CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. O2000-74

AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, AMENDING ORDINANCE O2000-68, WHICH EXTENDED THE MORATORIUM ON THE FILING OF APPLICATIONS FOR DEVELOPMENT PERMITS AND APPROVALS WITHIN THE CORPORATE LIMITS OF THE CITY OF SAMMAMISH, BY THE ADDITION OF A CATEGORICAL EXEMPTION FOR CERTAIN WIRELESS COMMUNICATIONS FACILITIES

WHEREAS, the City Council of the City of Sammamish finds that the City’s current moratorium on filing of development permits, as expressed in Ordinance No. O2000-68, limits the ability of the citizens of the City to make use of wireless communications; and

WHEREAS, allowing certain types of wireless communications facilities within the City will increase the availability of wireless communications without defeating the intent of the moratorium;

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

Section 1. Wireless Communications Facilities Exemption. Ordinance O2000-68 of the City of Sammamish is hereby amended by the addition of a new part i to Section 3 of the Ordinance to read as follows:

i. Permits and approvals for construction of the following wireless communications facilities, which shall be reviewed under the criteria set forth in ISDC Chapter 20.20 for a Type 1 Decision:

(1) Wireless communications facilities located within the public rights-of-way of 228th Avenue, Sahalee Way NE, Inglewood Hill Road, East Lake Sammamish Parkway SE, SE 43rd Street, 212th Avenue SE, NE 20th Street, and Lewis-Thompson Road. These communications facilities may be attached to utility poles, light standards, or other support structures with the ancillary equipment cabinets placed on the ground. An existing utility pole or light standard may be replaced with a new pole or light standard to accommodate the wireless communications facilities. The height of the new pole may be increased up to twenty-five feet above the existing pole height to accommodate the signal quality and coverage of the proposed antenna(s). If the wireless communications facility is fifteen inches cube or less in volume, it may be located within any public right-of-way.
(2) Applications to maintain, repair or replace existing wireless communications facilities, including those approved and installed prior to incorporation.

(3) Wireless communications facilities collocated on existing antenna support structures, such as monopoles or lattice towers.

(4) Wireless communications facilities collocated on existing buildings in non-residential zoning districts so long as each wireless communications facility is screened from view from adjacent public rights-of-way.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.


CITY OF SAMMAMISH

[Signature]
Mayor Jack Barry

ATTEST/AUTHENTICATED:

[Signature]
Melonie Anderson, City Clerk

Approved as to form:

[Signature]
Bruce L. Disend, City Attorney

Filed with the City Clerk: November 29, 2000
Passed by the City Council: December 6, 2000
Date of Publication: December 9, 2000
Effective Date: December 14, 2000