

**ORDINANCE NO. 3844**

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, ADOPTING FINDINGS AND CONCLUSIONS AND APPROVING A CHANGE IN ZONING FOR TWO PARCELS LOCATED AT 9511 AND 9513 EDMONDS WAY FROM SINGLE-FAMILY RESIDENTIAL (RS-8) TO MULTIPLE RESIDENTIAL (RM-1.5); AUTHORIZING AMENDMENT OF THE CITY'S OFFICIAL ZONING MAP; AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

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WHEREAS, the City Council has received the recommendation of the Planning Board, which after an open-record public hearing on May 11, 2011, is recommending approval of a rezone of two parcels comprising 25,237 square feet, located at 9511 and 9513 Edmonds Way from Single-Family Residential (RS-8) to Multiple Residential (RM-1.5); and

WHEREAS, the City Council reviewed the minutes of the hearing before the Planning Board, which were attached to the council agenda memo as Exhibit 1; and

WHEREAS, the City Council reviewed the Planning Division Advisory Report, Findings, Conclusions, and Recommendations dated May 4, 2011, which was attached to the council agenda memo as Exhibit 2; and

WHEREAS, a closed-record hearing on the Planning Board's recommendation was held by the City Council on June 21, 2011; and

WHEREAS, the two parcels are designated "Edmonds Way Corridor" in the Comprehensive Plan; and

WHEREAS, the existing RS-8 zoning is not consistent with the “Edmonds Way Corridor” designation; and

WHEREAS, the proposed RM-1.5 zoning would be consistent with the “Edmonds Way Corridor” designation; and

WHEREAS, the properties at 9511 and 9513 Edmonds Way are legally described and depicted in a topographic survey dated March 11, 2010, and included as Attachment 3 to the Planning Division Advisory Report, Findings, Conclusions, and Recommendations dated May 4, 2011; and

WHEREAS, the Edmonds City Council agrees with the Planning Board’s analysis that the proposed rezone is in the public interest and satisfies all applicable criteria of the Edmonds Community Development Code; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO  
ORDAIN AS FOLLOWS:

Section 1. For its findings and conclusions in support of the rezone effected by this ordinance, the City Council hereby adopts by reference the findings and conclusions contained in the Planning Division Advisory Report, Findings, Conclusions and Recommendations dated May 4, 2011 (File No. PLN-2011-0005).

Section 2. The two parcels located at 9511 and 9513 Edmonds Way, Edmonds, Washington and legally described on the attached topographic survey dated March 11, 2010 (**Exhibit A**) are hereby rezoned from Single Family Residential (RS-8) to Multiple Residential (RM-1.5). Exhibit A is hereby incorporated by this reference as if herein set forth in full.

Section 3. The Community Services Director or his designee is hereby authorized and directed to make appropriate amendments to the Edmonds Zoning Map in order to properly designate the rezoned property as RM-1.5 pursuant to Section 2 of this ordinance.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:

  
\_\_\_\_\_  
MAYOR MIKE COOPER

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY   
\_\_\_\_\_  
JEFF TARADAY

FILED WITH THE CITY CLERK:	07-01-2011
PASSED BY THE CITY COUNCIL:	07-05-2011
PUBLISHED:	07-10-2011
EFFECTIVE DATE:	07-15-2011
ORDINANCE NO. <u>3844</u>	

**SUMMARY OF ORDINANCE NO. 3844**

of the City of Edmonds, Washington

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On the 5<sup>th</sup> day of July, 2011, the City Council of the City of Edmonds, passed Ordinance No. 3844. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, ADOPTING FINDINGS AND CONCLUSIONS AND APPROVING A CHANGE IN ZONING FOR TWO PARCELS LOCATED AT 9511 AND 9513 EDMONDS WAY FROM SINGLE-FAMILY RESIDENTIAL (RS-8) TO MULTIPLE RESIDENTIAL (RM-1.5); AUTHORIZING AMENDMENT OF THE CITY'S OFFICIAL ZONING MAP; AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.

DATED this 6<sup>th</sup> day of July, 2011.

  
\_\_\_\_\_  
CITY CLERK, SANDRA S. CHASE

**Exhibit A**

**See attached topographic survey**



# Affidavit of Publication

STATE OF WASHINGTON,  
COUNTY OF SNOHOMISH

} S.S.



**SUMMARY OF ORDINANCE NO. 3844**  
of the City of Edmonds, Washington

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AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, ADOPTING FINDINGS AND CONCLUSIONS AND APPROVING A CHANGE IN ZONING FOR TWO PARCELS LOCATED AT 9511 AND 9513 EDMONDS WAY FROM SINGLE-FAMILY RESIDENTIAL (RS-8) TO MULTIPLE RESIDENTIAL (RM-1.5); AUTHORIZING AMENDMENT OF THE CITY'S OFFICIAL ZONING MAP; AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.  
DATED this 6th day of July, 2011.  
CITY CLERK, SANDRA S. CHASE  
Published: July 10, 2011.

The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice

Summary of Ordinance NO. 3844

a printed copy of which is hereunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

July 10, 2011

and that said newspaper was regularly distributed to its subscribers during all of said period.

*Jody Snohl*

Principal Clerk

Subscribed and sworn to before me this

day of July, 2011

*Kimberly A. Helme*

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.



RECEIVED

JUL 15 2011

EDMONDS CITY CLERK