

**CITY OF BLAINE**  
**REQUEST FOR COUNCIL ACTION**  
**MEETING DATE: May 22, 2006**

**SUBJECT:** Ordinance No. 06-2641, repealing Ordinance 06-2640, which extended and imposed a moratorium on applications for development and building permits for duplex and multifamily building within the residential medium density (RM) and single/duplex residential (SDR) zoning areas.

**SUBMITTING DEPT:** City Manager

**PREPARED BY:** Gary Tomsic, City Manager

**AGENDA LOCATION:** Comments / Communications ☐, Consent ☐,  
Public Meeting/Hearing ☐, Unfinished Business ☐, Council Action Item ☒,  
Committee Reports ☐

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**ATTACHMENTS:** Ordinance 06-2641

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**ANALYSIS / SUMMARY:** The City Council passed Ordinance 06-2640 on April 24, 2006, extending the moratorium until July 23, 2006, or until the Comprehensive Plan Amendments have been approved by the City Council, whichever comes first. On May 8, 2006, Council passed Ordinance 06-2628 which amended the comprehensive plans and satisfied the requirements as outlined in Ordinance 06-2640.

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**RECOMMENDATION:** Staff recommends Council waive a second reading and approve Ordinance 06-2641 which repeals Ordinance 06-2640.

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**FISCAL ANALYSIS:** None

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**REVIEWED BY:**

City Manager \_\_\_\_\_ Finance Director \_\_\_\_\_ City Clerk \_\_\_\_\_  
(Digital Signature) (Digital Signature) (Digital Signature)

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**COUNCIL ACTION:** Approved ☐, Denied ☐, Tabled / Deferred ☐,

**COUNCIL ACTION:** \_\_\_\_\_

## **ORDINANCE No. 06-2641**

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLAINE, WASHINGTON, REPEALING ORDINANCE NO. 06-2640 WHICH EXTENDED AND IMPOSED A MORATORIUM ON APPLICATIONS FOR DEVELOPMENT & BUILDING PERMITS FOR DUPLEX AND MULTIFAMILY BUILDING WITHIN THE RESIDENTIAL MEDIUM DENSITY (RM) & SINGLE/DUPLEX RESIDENTIAL (SDR) ZONING DISTRICTS**

WHEREAS, on April 24, 2004, the City Council of the City of Blaine adopted Ordinance No. 04-2640 extending Ordinance 06-2635, which barred the City from accepting or processing applications for the development and construction of any duplex and multi-family development in the area identified as Residential Medium Density (RM) and Single/Duplex Residential (SDR) zoning districts, and

WHEREAS, Ordinance 06-2640 was extended until July 23, 2006, which is the full six months allowed by law, or until the Comprehensive Plan Amendments have been approved by the City Council, whichever comes first, and

WHEREAS, on April 24, 2006, the City Council of the City of Blaine adopted Ordinance No. 06-2628 which amended the comprehensive plan and development code to achieve compliance with the State Growth Management Act and

WHEREAS, the adoption Ordinance 06-2628, plan and code amendments, has satisfied the requirements and altered the conditions and issues that the moratorium addressed as set forth in Ordinance 06-2640.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLAINE DOES ORDAIN AS FOLLOWS:

**Section 1:** The City hereby repeals Ordinance 06-2640, which barred the City from accepting or processing applications for the development and construction of any duplex and multi-family development in the area identified as Residential Medium Density (RM) and Single/Duplex Residential (SDR) zoning districts.

**Section 2:** If any section, subsection, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

**Section 3:** This ordinance shall be in force from and after its passage by the City Council and approval by the Mayor, if approved, otherwise, as provided by law and five days after the date of publication.

**PASSED BY THE CITY COUNCIL OF BLAINE, WASHINGTON** on the \_\_\_\_ day of May, 2006, and approved by the Mayor on the same day.

CITY OF BLAINE, WASHINGTON

By: \_\_\_\_\_  
Mike Myers, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Sheri Sanchez, City Clerk

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Jon Sitkin, City Attorney