DRAFT
CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. O2011-305

AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, ADOPTING PROVISIONS TO AUTHORIZE FUNDRAISING SIGNS AND ESTABLISHING DEVELOPMENT STANDARDS CODIFIED INTO CHAPTER 45 OF TITLE 21A OF THE SAMMAMISH MUNICIPAL CODE

WHEREAS, the City incorporated in August of 1999;

WHEREAS, the City Council adopted the City’s Comprehensive Plan on September 16, 2003, and the City has enacted zoning consistent with the comprehensive plan; and

WHEREAS, the City Council adopted the Sammamish Municipal Code on October 7, 2003 and subsequent revisions have been made since that time; and

WHEREAS, the City Council adopted an emergency ordinance O2011-196 on January 4, 2011 temporarily authorizing fundraising signs; and

WHEREAS, the City Council held a public hearing on March 1, 2011 and received public testimony supporting the authorization of fundraising signs through the emergency ordinance O2011-196; and

WHEREAS, a State Environmental Policy Act (SEPA) Determination of Non Significance for the proposed Fundraising Sign regulations was issued on May 16, 2011; and

WHEREAS, in accordance with RCW 36.70A, a request for expedited review was received by the State of Washington Department of Commerce on May 13, 2011 and was granted expedited review on May 31, 2011; and

WHEREAS, the public process for the proposed amendments has provided for public participation opportunities at public meetings and hearings before the Planning Commission and City Council between March and June of 2011; and

WHEREAS, the Planning Commission held public meetings and public hearings on March 4 and 17 and forwarded a recommendation to permanently amend Chapter 45 of Title 21A to authorize fundraising Sign regulations to the City Council on May 10, 2011; and

WHEREAS, the City Council considered the proposed Fundraising Sign regulations at a City Council public hearing on May 16, 2011, which was continued on June 7, 2011; and
WHEREAS, the City Council considered the Planning Commission’s recommendation, public comment, and other available information.

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

Section 1. Adoption of the Fundraiser Sign regulations. The Fundraising Sign Regulations as set forth in Attachment “A” to this ordinance is hereby adopted.

Section 2. Codification of the Fundraising Sign regulations. The City Council authorizes the Community Development Director and City Clerk to codify the regulatory provisions of the Fundraising Sign ordinance into Title 21A of the Sammamish Municipal Code for ease of use and reference.

Section 3. Interpretation. The City Council authorizes the Community Development Director to administratively interpret these provisions as necessary to implement the intent of the Council.

Section 4. 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 5. 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 7TH DAY OF JUNE 2011.

CITY OF SAMMAMISH

[Signature]
Mayor Donald J. Gerend

ATTEST/AUTHENTICATED:

[Signature]
Melanie Anderson, City Clerk
Approved as to form:

[Signature]
Bruce L. Disend, City Attorney

Filed with the City Clerk: May 11, 2011
Public Hearing: May 16, 2011
First Reading: May 16, 2011
Public Hearing: June 7, 2011
Passed by the City Council: June 7, 2011
Date of Publication: June 10, 2011
Effective Date: June 15, 2011
Attachment "A"

Fundraising Sign Ordinance Elements:

- 21A.15.1117 Sign, Fundraising (Definition)
- 21A.45.120 Signs or displays of limited duration. (Add section authorizing fundraising signs)

"Normal Text" is existing code language
"Strikethrough Text" is existing language that will be deleted
"Underline Text" is code language that will be added
21A.15.1117 - Sign, Fundraising.
"Sign, fundraising" is a sign that is erected by a nonprofit -or not-for-profit organization for the purposes raising money to support a cause or purpose promoted by the nonprofit or not-for-profit organization.

21A.45.120 - Signs or displays of limited duration.
The following temporary signs or displays are permitted and except as required by the International Building Code, Chapter 16.20 SMC, Construction Administrative Code, or as otherwise required in this chapter, do not require building permits:

... (7) Fundraising sign. Fundraising signs are allowed subject to the following provisions:

(a) Location
i. Fundraising signs may only be located on private property as follows:
a. On any property zoned Office (O), Community Business (CB), Neighborhood Business (NB), and Town Center A (TC-A); or
b. On property with a residential zoning designation (R), where such property abuts a principal, minor, or collector arterial.
ii. No more than one (1) fundraising sign may be located on any one (1) property;
iii. Any fundraising sign authorized located on a street corner or driveway shall conform to Chapter 14.01 SMC, Public Works Standards, and SMC 21A.25.220, sight distance requirements; and
iv. All signs shall be located on private property with the written permission of the property owner.

(b) Specifications. Fundraising signs may be attached to a wall or be free standing signs subject to the following design specifications:
i. Fundraising signs located on property zoned O, CB, NB, and TC-A shall be limited to a maximum area of 32 square feet;
ii. Fundraising signs located on property zoned residential (R):
a. Shall be limited to a maximum area of 16 square feet if located less than 50 feet from a street property line; and
b. Shall be limited to a maximum area of 32 square feet if located 50 feet or more from a street property line.
iii. Signs shall not be illuminated;
iv. Freestanding signs shall not exceed a height of eight (8) feet;
v. All signs shall be constructed of a solid opaque material; and,
vi. Freestanding signs shall be located outside of required zoning setbacks.

(c) Removal.
i. A permit is required and shall be issued for a six month period. The permit number and the permit expiration date must be clearly displayed on the face of each sign.
The permit may be renewed upon payment of the required fee and subject to further review and approval under the requirements of this section.
ii. Removal of the fundraising sign is the responsibility of the property owner and/or applicant.