

ORDINANCE 1713

AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, AMENDING NORTH BEND MUNICIPAL CODE CHAPTER 18.22 RELATING TO TEMPORARY USES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City Council desires to allow temporary uses while ensuring they do not negatively impact adjacent uses; and

WHEREAS, the City Council desires to regulate storage containers that are placed temporarily on property; and

WHEREAS, City staff drafted proposed amendments to North Bend Municipal Code (NBMC) Chapter 18.22, Temporary Uses, to clarify and modify allowed temporary uses in North Bend and associated conditions; and

WHEREAS, a SEPA Determination of Non-Significance was issued for the proposed amendments on February 15, 2019, and no public comments were received; and

WHEREAS, the Planning Commission held a Public Hearing on February 28, 2019, and no public comments were received; and

WHEREAS, the City Council finds the proposed amendments to temporary uses are consistent with the requirements of the Growth Management Act, RCW 36.70A, and that the procedural requirements of the NBMC were followed;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. NBMC Chapter 18.22 (Temporary Uses), Amended: North Bend Municipal Code Chapter 18.22 (Temporary Uses) is hereby amended to read as set forth in Exhibit A attached hereto.

Section 2. Taxes, Rates, and Fees Schedule, Amended: The City Clerk is directed to update the Taxes, Rates and Fees Schedule to include a Temporary Use Permit Fee in Chapter 18.22 of \$150.00, in the next update to the Schedule.

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. 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 OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 3RD DAY OF DECEMBER, 2019.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Kenneth G. Hearing, Mayor

Eileen M. Keiffer, City Attorney

Published: December 13, 2019
Effective: December 18, 2019

ATTEST/AUTHENTICATED:

Susie Oppedal, City Clerk