



# CITY OF LAKE FOREST PARK

## CITY COUNCIL

### AGENDA COVER SHEET

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<b>Meeting Date</b>	June 22, 2023
<b>Originating Department</b>	Planning
<b>Contact Person</b>	Steve Bennett, Planning Director and Kim Adams Pratt, City Attorney
<b>Title</b>	Draft Ordinance 23-1271/Adopting Interim Development Regulations as authorized by the Growth Management Act relating to Tree Canopy Preservation and Enhancement

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#### Legislative History

- First Presentation - April 13, 2023, City Council work session
  - Second Presentation – May 22, 2023, City Council Committee of the Whole meeting
  - Third Presentation - June 8, 2023, City Council work session
  - Fourth Presentation - June 22, 2023, City Council regular meeting
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#### Attachments:

1. Draft Ordinance 23-1271/Adopting Interim Development Regulations as authorized by the Growth Management Act relating to Tree Canopy Preservation and Enhancement
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#### Executive Summary

At the June 22nd regular meeting, the provisions that had been under consideration by the Council for adoption as draft Ordinance 23-1269 will be presented as draft Ordinance 23-1271 adopting interim regulations (Attachment 1) that are generally consistent with those under consideration as Ordinance 23-1269. Under the Growth Management Act (GMA), interim regulations may be in effect for six months and may be renewed for one or more six-month periods. GMA also requires the City Council to hold a public hearing within sixty days of adopting interim regulations. By holding the hearing at this meeting, the City will be in compliance with this requirement.

At the April 13, 2023, work session Council discussed some of the draft provisions in the ordinance and associated policy questions. That discussion and the discussions during the May 22, 2023, Council Committee of the Whole meeting and the June 8, 2023, work session, were used to develop draft

Ordinance 23-1271. The Tree Board also discussed the draft regulations at its May 3 and June 7, 2023, meetings and provided feedback to Planning Director Bennett.

**Background**

Chapter 16.14 LFPMC, Tree Canopy Preservation and Enhancement, does not currently include a comprehensive regulatory program for large scale projects that necessitate removal of trees with the right-of-way (ROW) and adjacent private lots, such as Sound Transit’s Bus Rapid Transit project. The draft Ordinance proposes interim regulations that would further the goals of the City as described in Chapter 16.14 LFPMC, as well as provide a well-defined permitting path for applicants. The draft interim regulations define the ROW corridor as 500 feet on either side of the ROW, adjusting for Lake Washington and other cities; require a replacement of the canopy coverage that will be lost from the project; and require a 3-year maintenance and monitoring plan.

**Fiscal & Policy Implications**

There are no known fiscal implications at this time.

**Alternatives**

<i>Options</i>	<i>Results</i>
<ul style="list-style-type: none"><li>• Approve</li></ul>	The proposed Ordinance No. 23-1271 will implement interim regulations
<ul style="list-style-type: none"><li>• Do not approve</li></ul>	Interim regulations will not be adopted at this time and Council may continue to consider amendments to Chapter 16.14 LFPMC

**Staff Recommendation**

Hold the required public hearing on interim regulations and adopt Ordinance 23-1271 after consideration of public testimony.