

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5866

AN ORDINANCE amending the City of Bellevue Land Use Code relating to Courter Enterprises; specifically amending Sections 20.10.440, footnote (6) of the Land Use Code; providing for severability; and establishing an effective date.

WHEREAS, on February 25, 2008, the City Council adopted Ordinance No. 5798 amending the Comprehensive Plan of the City of Bellevue to modify the Factoria Subarea Plan to allow retail auto sales in the OLB zoning district; and

WHEREAS, the Land Use Code of the City of Bellevue must be amended to implement the provisions of Ordinance No. 5798; and

WHEREAS, the Planning Commission held a public hearing on January 28, 2009, to consider the proposed Land Use Code amendments; and

WHEREAS, the Planning Commission recommends that the City Council approve such proposed amendments; and

WHEREAS, the City of Bellevue has complied with the requirements of the State Environmental Policy Act (Chapter 42.21C RCW) and the city Environmental Procedures Code (Chapter 22.02 BMC); now, therefore,

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

Section 1. Section 20.10.440 – Wholesale and Retail Use Chart, footnote (6) of the Bellevue Land Use Code is hereby amended to read:

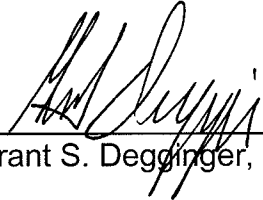
- (6) Retail auto sales are permitted only in the following locations:
 - a. The west side of 116th Avenue NE between NE 8th Street and the SE 8th Street off-ramp from northbound I-405; and
 - b. Along SE 36th Street west of the ravine located at the approximate alignment of 133rd Avenue SE and east of 132nd Avenue SE.

Section 2. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

Section 3. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

Passed by the City Council this 6th day of April, 2009
and signed in authentication of its passage this 6th day of April,
2009.

(SEAL)



Grant S. Degginger, Mayor

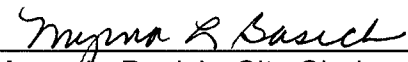
Approved as to form:

Lori M. Riordan, City Attorney



Lacey Madche, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

Published _____