

ORDINANCE NO. 529

AN ORDINANCE OF THE CITY OF WOODINVILLE, WASHINGTON CONCERNING AMENDMENT TO THE MUNICIPAL CODE REGARDING THE MEMBERSHIP OF THE WOODINVILLE TREE BOARD; AMENDING SECTION 2.24.020 OF THE WOODINVILLE MUNICIPAL CODE; ADOPTING FINDINGS OF FACT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE AND FOR SUMMARY PUBLICATION BY ORDINANCE TITLE.

WHEREAS, The Tree Board was established under Section 2.24 of the Woodinville Municipal Code: (1) ...“to promote the community urban forest;” (2) Encourage the planting of new trees and the maintenance in public areas of existing trees for all the benefits they provide the community; (3) Maintain public trees in a healthy and non-hazardous condition through best arboricultural practices; (4) Manage trees and vegetation on public property in a manner that represents the best interests of the public; (5) Encourage a diversity of appropriate species of trees; and (6) Establish central responsibility for the community urban forest; and

WHEREAS, The Tree Board has the responsibility to update and make recommendations annually on City of Woodinville’s Community Urban Forestry Plan; a long-term strategy to address the community goal of maintaining Woodinville’s trees over the long term and recognizes that Woodinville’s urban forest is a mosaic of native forests, planted trees, and plants; and

WHEREAS, The Tree Board provides for community and public outreach to promote community urban forestry and does so through attendance at community events, and through the collaborative development of promotional and educational materials with City staff; and

WHEREAS, the Woodinville City Council has determined amending the membership of the Tree Board is necessary for the long-term functioning of Woodinville’s community outreach efforts; and

WHEREAS, the Planning Commission reviewed the benefits of Planning Commission Tree Board integration and coordination in study sessions held by the City of Woodinville Planning Commission on March 16, 2011, and June 15, 2011;

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

Section 1. Amendment of 2.24.020 Subsections 2.24.020 (2) and (5) of the Woodinville Municipal Code are hereby amended to allow the positions of the Board to be held by appointed members of the City of Woodinville Planning Commission and that the names be forwarded to the Mayor for his/her review. The amended subsections shall read as follows (new text is shown by underline - deletions of text are shown by

strikethrough). All other provisions of Chapter 2.24.020 shall remain unchanged and in full force and effect:

2.24.020 Creation and Establishment of a City Tree Board

(2) There shall be at least one business owner and three residents on the Board; the positions of the Board may be appointed from the membership of the City of Woodinville Planning Commission, upon recommendation of the Planning Commission.

(5) Priority shall be given to City residents for appointment consideration. If after a reasonable time period (2 months) no city residents have applied for appointment to the Tree Board, the Planning Commission may select from it's membership to fill the open Tree Board seats and those names selected will be forwarded to the Mayor consistent with the procedures of 2.24.020(6).

Section 2. Findings The City Council adopts the following findings in support of the ordinance, together with the recitals expressed herein.

1. The City Council initiated an amendment to the Woodinville Municipal Code to streamline and update the function of the Tree Board on February 1, 2011.
2. The Planning Commission reviewed the proposed amendment during its March 16, 2011 and June 15, 2011 public meetings.
3. The City Council held first reading of Ordinance No. 529 on September 13, 2011.
4. The City Council held second reading of Ordinance No. 529 on September 27, 2011.

Section 3 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 4. 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.

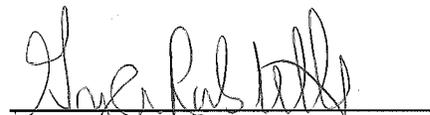
ADOPTED BY THE CITY COUNCIL AND SIGNED IN AUTHENTICATION OF ITS
PASSAGE THIS 27th DAY OF SEPTEMBER 2011.


Bernard W. Talmas, 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: 9-27-2011
PUBLISHED: 10-3-2011
EFFECTIVE DATE: 10-10-2011
ORDINANCE NO. 529