

ORDINANCE NO. 004/2003

AN ORDINANCE OF THE CITY OF MONROE, WASHINGTON, AMENDING THE PARK AND RECREATION ELEMENT AND CAPITAL FACILITIES ELEMENT OF THE MONROE COMPREHENSIVE PLAN IN ORDER TO ADDRESS THE CITY'S CURRENT AND PROJECTED PARK AND RECREATION NEEDS; ADOPTING SUPPORTING DATA AS A TECHNICAL APPENDIX TO THE COMPREHENSIVE PLAN; ADOPTING FINDINGS, CONCLUSIONS, AND ANALYSIS; PROVIDING FOR SEVERABILITY. (CPA 2002-B)

WHEREAS, in 2001 the Monroe City Council directed that the Park and Recreation Element of the Monroe Comprehensive Plan be updated to provide further information and documentation related to the City's park and recreation needs and the need for park impact fees; and

WHEREAS, pursuant to the Council's direction, Beckwith Associates was hired to prepare the update and a draft was prepared and presented to the Monroe Park Board and Monroe Planning Commission for review; and

WHEREAS, over a nine-month period, the Monroe Park Board held public workshops and open houses on the draft and, after considering the public input received, the Park Board forwarded a recommendation to the Planning Commission for approval of the draft plan; and

WHEREAS, the Monroe Planning Commission held several workshops on the draft plan and conducted a public hearing on April 16, 2002, after which the Planning Commission forwarded a recommendation to the Monroe City Council; and

WHEREAS, the Monroe City Council held its own workshops on the draft plan and determined to adopt the same as provided in this ordinance;

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

Section 1. Park and Recreation Element Amended. The Park and Recreation Element of the City of Monroe Comprehensive Plan is hereby amended to read as set forth on Exhibit A attached hereto and incorporated herein by this reference as if set forth in full. In the event of any conflict between the Park and Recreation Element adopted by this Section and any other provision of the City of Monroe Comprehensive Plan, including, but not limited to, the Capital Facilities Element, the Park and Recreation Element shall control.

Section 2. Capital Facilities Element Amended. That section of the Capital Facilities Element of the Monroe Comprehensive Plan entitled, "Park Impact Fees" is hereby amended to read as follows:

Park Impact Fees

RCW 82.02.050-090 authorize local government to enact impact fees to be paid by new development for its “fair share” of system improvement costs of park and recreation facilities necessary to serve the development. Impact fees must be used for capital facilities necessitated by growth, and not to correct existing deficiencies in levels of service. Impact fees cannot be used for operating expenses. Monroe has had a park mitigation fee program in place since 1990. As provided in the Parks and Recreation Element, Monroe should adopt impact fees to finance its projected park and recreation needs. Impact fees shall be calculated as provided in an impact fee ordinance.

Section 3. Adoption of Technical Appendix. That certain document entitled, “Comprehensive Plan Appendix – Park, Recreation & Open Space Plan, Monroe, Washington, December 18, 2002,” prepared by Beckwith Associates, is hereby adopted as a Technical Appendix to the Monroe Comprehensive Plan and incorporated herein by this reference as if set forth in full.

Section 4. Findings, Conclusions, and Supporting Analysis. In support of the actions taken in this ordinance, the Monroe City Council adopts the Findings, Conclusions, and Analysis contained in the staff report from Hiller West, Community Development Director, to the Monroe City Council dated June 17, 2002.

Section 5. 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 6. Effective Date. This ordinance shall be in full force and effect five (5) days from and after publication, as required by law.

PASSED by the City Council and APPROVED by the Mayor of the City of Monroe, Washington, at a regular meeting held this 19 day of February, 2003.

1st Reading: 02/19/03
Published: 02/26/03
Effective: 03/03/03

CITY OF MONROE, WASHINGTON

Donnetta Walser, Mayor

ATTEST:

Betty King, City Clerk

APPROVED AS TO FORM:

Donald Lyderon, City Attorney