

ORDINANCE NO. 01-11

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON AMENDING SECTION 18.20.1349 AND 18.20.1350 OF THE COVINGTON MUNICIPAL CODE RELATING TO DEFINITIONS BY ADDING A NEW DEFINITION FOR MAJOR UTILITY AND MINOR UTILITY. (AMENDING ORD. NO. 42-02 §2)

WHEREAS, the City Council recently adopted extensive changes to the city's zoning code, Title 18 CMC, in September 2010; and

WHEREAS, the City Council, based upon recommendations from the Planning Commission in September 2010, reviewed and adopted amendments to Title 18 CMC that called for a definition of utilities; and

WHEREAS, the Planning Commission, City Council, and the public had an opportunity to review the proposed definitions for major and minor utilities, including staff documents and recommendations, prior to the adoption of the amendments to Title 18 CMC in September 2010; and

WHEREAS, as the result of a scrivener's error, staff inadvertently omitted the proposed definitions for major and minor utilities from the final adopting Ordinance No. 10-10 approved by the City Council in September 2010; and

WHEREAS, it is in the public interest to provide for such definitions in Title 18 CMC;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Sections 18.20.1349 and 18.20.1350 of the Covington Municipal Code are hereby amended to add the following definitions for major and minor utility facility in the zoning & development code as follows:

18.20.1349 Utility facility, major.

"Utility facility, major" means large scale facilities that serve a regional need, have major above-ground visual impacts and/or result in noise, odors, or other activities that are incompatible with residential and other less intensive uses. Such facilities may include sewage treatment plants, transfer stations, electrical substations, high voltage transmission lines, regional water storage tanks and reservoirs, storage yards and regional sewer collectors and interceptors. This definition does not include wireless communication facilities.

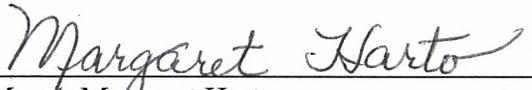
18.20.1350 Utility facility, minor.

“Utility facility, minor” means a small scale facility serving primarily local distribution needs within the City, including underground power lines, water distribution lines, sewer lift stations, and storm water conveyance pipes, fiber optic cable, pump stations and hydrants, switching boxes, and other structures normally found in a street right-of-way to serve adjacent properties.

Section 2. This ordinance shall be in full force and effect five days after proper posting and publication. A summary of this ordinance may be published in lieu of publishing the ordinance in its entirety.

Section 3. If any provision of this ordinance, or ordinance modified by it, is determined to be invalid or unenforceable for any reason, the remaining provisions of this ordinance and ordinances and/or resolutions modified by it shall remain in force and effect.

Passed by the City Council on the 8th day of February, 2011.



Mayor Margaret Harto

PUBLISHED: 02-11-2011

EFFECTIVE: 02-16-2011

ATTESTED:



Sharon Scott
City Clerk

APPROVED AS TO FORM:



Sara Springer
City Attorney