

ORIGINAL

ORDINANCE NO. 374

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON APPROVING THE CONTINUATION OF A SPECIAL USE PERMIT FOR THE PURPOSE OF INTENSIFYING A NONCONFORMING GAMBLING USE BY ADDING SATELLITE OFF TRACK WAGERING AT 16708 AURORA AVENUE NORTH; AND AMENDING ORDINANCE NO. 347.

WHEREAS, certain property, located at 16708 Aurora Avenue North, is designated on the Zoning Map as Regional Business, and on the Comprehensive Plan Map as Community Business; and

WHEREAS, gambling as a use is permitted at 16708 Aurora Avenue North as a legally-nonconforming use; and

WHEREAS, nonconforming gambling uses may be expanded or intensified through the approval of a Special Use Permit; and

WHEREAS, on March 22, 2004 the City Council passed Ordinance No. 347 subject to the conditions attached; and

WHEREAS, conditions 1 through 5 of Ordinance No. 347 as required have been met; and

WHEREAS, condition 6 of Ordinance No. 347 has been addressed; and

WHEREAS, it is proposed to amend Ordinance No. 347 to continue the approval of the Special Use Permit with removal of condition 6 but subject to two additional conditions; and

WHEREAS, upon consideration of the application and the Planning Commission recommendation, the City Council has determined that continuation of the Special Use Permit for the property located at 16708 Aurora Avenue North is approved;

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

Section 1. Findings. The Findings and Conclusions of the Shoreline Planning Commission as attached hereto as Exhibit 1 are hereby adopted.

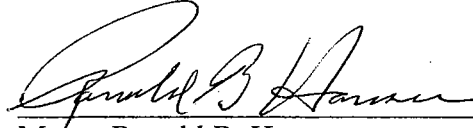
Section 2. Amendment. Ordinance No. 347, Section 2, Exhibit 2, Conditions- Drift on Inn Casino SUP #201280, setting conditions for the Special Use Permit approved for the intensification of a nonconforming gambling use to add satellite off track wagering at 16708 Aurora Avenue North is amended to read as set forth in Exhibit 2 attached hereto and incorporated herein.

Section 3. Severability. If any provision of this ordinance or the application of a provision to any person or circumstance, is declared invalid, then the remainder of this Agreement, or the application of such provision to other persons or circumstances, shall not be affected.

JAN13100

Section 4. Effective Date. This ordinance shall go into effect five days after passage, and publication of the title as a summary of this ordinance.

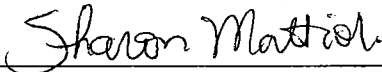
PASSED BY THE CITY COUNCIL ON MARCH 28, 2005.



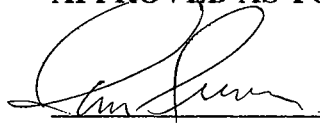
Mayor Ronald B. Hansen

ATTEST:

APPROVED AS TO FORM:



Sharon Mattioli, MMC
City Clerk



Ian Sievers
City Attorney

Date of Publication: March 31, 2005

Effective Date: April 5, 2005