

ORDINANCE NO. 155

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 INDOOR BATTING FACILITIES AS A CONDITIONAL USE IN THE INDUSTRIAL ZONE WITH DEVELOPMENT CONDITIONS.

WHEREAS, a complete Zoning Code Amendment application was submitted on January 22, 1996 requesting an amendment to certain sections of the City of Woodinville Interim Zoning Code to allow indoor batting facilities as a conditional use in the Industrial Zone; and

WHEREAS, pursuant to the Washington State Environmental Policy Act (SEPA) and Woodinville Municipal Code (WMC) 14.04, Environmental Protection Regulations, a Determination of Non-Significance (DNS) was issued on April 1, 1996, and the comment period for the DNS concluded on April 16, 1996, without comment or appeal; and

WHEREAS, in compliance with WMC 21.46.030, 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 finds 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 and the Plan recognizes the value in providing for adequate and affordable public recreation facilities;

(b) The amendment is consistent with the purposes of the Zoning Code contained in WMC 21.02.030;

(c) There have been significant changes in the circumstances to warrant a change, to wit, an indoor batting facility is not listed as a permitted use, conditional use, or special use in the Zoning Code and a recognized need for specific recreational facilities, particularly for the youth, in the area that the City has not had sufficient time to develop since its 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) Indoor batting facilities can provide an important service to children of the Woodinville community. A recreational service of this type is particularly needed at this time when the City has few recreation programs. This service will provide a unique training opportunity that contributes to mental and physical development of children.

(2) Requiring a conditional use permit and specific Development Conditions for an indoor batting facility to locate in the Industrial Zone will assure the issues of public health, safety and welfare are addressed; and

WHEREAS, the City has determined a need in the community for additional recreation facilities;

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

Section 1. The following definition is added to Woodinville Municipal Code Chapter 21.06:

21A.06.329 Indoor Batting Cage Facility. Indoor Batting Cage Facility: a participant sports or recreational baseball facility within an enclosed structure that is used for baseball training and entertainment purposes where spectators are incidental and not primary to the activities. The facility houses one or more batting cages installed in accordance with the licensed manufacturer's recommendations and is designed and developed for uses limited to batting practice, pitching practice, and other related baseball skill development activities.

Section 2. The following is hereby added to Woodinville Municipal Code 21.08.040A, General Service Land Uses (Table):

SIC#	SPECIFIC LAND USE	INDUSTRIAL ZONE
	AMUSEMENT/ENTERTAINMENT	
*	Indoor Batting Facilities	C(13)

(Indoor Batting Facilities allowed as a Conditional Use (C) in the Industrial Zone with a reference (13) to Development Conditions. * Denotes definition is specified in WMC 21.06).

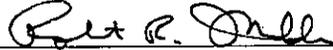
Section 3. Section 21.08.040B(13), Development Conditions, is hereby added to read as follows:

13. Indoor Batting Facilities are subject to the following conditions and limitations:
- (a) Facilities open to youth under the age of 18 shall not be located in the Sexually Oriented Business Overlay District.
 - (b) The Facility shall require the minimum safety standards as provided for a national youth baseball association such as the Little League Association.
 - (c) Signs regarding safety rules must be prominently displayed.
 - (d) Pedestrian walkways shall be clearly marked.
 - (e) The business owner shall provide to the City a signed statement by the building owner declaring that High Hazard Occupancies (Type H Occupancies as defined in the Uniform Building Code) shall not be located in any spaces adjacent to the Indoor Batting Facility; or, the Facility shall be located in a single occupancy building.
 - (f) Retail sales at an Indoor Batting Facility shall be limited to baseball-related items, and the retail sales area shall not exceed 500 square feet.

- (g) Children under the age of 15 are not permitted on the premises without a supervising adult.
- (h) On site food preparation is prohibited.
- (i) A safe pedestrian "pick-up/drop-off" area that does not interfere with local traffic shall be provided.

Section 4. Effective date. This Ordinance shall be in force and effect five days after its passage by the Woodinville City Council and publication of a summary consisting of the title, as required by law.

ADOPTED BY THE CITY COUNCIL AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 26TH DAY OF AUGUST, 1996.



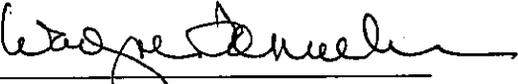
Robert R. Miller, Mayor

ATTEST:

By: 

James K. Katica
City Clerk/Treasurer

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

By: 

Wayne Tanaka
City Attorney

FILED WITH THE CITY CLERK: 8/27/96
PASSED BY THE CITY COUNCIL: 8/26/96
PUBLISHED: 9/2/96
EFFECTIVE DATE: 9/7/96
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