

CITY OF BLACK DIAMOND, WASHINGTON

ORDINANCE NO. 09-913

AN ORDINANCE OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, LIFTING THE MORATORIUM ON ACCEPTING APPLICATIONS FOR MASTER PLANNED DEVELOPMENTS, SUBDIVISIONS AND PLANNED UNIT DEVELOPMENTS WITHIN THE CITY AND REPEALING ORDINANCE 08-885

WHEREAS, the City of Black Diamond, for many years, has been working toward the goal of bringing into reality a vision for the development of the City of Black Diamond that will make the City a model city, demonstrating excellent small city comprehensive urban land planning and development; and

WHEREAS, the City has this opportunity because a vast percentage of the total land area within the City is undeveloped and is in the control of only two entities; and

WHEREAS, because there is so much undeveloped and underdeveloped land this opportunity would be lost if development occurred before the new comprehensive plan and development regulations were in place, and thus the City has been under a development moratorium for years; and

WHEREAS, funding through various agreements, has been provided to hire the consultants and expert staff to complete the changes to the City's Comprehensive Plan and development regulations that are necessary to bring the City's vision into reality; and

WHEREAS, the City Council, City Staff and City Planning Commission have been diligently working to develop and process the updates to the City's Comprehensive Plan and development regulations so that the moratorium could be lifted; and

WHEREAS, it is anticipated that the most critical elements of the updates will be completed by June 25, 2009, now therefore;

THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The moratorium imposed by Ordinance No. 08-885 shall be and hereby is lifted and Ordinance 08-885 is hereby repealed.

Section 2. This Ordinance shall be in full force and effect five days after its passage, approval, posting and publication as provided by law. A summary of this Ordinance may be published in lieu of publishing the Ordinance in its entirety.

Section 3. Each and every provision of this Ordinance shall be deemed severable. If any provision of this Ordinance should be deemed to be unconstitutional or otherwise contrary to the law by a Court of competent jurisdiction, it shall not affect the validity of the remaining sections so long as the intent of the Ordinance can be fulfilled without the illegal section.

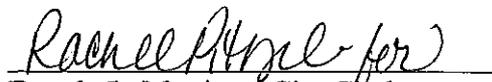
Introduced the 18th day of June, 2009.

Passed on the 18th day of June, 2009.

Approved by the Mayor on the 18th day of June, 2009.


Howard Botts, Mayor

ATTEST:


Brenda L. Martinez, City Clerk

APPROVED AS TO FORM:

Loren D. Combs, City Attorney

Published: 6/23/09
Posted: 6/19/09
Effective Date: June 28, 2009