Ordinance No. 4227

(Amending or Repealing Ordinances)

CFN = 775 - Capital Improvement Program
CFN = 961 - Capital Facilities Plan
12/13/2016
Comprehensive Plan Amendment – 2016 School District Capital Facilities Plans
ORDINANCE NO. 4277

AN ORDINANCE of the City Council of the City of Kent, Washington, amending the Kent Comprehensive Plan and its Capital Facilities Element to include the Capital Facilities Plans of the Kent, Federal Way, Auburn and Highline School Districts (CPA-2016-1).

RECITALS

A. The State of Washington Growth Management Act (GMA) requires internal consistency among comprehensive plan elements and the plans from other jurisdictions.

B. To assure that comprehensive plans remain relevant and up to date, the GMA allows amendments to the capital facilities element of comprehensive plans concurrently with the adoption or amendment of a city budget. RCW 36.70A.130(2)(a)(iv).

C. The City of Kent has established procedures for amending the Comprehensive Plan in Chapter 12.02 of the Kent City Code (KCC), allowing amendment of the Capital Facilities Element of the Comprehensive Plan concurrently with the adoption or amendment of the City budget and allowing the City Council to hold the public hearing instead of the Land Use and Planning Board. KCC 12.02.010.
D. The Kent, Federal Way, Auburn and Highline School Districts have submitted proposed amendments to their Capital Facilities Plans to be included in an amendment of the City’s Capital Facilities Element of the Comprehensive Plan.

E. After providing appropriate public notice, the City Council of the City of Kent considered the requested Comprehensive Plan amendment and held a public hearing on the same on October 18, 2016.

F. On September 14, 2016, the City provided the required 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. The 60 day notice period has passed, and by operation of law, it is deemed approved.

G. On December 13, 2016, the City Council of the City of Kent approved the Capital Facilities Element amendment CPA-2016-1 to include the Capital Facilities Plans of the Kent, Federal Way, Auburn and Highline School Districts, as set forth in Exhibit “A” attached and incorporated by this reference.

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

ORDINANCE

SECTION 1. - Amendment. The Kent Comprehensive Plan, and its Capital Facilities Element, are amended to include the Capital Facilities Plans of the Kent, Federal Way, Auburn and Highline School Districts, as set forth in Exhibit “A” attached and incorporated by this reference (CPA-2016-1).
SECTION 2. – Corrections by City Clerk or Code Reviser. Upon approval of the city attorney, the city clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; ordinance, section, or subsection numbering; or references to other local, state, or federal laws, codes, rules, or regulations.

SECTION 3. – Severability. If any one or more section, subsection, or sentence of this ordinance is held to be unconstitutional or invalid, that decision will not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

SECTION 4. – Effective Date. This ordinance will take effect and be in force 30 days from and after its passage, as provided by law.

Suzette Cooke, Mayor

ATTEST:

Kimberly A. Komoto, City Clerk

APPROVED AS TO FORM:

Tom Brubaker, City Attorney
PASSED: 13 day of December, 2016.
APPROVED: 13 day of December, 2016.
PUBLISHED: 23 day of December, 2016.

I hereby certify that this is a true copy of Ordinance No. 4227 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

[Signature]
KIMBERLEY A. KOMOTO, CITY CLERK

4 Comprehensive Plan Amendment