopted a school impact fee program as authorized by the Growth Management Act and RCW 82.02.050.

B. Chapter 12.13.070 of the Kent City Code requires that the Capital Facilities Plans of the school districts be submitted to the City of Kent on an annual basis for City Council review, and that such review shall occur in conjunction with any update of the Capital Facilities Element of the City's Comprehensive Plan.

C. The Kent, Federal Way, and Auburn School Districts have requested amendments to the text of the Comprehensive Plan to reflect proposed changes to impact fees.

D. On September 30, 2005, the City provided the required sixty (60) day notification under RCW 36.70A.106 to the state of Washington of the City's proposed amendment to the Capital Facilities Element of the Comprehensive Plan and the sixty (60) day notice period has lapsed.

E. After a public hearing before the City Council on November 15, 2005, the City Council on December 13, 2005, approved Comprehensive Plan Amendment CPA-2005-1 to include the Capital Facilities Plans of the Kent, Federal Way, and Auburn

School Impact Fee - 2005
School Districts, which include changes in proposed impact fees as follows: Federal Way School District increase to $3,393.00 for single-family and decrease to $895.00 for multifamily units; Kent School District increase to $4,775.00 for single-family and increase to $2,940.00 for multifamily; and Auburn School District increase to $5,681.36 for single-family and decrease to $1,536.30 for multifamily.

F. It is necessary to amend section 12.13.160 of the Kent City Code to reflect the Comprehensive Plan amendment that established a new base fee schedule for the Federal Way School District of $3,393.00 for single-family and $895.00 for multifamily units; for the Kent School District of $4,775.00 for single-family and $2,940.00 for multifamily; and for the Auburn School District of $5,681.36 for single-family and $1,536.30 for multifamily; NOW THEREFORE,

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

ORDINANCE

SECTION 1. Amendment. Section 12.13.160 of the Kent City Code is hereby amended as follows:

Sec. 12.13.160. Base fee schedule. The following fee shall be assessed for the indicated types of development:

<table>
<thead>
<tr>
<th>School District</th>
<th>Single Family</th>
<th>Multi-family</th>
<th>Multi-family studio</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kent, No. 415</td>
<td>$4,056.00</td>
<td>$1,762.00</td>
<td>$0.00</td>
</tr>
<tr>
<td></td>
<td>$4,775.00</td>
<td>$2,940.00</td>
<td></td>
</tr>
<tr>
<td>Federal Way, No. 210</td>
<td>$2,868.00</td>
<td>$905.00</td>
<td>$0.00</td>
</tr>
<tr>
<td></td>
<td>$3,393.00</td>
<td>$895.00</td>
<td></td>
</tr>
<tr>
<td>Auburn, No. 408</td>
<td>$5,296.90</td>
<td>$1,831.85</td>
<td>$0.00</td>
</tr>
<tr>
<td></td>
<td>$5,681.36</td>
<td>$1,536.30</td>
<td></td>
</tr>
</tbody>
</table>

SECTION 2. Severability. If any one or more sections, subsections, or sentences of this Ordinance are held to be unconstitutional or invalid, such decision
shall not affect the validity of the remaining portion of this Ordinance and the same shall remain in full force and effect.

**SECTION 3. – Savings.** The existing section 12.13.160 of the Kent City Code, which is repealed and replaced by this ordinance, shall remain in full force and effect until the effective date of this ordinance.

**SECTION 4. – Effective Date.** This Ordinance shall take effect and be in force thirty (30) days from and after its passage, approval and publication as provided by law.

ATTEST:

**Brenda Jaconer**  
BRENDAD JACOBER, CITY CLERK

APPROVED AS TO FORM:

**TOM BRUBAKER, CITY ATTORNEY**

PASSED: 13 day of December, 2005.
APPROVED: 14 day of December, 2005.
PUBLISHED: 17 day of December, 2005.

I hereby certify that this is a true copy of Ordinance No. 3777, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

**Brenda Jaconer**  
BRENDAD JACOBER, CITY CLERK

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