

**CITY OF SHORELINE**  
**SHORELINE CITY COUNCIL**  
**SUMMARY MINUTES OF REGULAR MEETING**

Monday, January 22, 2018  
7:00 p.m.

Council Chambers - Shoreline City Hall  
17500 Midvale Avenue North

**PRESENT:** Mayor Hall, Deputy Mayor Salomon, Councilmembers McGlashan, Scully, McConnell, Chang, and Roberts

**ABSENT:** None

**1. CALL TO ORDER**

At 7:00 p.m., the meeting was called to order by Mayor Hall who presided.

**2. FLAG SALUTE/ROLL CALL**

Mayor Hall led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present.

**3. REPORT OF CITY MANAGER**

Debbie Tarry, City Manager, provided reports and updates on various City meetings, projects and events.

**4. COUNCIL REPORTS**

Councilmember Scully reported attending the kick-off meeting for the Emergency Medical Service (EMS) Levy. He said 20 stakeholder groups have to reach a consensus on the levy that will be on a future ballot. He called attention to a legislative bill that would remove the City of Shoreline's membership as a stakeholder group and replace it with the Fire District. Since the tax will affect the City, he hopes the City can weigh in on the measure. Mayor Hall stated that Councilmember Roberts will be speaking at the Hearing on the issue.

Mayor Hall announced the following committee appointments:

- Planning Commission Interview Subcommittee: Mayor Hall and Councilmembers McConnell and Scully;
- Water Resource Inventory Area (WRIA) 8: Deputy Mayor Salomon
- Sound Cities Association Public Issues Committee: Councilmember Roberts and Mayor Hall as the Alternate;
- SeaShore Transportation Forum: Councilmember McConnell and Councilmember McGlashan as the Alternative.

**5. PUBLIC COMMENT**

Mayor Hall explained that Agenda Item 8a is a quasi-judicial matter and a Public Hearing was conducted by the Hearing Examiner on November 15, 2017, therefore, the Council is unable to accept public comment on this item.

Norma Jordan, Richmond Beach resident, commented that the Neighborhood Traffic Action Plan is the only creditable study regarding the rechannelization of Richmond Beach Road and questioned why it is being ignored. She shared that 14 residents, traffic engineers, and first responders served on the committee that developed the study. She shared some of its content and submitted copies for Councilmembers, the City Manager, and the Public Works Director.

**6. APPROVAL OF THE AGENDA**

The agenda was approved by unanimous consent.

**7. CONSENT CALENDAR**

**Upon motion by Councilmember McConnell and seconded by Councilmember Scully and unanimously carried, 7-0, the following Consent Calendar items were approved:**

**(a) Approving Minutes of Regular Meeting of November 6, 2017 and Regular Meeting of November 14, 2017**

**(b) Approving Expenses and Payroll as of January 5, 2018 in the Amount of \$1,520,349.76**

**\*Payroll and Benefits:**

<b>Payroll Period</b>	<b>Payment Date</b>	<b>EFT Numbers (EF)</b>	<b>Payroll Checks (PR)</b>	<b>Benefit Checks (AP)</b>	<b>Amount Paid</b>
12/3/17-12/16/17	12/22/2017	75778-76022	15367-15385	68969-68976	\$785,940.10
					<u>\$785,940.10</u>

**\*Wire Transfers:**

<b>Expense Register Dated</b>	<b>Wire Transfer Number</b>	<b>Amount Paid</b>
12/27/2017	1129	\$22,959.17
		<u>\$22,959.17</u>

**\*Accounts Payable Claims:**

<b>Expense Register Dated</b>	<b>Check Number (Begin)</b>	<b>Check Number (End)</b>	<b>Amount Paid</b>
12/27/2017	68977	68988	\$27,089.82
12/28/2017	68989	69013	\$34,992.79
1/4/2018	69014	69040	\$200,751.05
1/4/2018	69041	69060	\$46,086.42

1/4/2018	69061	69069	\$25,840.07
1/4/2018	69070	69078	\$376,690.34
			<u>\$711,450.49</u>

**(c) Adopting Ordinance No. 810 - Granting a Non-Exclusive Franchise to Verizon Access Transmission Services to Construct, Operate, and Maintain a Telecommunications Fiber Optic System with the City Rights-of-Way, Excluding the Aurora Avenue N. Corridor**

**(d) Adopting Ordinance No. 812 - Amending the 2018 Budget and Salary Table to Include Appropriations and the Classification of B&O Tax Analyst Necessary to Implement the Business & Occupation Tax**

## 8. ACTION ITEMS

(a) Adopting Ordinance No. 811 - Rezone PLN17-0062 at 903, 909 and 915 N 167th Street

Mayor Hall reminded Councilmembers of the Appearance of Fairness Law and asked if they had ex-parte communications to disclose. Councilmember McGlashan disclosed that he had general conversations with people on how the neighborhood is changing but nothing specific to the rezone. Councilmember Hall disclosed that he received an email from a resident on the rezone process, and upon advice from the City Attorney, he told the resident that the rezone is a quasi-judicial matter and he could not consider her comments. He said his deliberations will not be affected. Councilmember Chang disclosed that during her election campaign she had conversations with property owners about parcels in the area that were rezoned to R-24. Mayor Hall asked Councilmembers if anyone believes a Councilmember is not qualified to participate in the Hearing based on the disclosures, and no one objected.

Steve Szafran, Senior Planner, recalled Council's January 8, 2018 discussion on the request to rezone three parcels from Residential 8 units per acre (R-8) to Residential 24 units per acre (R-24) for the purpose of constructing homes. He recounted that the Hearing Examiner determined that the application meets the criteria for the rezone set forth in SMC 20.30.320(B), and reviewed Council's options regarding the rezone.

**Councilmember Roberts moved adoption of Ordinance No. 811- Rezone PLN17-0062 at 903, 909 and 915 N 167th Street. The motion was seconded by Councilmember McConnell.**

Councilmember Roberts noted that the Hearing Examiner's decision to approve the rezone of PLN17-0062 is consistent with the Shoreline Municipal Code and the Comprehensive Plan.

Councilmember Salomon expressed concern about the rezone and the message it will send to the Community regarding Council's commitment to protect single family neighborhoods and keep density around transit hubs. He also noted the Community's concern over increased traffic. He said he opposes spot rezones and will not be supporting the motion.

Councilmember Chang said although she understands that R-24 meets the Comprehensive Plan's criteria for a rezone, she would like to see more of a transition between R-6 and R-24.

Councilmember Scully said he does not like the orphaned R-8 parcel, but pointed out that the Comprehensive Plan calls for an R-18 or R-24 designation. He said all five criteria have been met and he will be supporting the motion.

Councilmember McConnell expressed concern about traffic, arterial access, and the orphaned R-8 parcel, but shared that these concerns are not enough to deny the proposal.

Councilmember McGlashan said the R-24 designation fits the area; and pointed out there is a park west of the parcel, the R-6 parcels across the street face the side of the property, the location is two blocks off of Aurora Avenue, and the rezone meets the Comprehensive Plan criteria. He said he does not think these types of rezone requests will be rampant throughout the City and he will be supporting the motion.

**The motion passed 5-2 with Deputy Mayor Salomon and Councilmember Chang voting no.**

Councilmember Roberts requested Staff to bring back a legislative rezone to change the orphaned R-8 parcel, and the two parcels to the east, to R-24. Ms. Tarry explained this request would be included in the batch code amendments.

## 9. STUDY ITEMS

- (a) Discussion of Ordinance No. 789 Amending Development Code Sections 20.20, 20.30, 20.40, 20.50, 20.70, 20.80, 20.230 and Amending Municipal Code Section 13.12.700

Steve Szafran, Senior Planner, shared that staff is bringing forward 41 proposed Development Code Amendments (two of them initiated by citizens) and one proposed Municipal Code Amendment to amend sections 20.20, 20.30, 20.40, 20.50, 20.70, 20.80, 20.230 and Title 13. He explained that Amendment 13 is a citizen initiated amendment to eliminate the requirement for a property owner to occupy either the main unit or the ADU, and to eliminate the ADU parking requirement. The second citizen initiated request are Amendments 25 and 27 which have to do with the preservation of trees in the MUR-70 Zone. He noted that Amendment 25 may result in unintended conflicts with other code sections, therefore, staff is working on new language to bring back for Council's consideration. He stated the Planning Commission recommends approval of the proposed Development Code Amendments as described in the staff report, and the amendments are scheduled for adoption on February 26, 2018.

Councilmember Scully asked if there would be any adverse consequences if Amendment 25 was postponed to the next amendment cycle. Mr. Szafran responded there would not.

Deputy Mayor Salomon spoke about the intent of Amendment 4 relative to salmon recovery and improving water quality and said he wants to encourage the use of pervious surfaces that allow infiltration. Mr. Szafran responded that the changes to the definition of hardscape are intended to reflect what is being used in neighborhood rock gardens and pathways. Rachael Markle,

Planning and Community Development Director, explained that Planning's definition for hardscape goes beyond what is required for stormwater management, and this amendment better aligns the two definitions.

Councilmember Roberts asked about the amendment to add barrel limits for brewpubs and microbreweries, and if there is a way to have a Developer advertise their Neighborhood Meetings broadly. Mr. Szafran responded that staff looked at how other jurisdictions measure the number of barrels and went with the industry standard. He then described the noticing process stating a notice of application is sent to everyone within a 500 feet radius, emailed to Council of Neighborhood Chairs, and posted on the City's website. Councilmember Roberts agrees with the elimination of the ADU parking requirement, limiting impervious surfaces, and requiring a permit for trees to be cut down in the MUR-70 Zone.

Councilmember McGlashan said he wants to maintain one parking stall requirement for ADU's to help alleviate traffic and parking issues.

Councilmember Scully stated he supports Councilmember Roberts' comments on Amendment 27, and explained now is the time to act to preserve trees in MUR-70 zones. He said he will be voting against Amendment 6 because he wants to leave the number of neighborhood meetings as is.

Councilmember Chang stated she reviewed all the Amendments as a Planning Commissioner and clarified that she would not need to recuse herself from this item.

Mayor Hall reiterated that Councilmembers should provide proposed amendments to the Ordinance to City Staff by the end January.

10. EXECUTIVE SESSION: Litigation – RCW 42.30.110(1)(i)

At 7:42 p.m., Mayor Hall recessed into Executive Session for a period of 60 minutes as authorized by RCW 42.30.110(1)(i) to discuss with legal counsel matters relating to agency enforcement actions, or litigation, and stated Council is not expected to take final action following the Executive Session. Staff attending the Executive Session included Debbie Tarry, City Manager; John Norris, Assistant City Manager; Margaret King, City Attorney; Randy Witt, Public Works Director; Rachael Markle, Planning and Community Development Director; and Kendra Dedinsky, City Traffic Engineer. At 8:42 p.m. Mayor Hall emerged and announced a 15 minute extension to the Executive Session. The Executive Session ended at 8:58 p.m.

11. ADJOURNMENT

At 8:59 p.m., Mayor Hall declared the meeting adjourned.

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Jessica Simulcik Smith, City Clerk