

ORDINANCE NO. 4572

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELLENSBURG, WASHINGTON RELATING TO ELLENSBURG MUNICIPAL CODE TITLE 12 "SUBDIVISIONS" AND AMENDING SECTION 12.08.400.

WHEREAS, the State of Washington adopted Substitute Senate Bill 6544, amending the State Subdivision Code RCW 58.17.140 and RCW 58.17.170 to extend the time limit for approval of plats to seven years for all final plats granted preliminary plat approval between June 10, 2010 and December 31, 2014, and

WHEREAS, Title 12 of the Ellensburg Municipal Code entitled "Subdivisions" is required to be in conformance with State Subdivision Code requirements as they relate to the life of preliminary plat approvals; and

WHEREAS, several sections of the Ellensburg Municipal Code were amended by City Council in Ordinance No. 4568 on July 19, 2010 for the purpose of bringing the City's Subdivision Code into conformance with the new State Subdivision timelines; and

WHEREAS, an additional section of the Ellensburg Municipal Code has been identified as in need of amendment for the purpose of bringing the City's Subdivision Code into conformance with the new State Subdivision timelines;

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

Section 1. Section 12.08.400 of the Ellensburg Municipal Code and Ordinance No. 4289, is hereby amended to read as follows:

12.08.400 Preliminary plat – Duration of approval.

For all plats that are granted preliminary plat approval between June 10, 2010 and December 31, 2014, Approval of the preliminary plat shall be effective for five seven years from the date of approval by the city council during which time the final plat or plats may be submitted.

For all plats granted preliminary plat approval prior to June 10, 2010 and that are still within the then applicable five (5) year preliminary plat duration of approval, or that may have been granted an extension to that duration of approval and said extension time period is still running, the duration of approval shall be effective for seven years from the date of original preliminary plat approval by the city council during which time the final plat or plats may be submitted.


For all plats granted preliminary plat approval after December 31, 2014, the duration of approval shall be effective for five years from the date of preliminary plat approval by the city council during which time the final plat or plats may be submitted.[Ord. 4289, 2001; Ord. 3235 § 15, 1979.]

Section 2. 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 3. Effective Date. This ordinance shall take effect and be in full force five (5) days after publication of a summary, consisting of the title.


7th The foregoing ordinance was passed and adopted at a regular meeting of the City Council this day of September, 2010.


MAYOR

ATTEST:


CITY CLERK

Approved as to form:


CITY ATTORNEY

Publish: September 9, 2010

I, Coreen M. Reno, City Clerk of said City, do hereby certify that Ordinance No. 4572 is a true and correct copy of said Ordinance of like number as the same was passed by said Council, and that Ordinance No. 4572 was published as required by law.


COREEN M. RENO, CMC