

ORIGINAL

CITY OF ORTING
WASHINGTON
ORDINANCE NO. 2019-1055

AN ORDINANCE OF THE CITY OF ORTING,
WASHINGTON, RELATING TO PROCEDURE;
AMENDING ORTING MUNICIPAL CODE 15-12-5
SETTING PROCEDURE FOR COMPREHENSIVE PLAN
AMENDMENT; 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, the City Council codified a process for requests received for annual amendments to the Comprehensive Plan at Orting Municipal Code 15-12-5; and

WHEREAS, the City Council has determined that amendments to OMC 15-12-5 are warranted to ensure all requests are expediently addressed; and

WHEREAS, the City Council finds that the proposed amendments to the Orting Municipal Code adopted herein 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 the Orting Municipal Code Section 15-12-5. The City Council adopts the amendments to the Orting Municipal Code Section 15-12-5, attached hereto as “Exhibit A”, which is incorporated by reference herein.

Section 3. 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 4. Corrections and Codification. The City Council authorizes the City Clerk to correct any non-substantive errors herein, codify the above, and publish the amended code.

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.

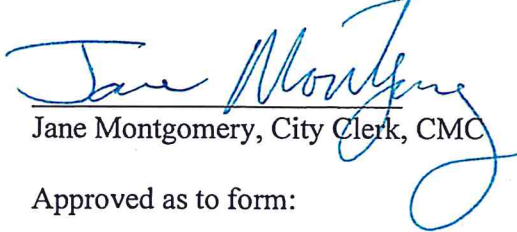
ADOPTED BY THE CITY COUNCIL AT A SPECIAL MEETING THEREOF ON THE 25TH DAY OF NOVEMBER, 2019

CITY OF PORTING



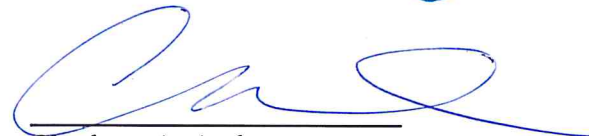
Joshua Penner, Mayor

ATTEST/AUTHENTICATED:



Jane Montgomery, City Clerk, CMC

Approved as to form:



Charlotte A. Archer
Inslee, Best, Doezie & Ryder, P.S.
City Attorney

Filed with the City Clerk: 11.18.19
Passed by the City Council: 11.25.19
Ordinance No.2019-1055
Date of Publication: 11.30.19
Effective Date:12.05.19

Exhibit A to Ord. 2019-1055

15-12-5: COMPREHENSIVE PLAN:

This section is intended to provide the method for adopting amendments to the text and official map of the city's comprehensive plan. Comprehensive plan amendments may include, but are not limited to, policy changes; land use designation changes; level of service standard changes; addition of new analyses; addition of new elements; or other changes that are mandated by state law or determined to be in the interest of the city. Chapter 13 of this title describes the adopted comprehensive plan.

- A. Initiation Of Amendment: An amendment to the comprehensive plan may be initiated by:
1. The city council requesting the planning commission to set the matter for hearing and recommendations.
 2. The planning commission.
 3. One or more property owners or residents by petition to the city.
 4. Citizen advisory committees or organizations through a petition to the city.
- B. Docketing Process: The comprehensive plan shall be amended no more frequently than annually, except that subarea plans may be adopted as amendments at any time. Amendment proposals shall be processed as follows:
1. The city shall advertise the comprehensive plan amendment docketing process, inviting the public to propose amendments. Docketing proposals shall be in the form of a letter simply stating the proposed changes. The notice shall specify the deadline for submitting proposals. The notice shall also state that the city council shall decide which proposed amendments will be carried forward during the current cycle.
 2. At the close of the proposal period, the submittals shall be reviewed by staff and the planning commission and ~~the proposals recommended for further processing~~ sent to the city council. This list will include proposals submitted by city departments, and boards and commissions as well as private parties.
 3. The city council shall adopt a resolution directing the administrator to proceed with the selected amendments for the current cycle. Proposed amendments that are eliminated from further consideration may be resubmitted in the next cycle.
- C. Fees: As may be established by resolution of the city council.
- D. Staff Report: The administrator or his or her designee shall prepare a written report on each amendment pending before the planning commission. The report shall be transmitted to the planning commission and to the applicant before the public hearing. Each report shall contain:
1. Any factual findings pertaining to the amendment.
 2. Any comments from city departments or other agencies with jurisdiction.
 3. The environmental assessment, SEPA determination and/or final environmental impact statement.
 4. The staff's recommendation.

E. Public Hearing By Planning Commission: The planning commission shall hold a public hearing prior to the recommendation for adoption or amendment of any comprehensive plan amendment to the city council. See chapter 9 of this title for hearing procedures and rules.

F. Adoption By City Council: Amendments to the comprehensive plan shall be adopted by the city council by ordinance after a public hearing on the planning commission's recommendation.(Ord. 778, 10-30-2003, eff. 11-11-2003)