

# ORDINANCE 1840

## AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, AMENDING NORTH BEND MUNICIPAL CODE CHAPTER 18.18, LANDSCAPING REGULATIONS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

**WHEREAS**, RCW 36.70A.130(4)(a) requires that the City of North Bend Comprehensive Land Use Plan and development regulations, including the zoning code, shall be subject to continuing review and evaluation by the City; and

**WHEREAS**, through the course of continuing review of development applications and application of the City's landscaping regulations in North Bend Municipal Code (NBMC) Chapter 18.18, City staff have identified necessary amendments (the "proposed amendments"); and

**WHEREAS**, the proposed amendments are intended to remove unnecessary code requirements and resolve conflicting language; and

**WHEREAS**, the proposed amendments were submitted to the Washington State Department of Commerce for review on July 23, 2025 (submittal 2025-S-9669); and

**WHEREAS**, a State Environmental Policy Act ("SEPA") Determination of Non-Significance was issued for the proposed amendments on July 25, 2025; and

**WHEREAS**, the North Bend Planning Commission held a public hearing on August 6, 2025, to receive testimony on the proposed amendments, receiving and considering two written comments submitted; and

**WHEREAS**, the Planning Commission, by motion on August 6, 2025, recommended approval of the proposed amendments as detailed in its findings, conclusions, and recommendations; and

**WHEREAS**, the North Bend City Council finds that the public interest and welfare are furthered by adoption of the proposed amendments;

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

**Section 1. NBMC Chapter 18.18 Landscaping Regulations, Amended:** Sections and subsections of North Bend Municipal Code Chapter 18.18 Landscaping Regulations are hereby amended to read as set forth in Exhibit A attached hereto and by this reference

incorporated herein. Only the specific NBMC Sections, Subsections, and portions of tables identified on Exhibit A are hereby amended.

**Section 2. 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 3. 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 21<sup>ST</sup> DAY OF  
OCTOBER, 2025.**

**CITY OF NORTH BEND:**

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**Mary Miller, Mayor**

**APPROVED AS TO FORM:**

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**Kendra Rosenberg, City Attorney**

**ATTEST/AUTHENTICATED:**

Published: October 31, 2025

Effective: November 5, 2025

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**Susie Oppedal, City Clerk**