

ORDINANCE NO. 83

AN ORDINANCE OF THE CITY OF WOODINVILLE, WASHINGTON AMENDING ORDINANCE NO. 43, ADOPTING THE INTERIM ZONING CODE, AND ALL SUBSEQUENT ORDINANCES THAT AMENDED THE INTERIM ZONING CODE, AND ALLOWING GYMNASTIC SCHOOLS AS A PERMITTED USE IN THE INDUSTRIAL ZONE.

WHEREAS, a complete Zoning Code Amendment application was submitted on December 29, 1993 requesting an amendment to certain sections of the City of Woodinville Interim Zoning Code to allow gymnastic schools as a permitted use in the Industrial Zone; and

WHEREAS, pursuant to the Washington State Environmental Policy Act (SEPA) and WMC 14.04, Environmental Protection Regulations, a Declaration of Non-Significance (DNS) was issued on January 3, 1994, and the comment period for the DNS concluded on January 18, 1994 without comment or appeal; and

WHEREAS, pursuant to WMC 21A.39, Application/Notice Requirements, the City of Woodinville Planning Commission held a public hearing on January 19, 1994 to receive public testimony and evidence concerning the requested amendment; and

WHEREAS, in compliance with WMC 21A.46.030, Required Findings, the City Council has determined the following amendment to the text of the City of Woodinville Interim Zoning Code is appropriate based on the following findings of fact:

(a) The amendment is consistent with the City of Woodinville Interim Comprehensive Plan because the Plan "encourages commercial and industrial growth to occur in a compact pattern in the City's existing commercial and industrial areas."

(b) The amendment is consistent with the purposes of the Zoning Code contained in WMC 21A.02.030.

(c) There have been significant changes in the circumstances to warrant a change, to wit, a gymnastic school is not listed as an out-right permitted use, conditional use, or special use in the Zoning Code even though the gymnastic school was legally established pursuant to the applicable King County Zoning Code in effect prior to the City's incorporation on March 31, 1993;

(d) The benefit or cost to the public health, safety and welfare is sufficient to warrant the action because:

(1) Gymnastic schools provide a vital service to children of the Woodinville community. This service is particularly needed at this time when the City has no recreation programs. This service will continue to provide a unique training opportunity that contributes to mental and physical development of children.

(2) Requiring a conditional use permit for a gymnastic school to locate in the Industrial Zone will assure the issues of public health, safety and welfare are addressed, and

WHEREAS, a gymnastic school serving three hundred children will have to close on February 1, 1994 unless the amendment is enacted immediately, now, therefore,

THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 21A.08.050A, General Service Land Uses (Table) is hereby amended to include gymnastic schools as a permitted use under Community Business and Regional Business, and as a conditional use under Industrial.

Section 2. Section 21A.08.050B, Development Conditions, is hereby amended to include Item 29:

- (a) A gymnastic school shall be a member in good standing of the United States Gymnastics Federation.
- (b) A gymnastic school shall demonstrate conformance to guidelines of the United States Gymnastics Federation for equipment used for gymnastics instruction.
- (c) A safe student "pick-up/drop-off" area that does not interfere with local traffic shall be provided.
- (d) Retail sales at a gymnastic school shall be limited to gymnastic-related items, and the retail sales area shall not exceed 500 square feet.

Section 3. Effective date. This ordinance shall be in full force and effect upon adoption and shall be considered an emergency to protect the health, safety and public peace of the citizens of Woodinville.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 24TH DAY OF JANUARY, 1994.

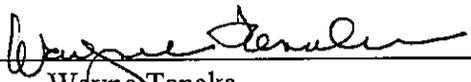
APPROVED:


Lucy DeYoung, Mayor

ATTEST/AUTHENTICATED:

By: 
James Katica
City Clerk/Treasurer

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

By: 
Wayne Tanaka
City Attorney

FILED WITH THE CITY CLERK: 1/20/94
PASSED BY THE CITY COUNCIL: 1/24/94
PUBLISHED: 1/17/94
EFFECTIVE DATE: 1/24/94
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