CITY OF REDMOND ORDINANCE NO. 2507

ORDINANCE ANOF THE CITY OF REDMOND, WASHINGTON, ADOPTING THE HEARING EXAMINER'S OCTOBER 21, 2009, RECOMMENDATION TO APPROVE CONDITIONS THE HOLY CROSS EXPANSION CHURCH PHASED CONDITIONAL PERMIT (FILE L090278), AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, Ed Buffalow, Buffalow Architects, on behalf of Holy Cross Episcopal Church, herein referred to as 'Applicant', submitted a conditional use permit application for a two-phase expansion of an existing church; and

WHEREAS, a conditional use permit is a Type IV permit decision; and

WHEREAS, the Redmond Community Development Guide authorizes the Hearing Examiner to conduct an open record hearing for the conditional use permit and make a recommendation with findings of fact, conclusions of law, and conditions of approval for the conditional use permit to the City Council for consideration; and

WHEREAS, on September 30, 2009, the Hearing Examiner conducted an open record hearing to receive and review the application record and to hear verbal testimony relative to the Holy Cross Episcopal Church Phased Expansion Conditional Use Permit proposal (File L090278); and

WHEREAS, on October 21, 2009, the Hearing Examiner recommended approval of the Holy Cross Episcopal Church Phased Expansion Conditional Use Permit proposal (File L090278) subject to conditions.

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

Section 1. Findings, Conclusions, and Conditions of Approval. After carefully reviewing the record and considering the evidence and arguments in the record and in the Hearing Examiner's recommendation, the City Council hereby adopts the findings, analysis, and conclusions in the Hearing Examiner's recommendation for the Holy Cross Episcopal Church Phased Expansion Conditional Use Permit proposal dated October 21, 2009.

Section 2. Approval. The City Council hereby approves the Holy Cross Episcopal Church Phased Expansion Conditional Use Permit proposal, subject to the conditions of approval identified in the Hearing Examiner's recommendation dated October 21, 2009.

Section 3. Severability. If any section, sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or

constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

ADOPTED by the Redmond City Council this 1st day of December, 2009.

CITY OF REDMOND

JOHN MARCHIONE, MAYOR

ATTEST:

MICHELLE M. MCGEHEE, CMC, CITY CLERK

(SEAL)

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

JAMES HANEY, CITY ATTORNEY

FILED WITH THE CITY CLERK:

November 23, 2009

PASSED BY THE CITY COUNCIL:

December 1, 2009

SIGNED BY THE MAYOR:

December 1, 2009

PUBLISHED:

December 7, 2009

EFFECTIVE DATE:

December 12, 2009

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ADOPTED 7-0: Allen, Carson, Cole, Margeson, McCormick, Myers and Vache