

ORDINANCE NO. _____

CITY OF SUMNER, WASHINGTON

AN ORDINANCE ADOPTING SUMNER PARKS & TRAILS PLAN UPDATE, COMPREHENSIVE PLAN CONSISTENCY AMENDMENTS, CAPITAL FACILITIES PLAN AMENDMENTS, AND ESTABLISHING A PARKS IMPACT FEE ORDINANCE IN CHAPTER 13.50 OF THE SUMNER MUNICIPAL CODE.

WHEREAS Sumner's Parks and Open Space Plan (created 1994, updated 2000) and Sumner Trail Plan (created 1996, supplemented 2008) assisted the City in planning for parks and trails and are due for an update; and

WHEREAS a combined Parks & Trails Plan Update would maintain consistency with the Sumner Comprehensive Plan and associated Capital Facility Plan, and enhance the City's eligibility for grants such as with the Washington State Recreation and Conservation Office; and

WHEREAS the Growth Management Act as codified in Chapter 36.70A RCW requires a Capital Facility Plan including parks that supports planned growth at City-defined levels of service, and within considering funding capabilities; and

WHEREAS impact fee statutes as codified in RCW 82.02.050 through 82.02.100 allow the City to collect impact fees for park system improvements in a Capital Facility Plan that respond to the demand caused by growth; and

WHEREAS, consistent with the State Environmental Policy Act (SEPA) the City issued a Determination of Non-Significance and allowed for public comment in December 2017; and

WHEREAS, on December XX, 2017 notice was sent to the Washington State Department of Commerce requesting review during a 60-day review period as required by the Growth Management Act in Chapter 36.70A RCW; and

WHEREAS, the Planning Commission and Forestry and Parks Board jointly held a public hearing on December XX, 2017 and recommended [approval/approval with changes/denial] to the City Council; and

WHEREAS, the City Council held a public hearing on January XX or February XX, 2018; and

WHEREAS, the City Council finds that adopting this Ordinance is in the public interest and will advance the public health, safety, and welfare;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SUMNER, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Findings. The recitals of this Ordinance are hereby adopted as findings of fact in support of this Ordinance.

Section 2. The Sumner Parks & Trails Plan Update is hereby adopted as set forth in Exhibit A. [See Draft Parks & Trails Plan Update. This will be made into an Exhibit.]

Section 3. The Comprehensive Plan is amended for consistency with the Sumner Parks & Trails Plan Update as set forth in Exhibit B. [See Chapter 7 of Draft Parks & Trails Plan Update which contains redline edits of the Vision and Goals and Policies that are found in the Comprehensive Plan; these will

be made into an exhibit along with minor text changes to refer to the updated Parks & Trails Plan (e.g., Introduction).]

Section 4. The six-year Capital Facility Plan is amended with respect to parks and trails to be consistent with the Sumner Parks & Trails Plan Update as set forth in Exhibit C. [See Chapter 9 of Draft Parks & Trails Plan Update which contains a new six-year capital facility plan and revenue sources. This will be made into an Exhibit.]

Section 5. The City adopts a new chapter in Title 13 setting forth a park impact fee as set forth in Exhibit D. [See proposed Chapter 13.50.]

Section 6. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or invalid for any reason, or should any portion of this ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 7. Effective Date. This ordinance shall take effect five (5) days from and after its passage, approval and publication as provided by law.

Passed by the City Council and approved by the Mayor of the City of Sumner, Washington, at a regular meeting thereof this _____ day of February 2018.

Mayor

APPROVED AS TO FORM:

ATTEST:

City Clerk

City Attorney

First Reading:

Date Adopted:

Date of Publication:

Effective Date: