

CITY OF LYNDEN

EXECUTIVE SUMMARY – Community Development Committee and Planning Commission



CDC Meeting Date:	November 16, 2022	
Name of Agenda Item:	Draft Review of Ord 1654 – Community Residential Facilities	
Section of Agenda:	Discussion	
Next Steps Proposed by Staff:		Legal Review:
☐ Staff revisions	☐ Planning Commission	☐ Completed
☐ Return to CDC	☐ Other Committees	☐ Recommended
☒ Schedule for full Council	☐ Other: _____	☒ Not Required
Attachments:		
Draft of LMC 19.49 – Community Residential Facilities		
Summary Statement:		
House Bill 1220 (“E2SHB 1220”), passed by the Washington State Legislature in May 2021, compels municipalities to support efforts to provide indoor emergency housing, indoor emergency shelters, transitional housing, and permanent supportive housing consistent with Chapters 35.21 and 35A.21 RCW. E2SHB 1220 also states that reasonable occupancy, spacing, and intensity of use requirements may be imposed by ordinance to protect health and safety for both facility residents and the broader community. The attached draft ordinance strives to establish reasonable standards for the safe operation and appropriate siting of the facilities within the City of Lynden. Collectively these are called Community Residential Facilities in the draft ordinance. It’s important to note that the final ordinance must be compliance with the Fair Housing Act (FHA) and the Americans with Disabilities Act (ADA). Additionally, in 2021 the State of Washington prohibited jurisdictions from limiting the number of unrelated individuals that reside in a single-family home. Revisions have been made to a previous draft of this ordinance in light of these requirements. The proposed timeline to adopt the attached ordinance is as follows: - December 1: Public Safety Committee Meeting – continued discussion. - December 15: Planning Commission – public hearing and Commission recommendation - December 16 – February 16: Washington State Dept of Commerce Review - March 5: City Council Public Hearing		
Recommended Action:		
Review and provide feedback.		