

0082-ORD
07/03/97

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5001

AN ORDINANCE relating to the definition of Family and process for granting reasonable accommodation; repealing Sections 20.50.020 (part), 20.50.044 (part), and Part 20.30T; and adding a new definition to Section 20.50.020 (part) and a new Part 20.30T to the Bellevue Land Use Code (BCC Title 20).

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 20.50.020 (part) of the Land Use Code, "Family," is repealed.

Section 2. Section 20.50.044 (part) of the Land Use Code, "Reasonable Accommodation," is repealed.

Section 3. Part 20.30T of the Land Use Code, "Class II Group Facility Permit," is repealed.

Section 4. A new definition is added to Section 20.50.020 (part) of the Land Use Code as follows:

FAMILY: One or more persons (but not more than six unrelated persons) living together as a single housekeeping unit. For purposes of this definition and notwithstanding any other provision of this Code, children with familial status within the meaning of Title 42 United States Code, Section 3602(k) and persons with handicaps within the meaning of Title 42 United States Code, Section 3602(h) will not be counted as unrelated persons.

Section 5. A new part 20.30T is hereby added to the Land Use Code as follows:

REASONABLE ACCOMMODATION: Any person claiming to have a handicap, or someone acting on his or her behalf, who wishes to be excused from an otherwise applicable requirement of this Land Use Code under the Fair Housing Amendments Act of 1988, 42 USC 3604(f)(3)(b), or the Washington Law Against Discrimination, RCW Chapter 49.60, must provide the Director of the Department of Community Development with verifiable documentation of handicap eligibility and need for accommodation. The Director shall act

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promptly on the request for accommodation. If handicap eligibility and need for accommodation are demonstrated, the Director shall approve an accommodation which may include granting an exception to the provisions of this Code. The Director shall not charge any fee for responding to such a request. The Director's decision shall constitute final action by the City on the request for accommodation, and review of that decision will be available only in court. An action seeking such review must be filed not more than twenty-one (21) days after the Director's decision.

Section 6. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

PASSED by the City Council this 7th day of July, 1997, and signed in authentication of its passage this 7th day of July, 1997.

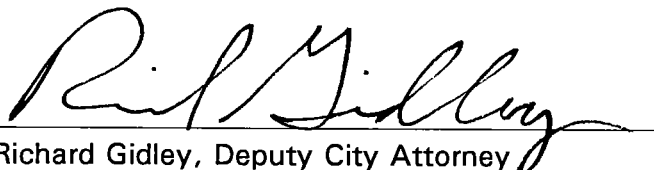
(SEAL)



Ronald E. Smith, Mayor

Approved as to form:

Richard L. Andrews, City Attorney



Richard L. Andrews, City Attorney

Attest:



Myrna L. Basich, City Clerk

Published July 11, 1997