

ORDINANCE NO. 95-41

AN ORDINANCE of the City of Bainbridge Island, Washington, amending the City's Comprehensive Plan in response to a remand from the Central Puget Sound Growth Management Hearing Board

WHEREAS, the City adopted a Comprehensive Plan on September 1, 1994; and

WHEREAS, on May 3, 1995, the Central Puget Sound Growth Management Hearings Board (Board) issued a *Final Decision and Order* in the case, *Robison et al. v. City of Bainbridge Island, Case No. 94-3-0025*; and

WHEREAS, the Board concluded that the City's Plan was in compliance with the Growth Management Act, with three exceptions and the Board remanded the Plan with direction to correct the following items by November 3, 1995:

- The City must amend its Plan to incorporate the May 1994 population allocation of 6,820 persons from the County or if the County makes a later population allocation, to incorporate that allocation as required by RCW 36.70A.130(3).
- Amend the Capital Facilities Element to include a more localized analysis of the public facilities infrastructure required to support the proposed growth for the Winslow urban core as required by RCW 36.70A.070(3)(b) and (c).
- Remove the word "rural" from the Plan's Overriding Principle #1: "preserve the rural character of the Island"; and

WHEREAS, on July 7, 1995, the City Council adopted Resolution 95-29 which set out the process the City would use to adopt the Amendment to the Comprehensive Plan mandated by the Remand from the Board; and

WHEREAS, the process outlined in Resolution 95-29 was followed in preparing the Amendment; and

WHEREAS, the City prepared an amendment to the Comprehensive Plan that addressed the three issues raised by the Hearings Board; now therefore

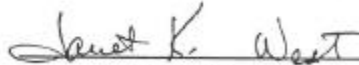
THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DO  
ORDAIN, as follows:

Section 1. The City's Comprehensive Plan, adopted by Section 2 of Ordinance No. 94-21, as amended by Ordinance No. 95-16, is further amended in accordance with the amendments contained in the document entitled City of Bainbridge Island Comprehensive Plan Amendment, November 2, 1995.

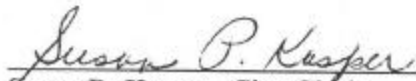
Section 2. This ordinance shall take effect on and be in force five days from and after its passage, approval, and publication as required by law.

PASSED by the City Council this 2nd day of November, 1995.

APPROVED by the Mayor this 3rd day of November, 1995.

  
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Janet K. West, Mayor

ATTEST/AUTHENTICATE:

  
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Susan P. Kasper, City Clerk

APPROVED AS TO FORM:

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Rod P. Kaseguma, City Attorney

FILED WITH THE CITY CLERK: 9/29 EFFECTIVE DATE: November 7, 1995

PASSED BY THE CITY COUNCIL: 11/2 ORDINANCE NO.: 95-41

PUBLICATION: November 8, 1995