

**CITY OF SULTAN  
WASHINGTON  
ORDINANCE NO. 1113-11**

**AN ORDINANCE OF THE CITY OF SULTAN, WASHINGTON  
ADOPTING BY REFERENCE AMENDMENTS TO THE  
COMPREHENSIVE PLAN, INCLUDING AMENDMENTS TO THE  
INTRODUCTION, LAND USE, HOUSING, ECONOMIC  
DEVELOPMENT, PARKS, TRANSPORTATION, CAPITAL  
FACILITIES AND UTILITIES ELEMENTS AND ESTABLISHING  
AN EFFECTIVE DATE.**

WHEREAS, the Washington State Growth Management Act, Chapter 36.70A RCW, requires the City of Sultan to adopt a Comprehensive Plan; and

WHEREAS, in compliance with the requirements of Chapter 36.70A RCW the City of Sultan adopted a Comprehensive Plan in 1994, and has amended the plan on several occasions since that time; and

WHEREAS, in accordance with RCW 36.70A.130, an adopted Comprehensive Plan shall be subject to continuing evaluation and review, and amendments to the Comprehensive Plan shall be considered no more frequently than once every year; and

WHEREAS, the schedule established by the Growth Management Act in RCW 36.70A.130(4) mandates each city in Washington to take action to review and, if necessary, revise its comprehensive plan to ensure compliance with the Growth Management Act; and

WHEREAS, in 2009 the State Legislature provided an opportunity for cities and counties to skip the 7-year compliance update as part of the economic relief package to local governments; and

WHEREAS, the Sultan City Council decided it was in the best interest of the city to amend the Sultan Comprehensive Plan to update the goals and policies to be consistent with the Puget Sound Regional Council Vision 2040 and the revised Snohomish County County-wide Planning Policies even though in 2011 the state legislature extended the periodic update to June 30, 2015; and

WHEREAS, the city invited members of the public to participate in small group meetings to review comprehensive plan goals and policies and recommend revisions; and

WHEREAS, at least 11 ad hoc small group meetings were held between September 30, 2009 and April 13, 2010 at city hall which were attended by a diverse group of residents, business owners, developers, elected and appointed officials; and

WHEREAS, the city hosted four open houses in February, March, April and June 2010 to invite additional comments on the small group recommended revisions to the comprehensive plan goals and policies; and

WHEREAS, in 2010 the Sultan Planning Board spent time at each of its 19 meetings between February 2, 2010 and November 2, 2010 to review the goals and policies in each chapter of the comprehensive plan and make recommended policy changes based on input from the small group meetings; and

WHEREAS, the Sultan City Council held eight special meetings between April 27, 2010 and November 2, 2010 to review the Planning Board's recommendations and made further revisions to the goals and policies in the comprehensive plan; and

WHEREAS, the Sultan Planning Board held three evening Planning Board open house input sessions on February 8, 2011, March 8, 2011 and March 29, 2011 to take public comment on draft chapters of the 2011 Comprehensive Plan Update; and

WHEREAS, a public notice was published giving notice of the Planning Board public meeting and encouraging public participation; and

WHEREAS, the Sultan Planning Board held a public hearing on September 6, 2011 to take public comment on the proposed amendments to the comprehensive plan. No members of the public were present at the Planning Board public hearing; and

WHEREAS, a public notice was published giving notice of the City Council public hearings on the 2011 Comprehensive Plan Update and encouraging public participation, thus fulfilling all public noticing requirements; and

WHEREAS, The Sultan City Council held a second public hearing on September 22, 2011 with opportunity for public comment at the Regular City Council Meeting; and

WHEREAS, the City also sought community participation in the Comprehensive Plan update by contacting the Monroe Monitor and Everett Herald and urging them to print several articles on the 2011 Comprehensive Plan Update; and

WHEREAS, the City also encouraged public participation and provided information on the Comprehensive Plan update on its website (<http://www.ci.sultan.wa.us>); and

WHEREAS, as a result of the City's efforts, the public has had extensive opportunities to participate throughout the Comprehensive Plan amendment process and all persons desiring to comment on the proposal were given a full and complete opportunity to be heard; and

WHEREAS, the City has updated the Comprehensive Plan to insure compliance with changes to the Growth Management Act; to insure compliance with Vision 2040; the Puget Sound Regional Council Multi-County Planning Policies; Snohomish County Countywide Planning Policies; to fully reflect the issues and opportunities facing Sultan; and to revise

policies and other language in the plan to update information, improve readability, and eliminate redundancy; and

WHEREAS, state agencies received 60 day notice of Sultan's proposed Comprehensive Plan amendments on Monday, July 18, 2011 and no formal comments were received; and

WHEREAS, a State Environmental Policy Act Checklist was prepared and a Determination of Non-significance was issued on Monday, July 18, 2011 for the proposed Comprehensive Plan Amendments; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SULTAN, WASHINGTON DOES ORDAIN A FOLLOWS:

**Section 1. Findings, Analysis and Conclusions.** After reviewing the record and considering the arguments and evidence in the record and at public meetings, the City Council hereby adopts the findings, analysis and conclusions contained in the City Council staff report dated October 27, 2011.

**Section 2. Revision of Sections of Existing Comprehensive Plan Elements.** The City of Sultan Comprehensive Plan is hereby amended to revise the text, policies and other provisions of the following sections of the Plan contained in Exhibit I, incorporated herein by this reference as if set forth in full: Introduction, Land Use, Housing, Economic Development, Parks and Recreation, Transportation, Capital Facilities, and Utilities Elements.

**Section 3. Revision of Existing Comprehensive Plan Appendices.** The Sultan Comprehensive Plan is hereby amended to revise the text, policies and other provisions of the following appendices: Appendix A – , Appendix B – , Appendix C – , Appendix D – , Appendix E – , and Appendix G –.

**Section 4. Amendments to Replace and Supersede.** The Sultan Comprehensive Plan is amended by these changes and all such changes are intended to replace and supersede all sections of the Comprehensive Plan that are or may be inconsistent with the amendments contained herein.

**Section 5. Transmittal to State.** Pursuant to RCW 36.70A.106, this Ordinance shall be transmitted to the Washington Department of Commerce as required by law.

**Section 6. Preparation of Final Comprehensive Plan Document.** City Staff are hereby directed to complete preparation of the final Comprehensive Plan document, including correction of any typographical edits, and inclusion of appropriate graphics and illustrations.

**Section 7. Severability/Validity.** The provisions of this ordinance are declared separate and severable. If any section, paragraph, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance. The City Council hereby declares that they would have passed this ordinance and each section, paragraph, subsection, clause or phrase thereof

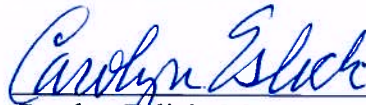
irrespective of the fact that any one or more sections, paragraphs, clauses or phrases were unconstitutional or invalid.

**Section 8: Ratification.** Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and affirmed.

**Section 9. Effective Date.** This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

**ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 10<sup>th</sup> DAY OF NOVEMBER, 2011.**

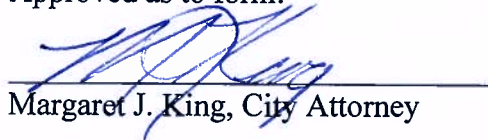
CITY OF SULTAN

  
\_\_\_\_\_  
Carolyn Eslick, Mayor

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
Laura Koenig, City Clerk

Approved as to form:

  
\_\_\_\_\_  
Margaret J. King, City Attorney

Passed by the City Council: 11/10/11

Date of Publication: 11/17/11

Effective Date: 11/22/11p