

ORIGINAL

ORDINANCE NO. 339

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON AMENDING REGULATION OF PRIVATE USE OF CITY RIGHT-OF-WAY; AND AMENDING TITLES 12 AND 20 OF THE SHORELINE MUNICIPAL CODE RELATING TO RIGHT-OF-WAY PERMITS AND STREET VACATION PROCEDURES.

Section 1. New chapter. A new chapter 12.15 *Use of right-of-way* is adopted as set forth in Exhibit A, attached hereto and incorporated by reference.

Section 2. Amendment. SMC 20.30.040 is amended as follows:

Table 20.30.040 – Summary of Type A Actions and Target Time Limits for Decision, and Appeal Authority

Action Type	Target Time Limits for Decision	Section
Type A:		
1. Accessory Dwelling Unit	30 days	20.40.120, 20.40.210
2. Lot Line Adjustment including Lot Merger	30 days	20.30.400
3. Building Permit	120 days	All applicable standards
4. Final Short Plat	30 days	20.30.450
5. Home Occupation, Bed and Breakfast, Boarding House	120 days	20.40.120, 20.40.250, 20.40.260, 20.40.400
6. Interpretation of Development Code	15 days	20.10.050, 20.10.060, 20.30.020
7. Right-of-Way Use	30 days	20.70.240 – 20.70.330 12.15.010-12.15.180
8. Shoreline Exemption Permit	15 days	Shoreline Master Program
9. Sign Permit	30 days	20.50.530 – 20.50.610
10. Site Development Permit	30 days	20.30.430
11. Variances from Engineering Standards	30 days	20.30.290
12. Temporary Use Permit	15 days	20.40.100, 20.40.540
13. Clearing and Grading Permit	60 days	20.50.290 – 20.50.370

An administrative appeal authority is not provided for Type A actions, except that any Type A action which is not categorically exempt from environmental review under Chapter 43.21 RCW or for which environmental review has not been completed in connection with other project permits shall be appealable. Appeal of these actions together with any appeal of the SEPA threshold determination is set forth in Table 20.30.050(4).

Section 3. Repeal. Shoreline Municipal Code sections 20.70.240-.430 are hereby repealed.

Section 4. New Chapter, repeal. A new chapter 12.17 *Street Vacation* is added to the Shoreline Municipal Code as set forth in Exhibit B attached hereto and incorporated by reference. SMC 20.40.530 *Street vacation* is hereby repealed.

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Section 5. Amendment. SMC 20.30.070, Table 20.30.070 is amended to read as follows:

Table 20.30.070 – Summary of Legislative Decisions

Decision	Review Authority, Open Record Public Hearing	Decision Making Authority (in accordance with State law)	Section
1. Amendments and Review of the Comprehensive Plan	PC(1)	City Council	20.30.34C
2. Amendments to the Development Code	PC(1)	City Council	20.30.35C
3. Street Vacation	PC(1)	City Council	20.40.53C 12.17

(1) PC = Planning Commission

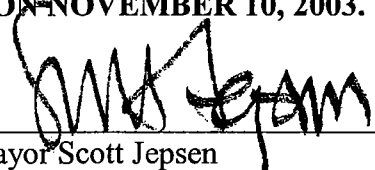
Legislative decisions usually include a hearing and recommendation by the Planning Commission and the action by the City Council.

The City Council shall take legislative action on the proposal in accordance with State law.

There is no administrative appeal of legislative. The legislative actions of the City Council but they may be appealed together with any SEPA threshold-determination according to state law, to the Superior Court.

Section 6. Effective Date and Publication. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City and the ordinance shall take effect and be in full force five (5) days after the date of publication.

PASSED BY THE CITY COUNCIL ON NOVEMBER 10, 2003.



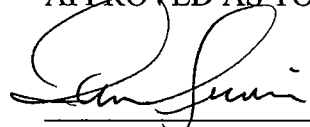
Mayor Scott Jepsen

ATTEST:



Sharon Mattioli, CMC
City Clerk

APPROVED AS TO FORM:



Ian Sievers
City Attorney

Date of Publication: November 13, 2003

Effective Date: November 18, 2003