



ORDINANCE NO. 3011

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON,
AMENDING THE CITY'S OFFICIAL ZONING MAP; AND PROVIDING
FOR AN EFFECTIVE DATE, SEVERABILITY AND SUMMARY
PUBLICATION**

WHEREAS, Chapter 21.40 LMC establishes the use zones and the City of Lynnwood Official Zoning Map; and

WHEREAS, the purpose of the City-initiated zoning reclassification is to consolidate the B-3 and B-4 zoning districts in order to create a single, low-intensity commercial zone called "B-3 Neighborhood Commercial"; and

WHEREAS, as provided by Chapters 1.35 and 21.22 LMC, the City has established procedures and decisional criteria for proposed reclassifications of property; and

WHEREAS, for the purposes of this Ordinance, "Current Zoning Map" is synonymous with "Official Zoning Map" as referenced within LMC 21.04.020; and

WHEREAS, the process for amending the Comprehensive Plan Future Land Use Map and the Current Zoning Map include multiple opportunities for meaningful public participation and input, including public hearings conducted by the Planning Commission and by City Council; and

WHEREAS, pursuant to the State Environmental Policy Act (SEPA), a Determination of Nonsignificance (DS) was issued by the City of Lynnwood SEPA Responsible Official; and

WHEREAS, on December 10, 2012, the proposed amendments to the Zoning Code (Title 21 LMC) were submitted to the Department of Commerce in accordance with RCW 36.70A.106 and WAC 365-196-630; and

WHEREAS, on March 7, 2013, notice of the March 28, 2013 public hearing before the Planning Commission was provided in accordance with applicable law and all persons wishing to be heard were heard; and

WHEREAS, on May 3, 2013, notice of the May 28, 2013 public hearing before the City Council was provided in accordance with applicable law and all persons wishing to be heard were heard; and

WHEREAS, the City Council has determined that the amendments to the Official Zoning Map contained in this ordinance, consolidating the B-3 and B-4 zoning districts into a single, low-intensity commercial zone, are in the best interests of the City and should be accomplished;

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

Section 1: Amendment of the Current Zoning Map. Pursuant to Chapter 21.22 LMC, the Current Zoning Map approved by Ordinance 2938 is hereby amended to eliminate the B-4 Restricted Business zone and reclassify properties designated as B-4 Restricted Business as B-3 Neighborhood Business, and to rename the B-3 zoning district as B-3 Neighborhood Commercial.

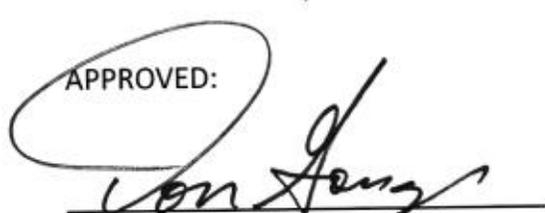
Section 2: Effective Date of Amendment and Adoption. This ordinance and the Map amendments adopted by this ordinance shall become effective five days following passage and publication of this ordinance.

Section 3: Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 4: Summary Publication. Publication of this ordinance shall be by summary publication consisting of the ordinance title.

PASSED by the City Council the 12th day of August, 2013, and signed in authentication of its passage this 13th day of August, 2013.

APPROVED:

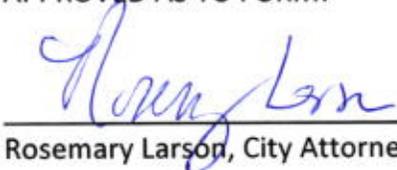

Don Gough, Mayor

ATTEST/AUTHENTICATED:



Lorenzo Hines Jr., Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES: 08/06/2013
PASSED BY THE CITY COUNCIL: 08/12/2013
PUBLISHED: 08/15/2013
EFFECTIVE DATE: 08/20/2013
ORDINANCE NUMBER: 3011

File Name: B-3/B-4 Zoning Code Amendments
File Number: 2012CAM0006



On the 12th day of August the City Council of the City of Lynnwood, Washington, passed Ordinance No. 3011. A summary of the content of said ordinance, consisting of the title, provides as follows:

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SUMMARY PUBLICATION**

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

DATED this 15th day of August, 2013



Lorenzo Hines, Finance Director

CERTIFICATE

I, the undersigned, Lorenzo Hines Jr., the duly appointed City Clerk of the City of Lynnwood, Washington, hereby certify that the Ordinance hereto attached is a full, true and correct copy of Ordinance No. 3011 of the City of Lynnwood, Washington, entitled as follows:

ORDINANCE NO. 3011

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PUBLICATION**

That said ordinance was passed by the Council of said City and was published and posted according to law; that said ordinance was duly published in the official newspaper of said City on August 15, 2013.



Lorenzo Hines Jr., City Clerk and
Finance Director