

**ORDINANCE NO. 19C-21  
CITY OF MERCER ISLAND**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON,  
AMENDING TITLE 19 MERCER ISLAND CITY CODE TO CLARIFY  
DEVELOPMENT AND ADMINISTRATIVE STANDARDS AND TO CREATE A  
PROCEDURE TO DOCKET AND CONSIDER SUGGESTED AMENDMENTS TO  
DEVELOPMENT REGULATIONS, PROVIDING FOR SEVERABILITY, AND  
ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, the Mercer Island City Code (MICC) establishes development regulations that are intended to result in the implementation of the Mercer Island Comprehensive Plan pursuant to RCW 36.70A.040; and,

WHEREAS, the Mercer Island City Council determined that amendments to the development regulations were necessary to ensure that residential development was occurring consistently with the provisions of the Mercer Island Comprehensive Plan; and,

WHEREAS, the Mercer Island City Council directed the Planning Commission to periodically review Title 19 MICC and recommend amendments to clarify the regulations to the City Council; and,

WHEREAS, the Growth Management Act requires the City to adopt procedures to docket and consider suggested development regulation amendments; and

WHEREAS, the Mercer Island Planning Commission held a public hearing on September 18, 2019, and considered public comment received prior to the close of the public hearing; and

WHEREAS, the Mercer Island Comprehensive Plan Land Use Element establish numerous goals and policies that are implemented through the adoption of revised development standards; and,

WHEREAS, a SEPA Determination of Non-Significance was issued by the City on August 12, 2019; and,

WHEREAS, the Washington Department of Commerce granted expedited review of the proposed amendments to the development regulations on September 26, 2019;

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

**Section 1.**     **Adoption of amendments to Title 19 of the Mercer Island City Code.** The amendments to Title 19 of the Mercer Island City Code as set forth in Attachment “A” to this ordinance are hereby adopted.

**Section 2.**     **Codification of the regulations.** The City Council authorizes the Community Planning and Development Director and the City Clerk to correct errors in Attachment A, codify the regulatory provisions of the amendment into Title 19 of the Mercer Island City Code, and publish the amended code.

**Section 3.** **Interpretation.** The City Council authorizes the Community Planning and Development Director to adopt administrative rules, interpret, and administer the amended code as necessary to implement the legislative intent of the City Council.

**Section 4.** **Severability.** If any section, sentence, clause, or phrase of this ordinance or any city 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 6.** **Publication and Effective Date.** A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall take effect and be in full force five days after the date of publication.

PASSED by the City Council of the City of Mercer Island, Washington at a special meeting on the 10th day of December 2019 and signed in authentication of its passage.

CITY OF MERCER ISLAND

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Debbie Bertlin, Mayor

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Bio Park, Interim City Attorney

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Deborah A. Estrada, City Clerk

Date of Publication: \_\_\_\_\_