

CITY OF ORTING
WASHINGTON
ORDINANCE NO. 2023-1104

**AN ORDINANCE OF THE CITY OF ORTING,
WASHINGTON, RELATING TO LAND USE AND ZONING;
ADOPTING AMENDMENTS TO THE COMPREHENSIVE
PLAN; PROVIDING FOR SEVERABILITY; AND
ESTABLISHING AN EFFECTIVE DATE**

WHEREAS, as required by the Growth Management Act (Chapter 36.70A RCW), the City adopted a comprehensive plan for the community on November 29, 2004, (the “Comprehensive Plan”), which is updated frequently; and

WHEREAS, in accordance with RCW 36.70A.130, an adopted Comprehensive Plan shall be subject to continuing evaluation and review, and amendments to the Comprehensive Plan shall be considered no more frequently than once every year; and

WHEREAS, in January 2022, the City initiated a review of the Comprehensive Plan to address plan elements that require updating, and requested amendment proposals from citizens; and

WHEREAS, The timeframe for accepting applications for the 2022 Amendment Cycle was January 3, 2022 to February 28, 2022; and

WHEREAS, staff reviewed each proposed amendment and conducted preliminary analysis pursuant to adopted procedures; and

WHEREAS, the City Council examined the applications, criteria, and analysis provided by staff and adopted Resolution 2022-06 directing the Administrator to proceed with review of the two requested amendments during the current cycle; and

WHEREAS, the City has undertaken a public involvement process and provided for early and continuous public participation opportunities including a study session on the selected amendments with the Planning Commission on August 1, 2022, a public hearing on the selected amendments on December 5, 2022 before the Planning Commission, a study session on the selected amendments with the City Council on January __, 2023, and a public hearing before the City Council on February __, 2023; and

WHEREAS, in accordance with WAC 365-196-630, a notice of intent to adopt the proposed Comprehensive Plan amendments was sent to the State of Washington Department of Commerce and to other state agencies with acknowledgement by the Department on October 5, 2022, for a 60-day review and comment period; and

WHEREAS, an environmental review of the proposed Comprehensive Plan amendments has been conducted in accordance with the requirements of the State Environmental Policy Act (“SEPA”), and a SEPA determination of non-significance was issued on November 18, 2022; and

WHEREAS, on December 5, 2022, the Planning Commission, after considering the public comments received and other information presented at the aforementioned public hearings and public meetings, voted to recommend the adoption of the proposed amendments to the Comprehensive Plan summarized in Exhibit A (Staff Report) to this Ordinance to the City Council; and

WHEREAS, having considered, among other things, the public testimony, the minutes of the Planning Commission meetings, the preliminary and final staff reports, and the Planning Commission recommendations, the City Council finds that the proposed amendments to the Comprehensive Plan are consistent with and would serve to further implement the planning goals of the adopted Comprehensive Plan and the Growth Management Act, bear a substantial relation to the public health, safety or welfare, and promote the best long term interests of the Orting community;

NOW, THEREFORE, the City Council of the City of Orting, Washington, do ordain as follows:

Section 1. Incorporation of Recitals. The above stated recitals are incorporated as though fully set forth herein.

Section 2. Adoption of Amendments to Comprehensive Plan. The City Council adopts the proposed 2022 text amendments to the Comprehensive Plan, “Exhibit B”, which is incorporated by reference herein.

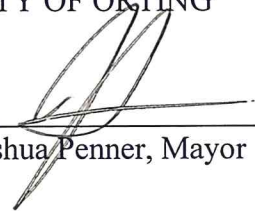
Section 3. Adoption of a Corrected Land Use Map, Figure LU-1 2019. The City Council adopts the amended zoning and land use map, Figure LU-1, “Exhibit C”, which is incorporated by reference herein.

Section 4. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 5. Effective Date. This Ordinance shall be published in the official newspaper of the City and shall take effect and be in full force five (5) days after the date of publication.

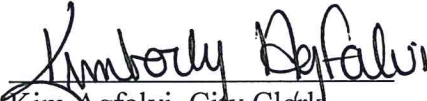
**ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON
THE 25th DAY OF JANUARY, 2023.**

CITY OF ORTING




Joshua Penner, Mayor

ATTEST/AUTHENTICATED:



Kim Agfalvi, City Clerk

Approved as to form:



Charlotte A. Archer, City Attorney

Filed with the City Clerk:
Passed by the City Council:
Ordinance No.
Date of Publication:
Effective Date: