

**DRAFT ORDINANCE NO. XXXXX**

**AN ORDINANCE OF THE CITY OF PORT TOWNSEND, WASHINGTON, RELATED TO AMENDING  
THE OFFICIAL ZONING MAP**

**WHEREAS**, the City of Port Townsend accepts Land Use Code Text Revision applications annually in accordance with the Growth Management Act and RCW 36.70A.130.

**WHEREAS**, on February 1, 2023, Dove House Advocacy Services submitted a Land Use Code Text Revision Application, in accordance with the requirements of Port Townsend Municipal Code Section 20.04.

**WHEREAS**, as required by the Growth Management Act, RCW36.70A.130(1)(d), the proposed amendment to the development regulations are consistent with and implement the comprehensive plan. The amendment specifically advances the Port Townsend Comprehensive Plan Goals and Policies identified in the Findings and Conditions Staff Report.

**WHEREAS**, the City SEPA official has reviewed the potential adverse impacts of the proposed amendments and issued a Determination of Non Significance (LUP23-013) pursuant to the State Environmental Policy Act (SEPA); and

**WHEREAS**, public notice and opportunity to comment on these amendments was provided through

- electronic notice to interested parties,
- Planning Commission Hearing on September 14, 2023
- a legal notice of SEPA determination published in the Port Townsend Leader on August 23, 2023
- a legal notice of public hearing before the City Council published in the Port Townsend Leader on August 23, 2023

**WHEREAS**, City Department of Planning and Community Development staff provided notice of intent to adopt the proposed development regulation amendments to the State Department of Commerce (DOC) for review and comment prior to the adoption of this ordinance per RCW 36.70A.106.; and,

**WHEREAS**, the City Planning Commission, after timely notice, held a public hearing and accepted public testimony on this matter on September 7, 2023 and recommended to the City Council that Port Townsend Comprehensive Plan Official Zoning Map be amended as proposed; and

**WHEREAS**, the City Council held an open record public hearing on October 2, 2023, and has considered public comments and written submittals and the Planning Commission recommendations:

**NOW, THEREFORE,** THE City Council of the City of Port Townsend ordains as follows:

Section 1. Amendments.

- A. The Port Townsend Official Zoning Map is amended to rezone 909 and 939 Kearney Street from C-I to C-II/MU as set forth in Exhibit A.

Section 2. Severability. If any sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase or work of this ordinance.

Section 3. Transmittal to Department of Commerce. The City Clerk shall transmit a copy of the Ordinance to the State Department of Commerce (DOC) within ten (10) days of adoption of this ordinance.

Section 4. Notwithstanding any provisions to the contrary in Chapter 1.01.015 of the Port Townsend Municipal Code, staff and the Code Reviser are authorized to update and incorporate changes adopted in the Port Townsend Municipal Code. Staff and the Code Reviser are further authorized to make non-substantive edits related to numbering, grammar, spelling, and formatting consistent with this Ordinance.

Section 5. Effective Date. This ordinance shall take effect and be in force five days following its publication in the manner provided by law.

**ADOPTED** by the City Council of the City of Port Townsend, Washington at a regular meeting thereof, held this 16<sup>th</sup> of October, 2023.

Exhibit A

Official Zoning Map

