



## BUSINESS OF THE CITY COUNCIL CITY OF MERCER ISLAND

AB 5867  
May 4, 2021  
Consent Calendar

### AGENDA BILL INFORMATION

<b>TITLE:</b>	AB 5867: Development Code Amendment ZTR21-002 Conditional Use Permit Applicability (Ord. No. 21C-06 Second Reading & Adoption)	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed:
<b>RECOMMENDED ACTION:</b>	Adopt Ordinance No. 21C-06 amending MICC 19.06.110(A)(5)	<input type="checkbox"/> Motion <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Resolution

<b>DEPARTMENT:</b>	Community Planning and Development
<b>STAFF:</b>	Jeff Thomas, Interim Director Alison Van Gorp, Deputy Director
<b>COUNCIL LIAISON:</b>	n/a
<b>EXHIBITS:</b>	1. Ordinance No. 21C-06
<b>CITY COUNCIL PRIORITY:</b>	n/a

<b>AMOUNT OF EXPENDITURE</b>	\$ n/a
<b>AMOUNT BUDGETED</b>	\$ n/a
<b>APPROPRIATION REQUIRED</b>	\$ n/a

### SUMMARY

This code amendment was suggested by an interested person as a part of the annual docket submittal process in the fall of 2020, and the City Council later added it to the final docket. The proposed code amendment amends [MICC 19.06.110\(A\)\(5\)](#), creating a new subsection (c) and adding clarity on the applicability of Conditional Use Permits (CUPs). The amendment provides that a CUP is only applicable to the property for which it is granted. The uses permitted under a CUP cannot be extended beyond the property for which the CUP was granted unless the conditionally approved uses are already allowed on the adjoining or added property, or a new CUP is granted for the adjoining or added property.

The City Council conducted a first reading of Ordinance No. 21C-06 on April 20, 2021. No revisions to the ordinance were requested.

### RECOMMENDATION

Adopt Ordinance No. 21C-06 amending MICC 19.06.110(A)(5).