

ORDINANCE NO. 135

AN ORDINANCE OF THE CITY OF WOODINVILLE, WASHINGTON, AMENDING SECTION 21A.06 and 21A.20.120 OF ORDINANCE NO. 43, ADOPTING THE INTERIM ZONING CODE AND ZONING MAP, TO DEFINE AND REGULATE STREET BANNERS AS A PERMITTED USE.

WHEREAS, pursuant to RCW Chapter 35A.63, cities are authorized to adopt an Interim Zoning Code and Map to guide development and use of property in the city; and

WHEREAS, Ordinance No. 43 did adopt an Interim Zoning Code and Zoning Map; and

WHEREAS, the City of Woodinville has historically allowed street banners without requiring permits; and

WHEREAS, the City of Woodinville City Council has decided to consider regulating street banners; and

WHEREAS, a public hearing was held on October 4, 1995, on the Zoning Code Amendment, and the City of Woodinville Planning Commission recommended approval of the Zoning Code 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 conclusions:

1. The requested Zoning Code Amendment preserves the relevant goals and policies of the Comprehensive Plan (WMC21A.46.030.A);
2. The proposed Street Banner Regulations are consistent with the purposes of the Zoning Code and WMC 21A.20, Sign Design Standards (WMC21A.46.030B);
3. There have been significant recent changes in the City of Woodinville's understanding of legal and safety issues related amending the Zoning Code to regulate street banners (WMC21A.46.030B);
4. The requested changes will have a benefit to the public health, safety, and welfare sufficient to warrant the action (WMC21A.46.030.D); and

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

Section 1: Section 21A.06.636 of the Woodinville Municipal Code (WMC) will be amended to include the definition:

21A.06.636 Street Banner. Street Banner: a temporary sign without mechanical or electrical devices made of cloth or similar non-rigid materials suspended with rope or cable over the public street right-of-way.

Section 2: Section 21A.20.120 of the Woodinville Municipal Code (WMC) will be amended to regulate street banners as a permitted use:

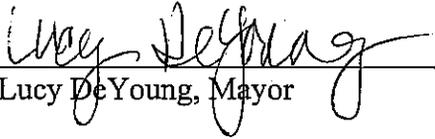
- F. Street Banners Announcing Community Fairs, Festivals, and Events:
1. Street banners shall be limited to announcing or promoting a non-profit sponsored community fair, festival, or event.
 2. Street banners shall be permitted only within the Regional Business and Neighborhood Business zones.
 3. Street banners may be displayed no more than 30 days and shall be removed within 7 days following the end of the community fair, festival, or event. It shall be the responsibility of the event sponsor to remove the street banner or the City will remove such banner and retain the application deposit.
 4. The event sponsor shall provide a Certificate of Insurance evidencing Commercial General Liability insurance as described in the street banner application form provided .
 5. The event sponsor shall submit site placement and street banner construction plans and specifications with the application.
 6. The minimum street clearance of the banner is eighteen feet above the street.

Section 3: Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4: Effective Date. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper for the City, and shall take effect and be in full force five (5) days after publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 27TH DAY OF NOVEMBER, 1995.

APPROVED:



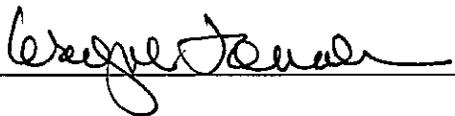
Lucy DeYoung, Mayor

ATTEST/AUTHENTICATED:

By: 

James Katica
City Clerk/Treasurer

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

By: 

FILED WITH THE CITY CLERK: 11/27/95
PASSED BY THE CITY COUNCIL: 11/27/95
PUBLISHED: 12/4/95
EFFECTIVE DATE: 12/9/95
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