

ORDINANCE NO. 15-2017

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON AMENDING THE COVINGTON MUNICIPAL CODE TITLE 18 ZONING CODE TO REMOVE DEVELOPMENT REGULATIONS AND STANDARDS ASSOCIATED WITH MINERAL USES THAT WERE OVERLOOKED IN ORDINANCE 11-2017.

WHEREAS, Chapter 35A.63 of the Revised Code of Washington (RCW) empowers the City of Covington to enact land use and zoning regulations including mineral extraction development standards; and

WHEREAS, these amendments to Covington's Zoning Code were discussed by Planning Commission at their August 3, 2017 meeting; and

WHEREAS, on August 17, 2017 the Planning Commission held a duly noticed public hearing and considered the amendments to the Zoning Code CMC Title 18 and forwarded a recommendation to approve to the City Council; and

WHEREAS, on September 26, 2017 the City Council adopted Ordinance 11-2017 removing the mineral zoning designation and intending to remove all associated development regulations and standards associated with mineral uses in the city; and

WHEREAS, Ordinance 11-2017 omitted removing the Mineral zoning designation from permitted use charts in several sections of Title 18 that were intended to be removed but were erroneously overlooked; and

WHEREAS, the proposed amendments are consistent with the goals, objectives, and policies of the City of Covington's comprehensive plan; and

WHEREAS, the City Council, upon review of the facts, findings and recommendations of the Planning Commission and after reviewing information provided by city staff, find that all applicable and substantive requirements of the law have been met, that the adoption of this ordinance promotes the public health, safety and general welfare of the community, and that the adoption of this ordinance serves the public interest.

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

Section 1. CMC 18.25.100 Amended. Covington Municipal Code Section 18.25.100 A. is hereby amended to delete the "M" symbol and column from Table A.

Section 2. CMC 18.30.040 Amended. Covington Municipal Code Section 18.30.040 is hereby amended as follows:

18.30.040 A. Delete the term "Resource" and the "M" symbol and the associated column from Table A.

18.30.040 B.(6) Development Condition (6) is deleted in its entirety.

Section 3. CMC 18.85.020(1) Amended. Covington Municipal Code Section 18.85.020(1) is hereby amended as follows:

(1) ~~With the exception of nonconforming extractive operations identified in Chapter 18.60 CMC,~~ All nonconformances shall be subject to the provisions of this chapter.

Section 4. Severability. 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.

Section 5. Corrections. Upon approval of the city attorney, the city clerk and/or code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering.

Section 6. Effective Date. This ordinance shall be in full force and effect five (5) days after publication in the city's newspaper of record. A summary of this ordinance may be published in lieu of publishing the ordinance in its entirety.

PASSED BY THE CITY COUNCIL OF THE CITY OF COVINGTON, WASHINGTON, at a regular meeting thereof on the 24th day of October, 2017 and signed in authentication of its passage.



Mayor Jeff Wagner

ATTESTED:

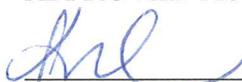


Sharon Scott, City Clerk

PUBLISHED: October 27, 2017

EFFECTIVE: November 1, 2017

APPROVED AS TO FORM:



Kathy Hardy, City Attorney