

**CITY OF MERCER ISLAND
ORDINANCE NO. 19C-17**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND AMENDING THE
MERCER ISLAND COMPREHENSIVE PLAN LAND USE ELEMENT, CAPITAL
FACILITIES ELEMENT, AND TRANSPORTATION ELEMENT; PROVIDING
FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, in compliance with the Washington State Growth Management Act, chapter 36.70A RCW, the City of Mercer Island adopted a Comprehensive Plan in 1994 and has amended the plan on several occasions since that time; and

WHEREAS, in accordance with RCW 36.70A.130, an adopted Comprehensive Plan shall be subject to continuing evaluation and review; and

WHEREAS, the City sought community participation in the 2019 Citizen Comprehensive Plan Amendments by publishing notice through multiple channels, publicizing the opportunity for residents, business owners and interested parties to submit amendments to the Mercer Island Comprehensive Plan; and

WHEREAS, on November 20, 2018, the City Council passed Resolution No. 1554, which established a docket of four proposed Comprehensive Plan amendments for review in 2019; and

WHEREAS, pursuant to RCW 36.70A.130(2)(b), all proposals that were submitted were considered concurrently so the cumulative effect of the various proposals could be ascertained; and

WHEREAS, the City of Mercer Island has met all applicable public notice requirements for said Comprehensive Plan amendments consistent with chapter 19.15 MICC in effect at the time notice was given; and

WHEREAS, the Department of Commerce received notice of Mercer Island's proposed Comprehensive Plan amendments on August 20, 2019; and

WHEREAS, the City of Mercer Island issued SEPA Threshold Determinations (DNS) for the respective amendments on August 30, 2019; and

WHEREAS, the Planning Commission held the required public hearing on October 2, 2019 and recommended approval of the Comprehensive Plan Amendments; and

WHEREAS, the proposed amendments have been reviewed for internal consistency with the comprehensive plan and for consistency with the applicable review criteria in chapter 19.15 MICC; and

WHEREAS, the City Council considered the proposed Comprehensive Plan Amendments on October 15, 2019 (first reading) and November 4, 2019 (second reading);

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Adoption of Amendments.

The amendments to the Land Use, Capital Facilities, and Transportation Elements as set forth in Attachment "A" to this Ordinance are hereby adopted.

Section 2. Severability.

If any section, sentence, clause, or phrase of this Ordinance or any municipal code section amended hereby should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause or phrase of this Ordinance or the amended code section.

Section 3. Effective Date.

This ordinance shall take effect five days after passage and publication in the official newspaper of the City.

ADOPTED BY THE CITY COUNCIL OF MERCER ISLAND, WASHINGTON AT ITS REGULAR MEETING ON THE 4TH DAY OF NOVEMBER, 2019.

CITY OF MERCER ISLAND

Debbie Bertlin, Mayor

ATTEST:

APPROVED AS TO FORM:

Deborah A. Estrada, City Clerk

Bio Park, Interim City Attorney

Date of Publication: _____