

ORDINANCE NO. 520

AN ORDINANCE OF THE CITY OF WOODINVILLE, WASHINGTON CONCERNING AMENDMENTS TO THE ZONING CODE, MAKING FINDINGS OF FACT; REVISING CHAPTER 21.20, SIGN CODE, REGARDING LETTERING AND LOGO SIZE; ADOPTING FINDINGS FOR ZONING CODE AMENDMENTS; PROVIDING FOR SEVERABILITY; REQUIRING A COPY BE PROVIDED TO THE DEPARTMENT OF COMMERCE; PROVIDING FOR SUMMARY PUBLICATION BY TITLE ONLY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to the requirements of the Washington State Growth Management Act, the City of Woodinville is required to develop and adopt development regulations implementing its Comprehensive Plan; and

WHEREAS, RCW 36.70A.130(4) requires that the City of Woodinville, a "fully planning" city within King County shall update its Comprehensive Plan and development regulations, as necessary to reflect local needs, new data, and current laws; and

WHEREAS, the Woodinville City Council has determined that certain amendments are necessary to keep the Zoning Code updated and to accommodate the needs of its citizens; and

WHEREAS, the Woodinville City Council has reviewed the amendments contained in this ordinance and finds that these amendments meet the required criteria in WMC 21.46.030; and

WHEREAS, a public hearing was held by the City of Woodinville Planning Commission on February 16, 2011; and

WHEREAS, a public hearing was held by the City of Woodinville City Council on April 5, 2011; and

WHEREAS, the requirements of the State Environmental Policy Act (SEPA) RCW 43.21C have been met; and

WHEREAS, adoption of this ordinance will promote the public health, safety, and general welfare within the City of Woodinville;

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

Section 1. Findings. The City Council hereby adopts the following findings in support of this ordinance, together with the recitals expressed herein.

1. The City Council initiated an amendment to the sign code on January 11, 2011. The proposed amendment would eliminate the maximum lettering and logo size for building signs.
2. Pursuant to Woodinville Municipal Code (WMC) Chapter 17, the Planning Commission is required to hold a public hearing on the proposed amendments and make a recommendation to the City Council.

3. The City SEPA Official reviewed the 2010 Docket amendments for environmental impacts under SEPA (RCW 43.21C), and issued a Determination of Nonsignificance (SEP11002) on January 31, 2011. The appeal periods ended without any comments or appeals being received.
4. Pursuant to the Growth Management Act, the proposed amendments were submitted to the Washington State Department of Commerce for review and comment. The state initiated the required 60-day state agency review period on February 3, 2011. No comments were received from any state agency regarding the amendments that are the subject of this ordinance.
5. The Planning Commission reviewed the proposed amendment during its January 19, 2011 public meeting.
6. A public hearing was held by the Planning Commission on February 16, 2011. The public hearing was noticed in the Woodinville Weekly and posted on the City's web site.
7. The Planning Commission received written comments and public testimony; deliberated and produced a public record and recommendations on the amendments that are subject of this ordinance during the February 16, 2011 Planning Commission meetings.
8. The City Council considered the Planning Commission's public record and recommendations concerning the amendments that are subject of this ordinance at a public hearing on April 5, 2011. Listing of the Planning Commission records is included as Attachment C of this Ordinance.
9. The City Council held first reading of Ordinance No. 520 on April 5, 2011.
10. The City Council held second reading of Ordinance No. 520 on April 12, 2011.
11. The Zoning Code amendments that are the subject of this ordinance are consistent with the required decision criteria found in WMC 21.46.030 and WMC 21.44.070. Analysis of the proposed amendments and decision criteria is contained in Attachment B, which is incorporated herein by reference.

Section 2. Chapter 21.20 WMC, Development Standards - Signs, of the Woodinville Municipal Code is hereby amended to read as set forth in Attachment A. New text is shown by underline. Deletions of text are shown by strikethrough. All other provisions of Chapter 21.20 shall remain unchanged and in full force and effect.

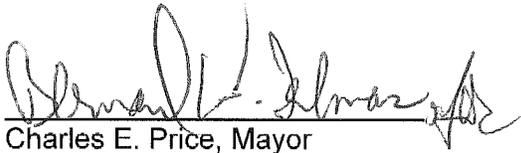
Section 3. Findings for Zoning Code Amendment. The findings presented in Attachment B to this ordinance, regarding criteria for zoning code amendments, are hereby adopted.

Section 4. Severability. Should any section, paragraph, sentence, clause, or phrase of this Ordinance be held 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. Provided, however, that if any section, sentence, clause, or phrase of this Ordinance, or any change in a land use designation is held to be invalid by a court of competent jurisdiction, or by the Growth Management Hearings Board, then the section, sentence, clause, phrase, or land use designation in effect prior to the effective date of this ordinance, shall be in full force and effect for that invalidated section, sentence, clause, phrase, or land use designation, as if this ordinance had never been adopted.

Section 5. Copy to Department of Commerce. Pursuant to RCW 36.70A.106(3), the City Clerk is directed to send a copy of the amendments to the State Department of Commerce for its files within ten (10) days after adoption of this Ordinance.

Section 6. Effective Date. This ordinance or a summary thereof shall be published in the City's official newspaper, and shall take effect five (5) days after passage and the publication of the ordinance or a summary thereof consisting of the title.

ADOPTED BY THE CITY COUNCIL AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 12th DAY OF APRIL 2011.

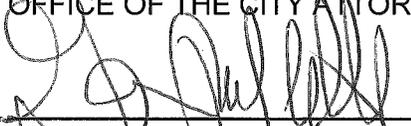

Charles E. Price, Mayor

ATTEST/AUTHENTICATED:



Jennifer Kuhn
City Clerk/CMC

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY



Greg A. Rubstello
City Attorney

PASSED BY THE CITY COUNCIL: 4-12-2011
PUBLISHED: 4-18-2011
EFFECTIVE DATE: 4-25-2011
ORDINANCE NO. 520

WMC 21.20 DEVELOPMENT STANDARDS - SIGNS

21.20.90 Bulk Standard by Zone

Criteria	R1-8	R9+	CBD, GB, NB, TB, O	I	P/I, P
Building Signs					
Number of Signs	1	1	1 per tenant per façade, maximum 2 per tenant, plus 1 per building	1 per tenant per façade, maximum 2 per tenant, plus 1 per building	1
Maximum height	No portion of the sign may protrude above the highest point of the roof, or break the plane of the roof.	No portion of the sign may protrude above the highest point of the roof, or break the plane of the roof.	No portion of the sign may protrude above the highest point of the roof, or break the plane of the roof.	No portion of the sign may protrude above the highest point of the roof, or break the plane of the roof.	No portion of the sign may protrude above the highest point of the roof, or break the plane of the roof.
Maximum size per face	8% of building façade area, maximum 10 square feet	8% of building façade area, maximum 20 square feet	8% of building façade area	8% of building façade area	8% of building façade area
Colors	Required to use City background colors	Required to use City background colors			Required to use City background colors
Illumination	No illumination permitted	No illumination permitted	Permitted	Permitted	Permitted
Materials	Plastic not permitted	Plastic not permitted	Sign face encouraged to be constructed of anodized or treated metal, wood, masonry, tile or neon. Plastic is discouraged	Sign face encouraged to be constructed of anodized or treated metal, wood, masonry, tile or neon. Plastic is discouraged.	Sign face encouraged to be constructed of anodized or treated metal, wood, masonry, tile or neon. Plastic is discouraged

Ordinance 520 – Attachment A

Mounting	Maximum protrusion from façade is 1 foot				
Sign Frames	Frame must be concealed or integrated with the building using similar materials and colors	Frame must be concealed or integrated with the building using similar materials and colors	Frame must be concealed or integrated with the building using similar materials and colors	Frame must be concealed or integrated with the building using similar materials and colors	Frame must be concealed or integrated with the building using similar materials and colors
Lettering/Logo Size	Maximum 3' lettering height, 4' logo height				

WMC 21.46.030 Required Findings for Zoning Code Amendments

ZCA11001 – Sign Code Update is consistent with the applicable criteria contained in WMC 21.46.030 pursuant to the following comments and findings:

1. The amendments are consistent with the purposes of the Comprehensive Plan.

Comment and Finding: The proposed Amendments are consistent with the purposes of the Comprehensive Plan by providing for appropriate signage opportunities that further the goals and policies of the economic development element, while also having high aesthetic and safety standards that further the goals and policies of the Community Design Element.

2. The (proposed) amendments are consistent with the purposes of this title (Zoning Code).

Comment and Finding: The amendments are consistent with the purposes of the Zoning Code. The amendments address the needs of businesses to have signage for purposes of marketing and wayfinding, while also respecting the desires of the community and visitors to have a “clutter-free” area. They provide a balance between the needs of business survival, and the desires of community aesthetics.

3. The benefit or avoided cost to the public health, safety and welfare is sufficient to warrant the action (proposed amendments).

Comment and Finding: The proposed amendments are expected to have positive impacts on public health, safety, and welfare. The amendments would expand signage opportunity for businesses, for visitors to find their way to local businesses, and for the community to meet its aesthetic vision. The changes are necessary in order to address the interests of businesses and citizens to provide signage opportunities and establish an aesthetic and safety standard for the placement of signs within the City of Woodinville.

PLANNING COMMISSION PUBLIC HEARING EXHIBIT LIST

February 16, 2011

EXHIBIT NO.	EXHIBIT NAME
1	Staff Report dated February 16, 2011
2	February 16, 2011 Public Hearing Notice
3	SEPA Determination of Nonsignificance dated August 23, 2010
4	Analysis of Proposed Amendments and Decision Criteria
5	Building Size Allowances of Nearby Cities
6	Proposed Sign Code Amendments Options
7	Power point Presentation



STATE OF WASHINGTON

DEPARTMENT OF COMMERCE

1011 Plum Street SE • PO Box 42525 • Olympia, Washington 98504-2525 • (360) 725-4000
www.commerce.wa.gov

April 26, 2011

Jennifer Kuhn
City Clerk
City of Woodinville
17301 - 133rd Avenue Northeast
Woodinville, Washington 98072

Dear Ms. Kuhn:

Thank you for sending the Washington State Department of Commerce (Commerce) the following materials as required under RCW 36.70A.106. Please keep this letter as documentation that you have met this procedural requirement.

City of Woodinville - Adopted Ordinance No. 520, which amended the City of Woodinville municipal code, related to zoning code, sign code, lettering/logo. These materials were received on April 21, 2011 and processed with the Material ID # 16884.

We have forwarded a copy of this notice to other state agencies.

If this submitted material is an adopted amendment, then please keep this letter as documentation that you have met the procedural requirement under RCW 36.70A.106.

If you have submitted this material as a draft amendment, then final adoption may occur no earlier than sixty days following the date of receipt by Commerce. Please remember to submit the final adopted amendment to Commerce within ten days of adoption.

If you have any questions, please call me at 360.725.3056.

Sincerely,

Linda Weyl

for

Ike Nwankwo
Technical & Financial Assistance Manager
Growth Management Services