CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. O2003-129


WHEREAS, Chapter 82.02 RCW authorizes the City to collect impact fees for public facilities which are addressed by a capital facilities plan element of a comprehensive plan adopted and revised in compliance with RCW 36.70A.070; and

WHEREAS, the City of Sammamish adopted Ordinance No.99-25 which adopted the King County Comprehensive Plan as the City of Sammamish Interim Comprehensive Plan, Title 20, of the Interim Sammamish Development Code; and

WHEREAS, Section 20.12.463 of the I.S.D.C. adopted Issaquah School District No. 411 capital facilities plan as a sub-element of the interim comprehensive plan; and

WHEREAS, the Issaquah School District has submitted to the City the District's Capital Facilities Plan for 2003, effective January 2004, which establishes revised impact fee schedules for single family (at $4617 per unit, an increase of $693) and for multifamily (at $680, a decrease of $25).

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

Section 1. Repeal. Section 20.12.463 of the ISDC is hereby repealed.

Section 2. Amendment. A new section 20.12.463 of the ISDC is hereby adopted to read as follows:

The Issaquah School District No. 411 2003 Capital Facilities Plan, adopted June 25, 2003, with an effective date of January 1, 2004, and appended to this ordinance as Attachment “A”, is hereby adopted as a subelement to the City of Sammamish Interim Comprehensive Plan.

Section 3. 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 4. 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.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 16th DAY OF SEPTEMBER 2003.

CITY OF SAMMAMISH

[Signature]
Mayor Kenneth J. Kilroy

ATTEST/AUTHENTICATED:

[Signature]
Melanie Anderson, City Clerk

Approved as to form:

[Signature]
Bruce L. Disend, City Attorney

Filed with the City Clerk: August 22, 2003
First Reading: September 2, 2003
Passed by the City Council: September 16, 2003
Date of Publication: September 20, 2003
Effective Date: January 1, 2004