

**CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. O2013-347**

**AN ORDINANCE OF THE CITY OF SAMMAMISH,
WASHINGTON, AMENDING CHAPTER 21A.50
(ENVIRONMENTALLY CRITICAL AREAS), OF
THE SAMMAMISH MUNICIPAL CODE TO
EXTEND THE SUNSET DATE; DECLARING AN
EMERGENCY; AND SCHEDULING A PUBLIC
HEARING**

WHEREAS, the City Council adopted Ordinance 2005-193, which amended the Sammamish Municipal Code to update the City's environmentally critical area regulations to meet the requirements of state law; and

WHEREAS, the City Council included provisions within Ordinance 2005-193, which would automatically sunset provisions for wetland, stream, and lakes and ponds protection forty eight (48) months after the effective date of Ordinance 2005-193; and

WHEREAS, the City Council adopted Ordinance 2009-274 on December 1, 2009, which extended the sunset provisions to seventy two (72) months after the effective date of Ordinance 2005-193; and

WHEREAS, the City Council adopted Ordinance 2011-315 on December 6, 2011, which extended the sunset provisions to eighty-four (84) months after the effective date of Ordinance 2005-193; and

WHEREAS, the City Council adopted Ordinance 2012-338 on December 6, 2011, which extended the sunset provisions to ninety-one (91) months after the effective date of Ordinance 2005-193; and

WHEREAS, the City has undertaken an update of the adopted regulations for environmentally critical areas in 2012 and 2013; and

WHEREAS, the City Council has held a public hearings on the proposed amendments to the environmentally critical area regulations on May 7, May 20, and June 4, 2013; and

WHEREAS, the City Council has started their deliberations on amendments to the environmentally critical area regulations, but will not have completed their deliberations prior to sunset provisions taking effect on July 3, 2013; and

WHEREAS, the City Council desires to provide for additional time to complete the amendments by extending the sunset date to assure a thorough and inclusive process; and

WHEREAS, the City Council has concluded that it is in the interest of the public health, safety and welfare to adopt this emergency ordinance to allow sufficient time to complete their deliberations on proposed amendments to the environmentally critical area regulations;

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

Section 1. Amendments to the Municipal Code. Sammamish Municipal Code (SMC) 21A.50.400 Sunset provisions, is amended to read as follows: "The provisions contained in SMC 21A.50.290, Wetlands – Development standards, 21A.50.310 (6)(a), wetland mitigation ratios, and 21A.50.330, Streams – Development standards, shall revert to those in effect prior to January 3, 2006, ~~91 months following the January 3, 2006 effective date of the ordinance codified in this chapter unless renewed or revised~~ on July 31, 2013."

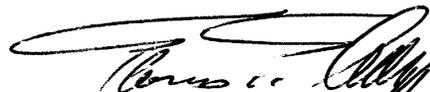
Section 2. The Council does hereby find that an emergency exists and that immediate action is necessary. This ordinance shall be effective immediately upon passage by five (5) or more votes.

Section 3. The City Clerk is directed to schedule a public hearing within sixty days of the date of adoption of this ordinance in accordance with RCW 35A.63.220.

Section 4. The above "Whereas" clauses of this ordinance constitute specific findings by the Council in support of passage of this ordinance. If any part or portion of this ordinance is declared invalid for any reason, such declaration of invalidity shall not affect any remaining part or portion.

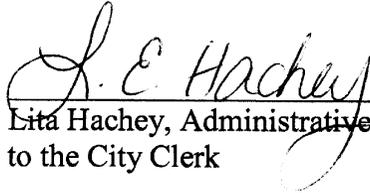
**ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING
THEREOF ON THE 17TH DAY OF JUNE, 2013.**

CITY OF SAMMAMISH



Mayor Thomas T. Odell

ATTEST/AUTHENTICATED:


Lita Hachey, Administrative Assistant
to the City Clerk

Approved as to form:


Bruce L. Disend, City Attorney

Filed with the City Clerk: June 13, 2013
Passed by the City Council: June 17, 2013
Date of Publication: June 20, 2013
Effective Date: June 17, 2013