

ORDINANCE NO. 714

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON
REPEALING SHORELINE MUNICIPAL CODE CHAPTER 16.20 FEE
SCHEDULE.**

WHEREAS, the City of Shoreline is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington, and planning pursuant to the Growth Management Act, Title 36.70C RCW; and

WHEREAS, on August 7, 1995, the Shoreline City Council adopted Ordinance No. 24 which set development fees for land use and permit applications along with administrative and interpretation provisions and an allowance for King County to collect some remaining permitting fees; and

WHEREAS, on August 12, 1996, the Shoreline City Council adopted Ordinance No. 101, adopting a new fee schedule for land use and building permits which, in conjunction with the administrative provisions, was codified as Shoreline Municipal Code Chapter 16.20; and

WHEREAS, since this time the City has established SMC Chapter 3.01 Fee Schedule, which, at SMC 3.01.010 sets for fees and refund provisions for Planning and Community Development and, the Council has establish SMC Chapter 20.10 and Chapter 20.30 in regards to general permit administration and interpretation; and

WHEREAS, given the establishment of SMC Chapter 3.01 and SMC Chapters 20.10 and 20.30 and the passage of time since incorporation, the provisions of Shoreline Municipal Code Chapter 16.20 Fee Schedule are no longer necessary and should be repealed in their entirety; and

WHEREAS, pursuant to RCW 36.70A.106, the City has provided the Washington State Department of Commerce with a 60-day notice of its intent to repeal Shoreline Municipal Code Chapter 16.20; and

WHEREAS, on November 17, 2016, the City of Shoreline Planning Commission reviewed the proposal to repeal the code provisions; and

WHEREAS, on December 1, 2016, the City of Shoreline Planning Commission held a public hearing on the proposal to repeal the code provisions so as to receive public testimony; and

WHEREAS, at the conclusion of public hearing, the City of Shoreline Planning Commission voted unanimously to approve the proposal to repeal the code provisions; and

WHEREAS, on January 9, 2017, the City Council held a study session on the proposal to repeal the code provisions; and

WHEREAS, the City Council has considered the entire public record, public comments, written and oral, and the Planning Commission's recommendation; and

WHEREAS, the City provided public notice of the proposal to repeal the code provisions and the public hearing as provided in SMC 20.30.070; and

WHEREAS, the City Council has determined that the provisions of Shoreline Municipal Code Chapter 16.20 are no longer necessary and should be repealed;

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

Section 1. Repeal. Shoreline Municipal Code Chapter 16.20 Fee Schedule is repealed in its entirety as set forth in Exhibit A to this Ordinance.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this ordinance, including the corrections of scrivener or clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

Section 3. Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any person or situation.


Section 4. Publication and Effective Date. A summary of this Ordinance consisting of the title shall be published in the official newspaper. This Ordinance shall take effect five days after publication.


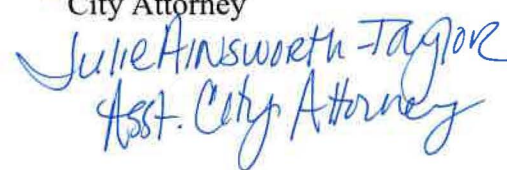
PASSED BY THE CITY COUNCIL ON THE 13th DAY OF FEBRUARY, 2017.


Mayor Christopher Roberts

ATTEST:

APPROVED AS TO FORM:


Jessica Simulcik-Smith
City Clerk


Margaret King *on behalf of*
City Attorney

Julie Ainsworth-Taylor
Asst. City Attorney

Date of Publication: February 16, 2017
Effective Date: February 21, 2017

MUNICIPAL CODE AMENDMENT

Chapter 16.20
FEE SCHEDULE

Sections:

~~16.20.010 — Land use and development fee schedule.~~

~~16.20.020 — Fee collection — King County authority.~~

~~16.20.030 — Administration.~~

~~16.20.040 — Refund of application fees.~~

~~16.20.010 Land use and development fee schedule.~~

~~A. The city manager or designee is authorized to charge applicants for development and land use permits received by the city's permit center, in the amounts set forth in the development services fee schedule.~~

~~B. Fee Schedule. See SMC 3.01.010, 3.01.015 and 3.01.020. [Ord. 256 § 1, 2000; Ord. 101 § 1, 1996]~~

~~16.20.020 Fee collection — King County authority.~~

~~Pursuant to the August 1995 "Interlocal Agreement Relating to the Use of City-Owned Real Property", King County is authorized to collect fees pursuant to the county's adopted fee schedule, as presently constituted or hereafter amended, for those applications to be processed by the county pursuant to the interlocal agreement. [Ord. 101 § 2, 1996]~~

~~16.20.030 Administration.~~

~~The director of development services is authorized to interpret the provisions of this chapter and may issue rules for its administration. [Ord. 101 § 3, 1996]~~

~~16.20.040 Refund of application fees.~~

~~Any fee established in this chapter which was erroneously paid or collected will be refunded. Refunds for applications, permits, or approvals which are withdrawn or canceled shall be determined by the director of development services. [Ord. 101 § 4, 1996]~~