

# Ordinance No. 00308

[Council meeting minutes of Apr 21 2003](#)

## ORDINANCE NO. 308

AN ORDINANCE of the City Council of the City of Lakewood, Washington, amending Title 18A, Sections 18A.10.520 and 18A.30.730, of the Lakewood Municipal Code relating to the Land Use and Development Code.

WHEREAS, the City of Lakewood incorporated on February 28, 1996; and

WHEREAS, pursuant to Title 36.70A RCW, the Washington State Growth Management Act, the City of Lakewood adopted a comprehensive plan in July, 2000, and a Land Use and Development Code (Chapter 18A of the Lakewood Municipal Code) on August 20, 2001; and,

WHEREAS, since the time of adoption of the Land Use and Development Code the City has received input on the Code from citizens and project proponents, and has identified areas where adjustments to the Code would be appropriate; and,

WHEREAS, the Community Development Department has suggested specific changes to the Code and the Planning Advisory Board has reviewed and considered said changes; and,

WHEREAS, the Planning Advisory Board held a duly-noticed public hearing on February 5, 2003, to receive and consider public testimony on said proposed code changes; and,

WHEREAS, the Planning Advisory Board has found that the proposed changes to the Land Use and Development Code are consistent with the adopted City of Lakewood Comprehensive Plan;

WHEREAS, the City Council considered Sections 18A.10.520 and 18A.30.730 on March 10<sup>th</sup> and March 17<sup>th</sup>, 2003 as of part of Ordinance No. 307; and,

WHEREAS, the City Council decided to postpone review of Sections 18A.10.520 and 18A.30.730 until April 7<sup>th</sup>, 2003.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON, DO ORDAIN as Follows:

Section 1. That Section 18A.10.520 of the Lakewood Municipal Code, be and the same is hereby amended to read as follows:

### **18A.10.520 - Permitted Uses - Temporary Use Permits**

The following types of temporary uses, activities and associated structures may be authorized, subject to specific limitations in this section and such additional conditions as may be established by the Community Development Director:

A. Model homes or apartments and related real estate sales and display activities located within the subdivision or residential development to which they pertain, subject to all applicable provisions of LMC 17.42.040.

B. Contractor's office, storage yard and equipment parking and servicing on or adjacent to the site of an active construction project.

C. Circuses, carnivals, rodeos, fairs or similar transient amusement or recreational activities.

D. Indoor or outdoor art and craft shows and exhibits.

E. Christmas tree sales lots, ~~fireworks and~~ flower stands, and similar seasonal sales facilities limited to location on non-residential lots in commercial or industrial zoning districts. Specific facilities that are reestablished on the same site and at the same

---

intensity every year may be reauthorized as a minor amendment to the original permit.

F. Mobile home residences used for occupancy by supervisory and security personnel on the site of an active construction project.

G. Indoor or outdoor special sales, including swap meets, flea markets, parking lot and sidewalk sales, warehouse sales or similar activities, limited to locations on non-residential lots in commercial or industrial districts, and when operated not more than ten (10) days in the same month, unless otherwise permitted by the City.

H. Temporary use of mobile trailer units or similar portable structures for nonresidential purposes, located in districts where the intended use is permitted.

I. Seasonal retail sales of agricultural or horticultural products raised or produced off the premises, permitted in commercial or industrial zoning districts only.

J. Neighborhood or community garage or rummage sales, block parties, parades or holiday celebrations, and other similar neighborhood or community activities, ~~when operated not more than three (3) days in the same week or more than twice in the same calendar year. The Community Development Director may exempt certain fund-raising or other activities by non-profit organizations from the permit requirements of this section where it is determined that the proposed activity is not likely to have adverse impacts on surrounding land uses or the community in general.~~

K. The Community Development Director may authorize additional temporary uses not listed in this subsection when it is found that the proposed uses are in compliance with the requirements and findings of this section.

Section 2. That Section 18A.30.730 of the Lakewood Municipal Code, be and the same is hereby amended to read as follows:

**18A.30.730 - Primary Permitted Uses - Military-Related Zoning Districts**

The following uses are permitted within the Military-Related zoning districts, subject to approval of a zoning certification and all applicable development permits. Uses that are not listed within the Military-Related zoning districts or permitted as an accessory use are not permitted unless specifically provided for elsewhere in this code. Use types are defined in LMC 18A.20, Use Types and Levels.

The unique nature of these areas may invoke additional, specific standards. New uses within the CZ, AC1, and AC2 zoning districts shall be subject to intensity limitations in accordance with LMC 18A.30.770 and performance standards pursuant to LMC 18A.30.780, and structures in those zones shall be subject to noise attenuation requirements pursuant to LMC 18A.30.790. New public assembly uses are expressly prohibited in the CZ, AC1, and AC2 zoning districts.

**A. ML Zoning District**

1. Communication Facilities (Level 1)
2. Electrical Facilities (Level 1)
3. Natural Gas Facilities (Level 1)
4. Sewage Collection Facilities
5. Stormwater Facilities (Level 1)
6. Water Supply Facilities (Level 1)
7. Military Installations (Level 2)

**B. CZ Zoning District**

1. Continuation of uses already legally existing within the zone at the time of adoption of this title. Maintenance and repair of existing structures shall be permitted.
2. Primary permitted uses in the OSR1 and OSR2 zoning districts.
- ~~3. Postal Services (Level 3)~~
- ~~4.3. Communication Facilities (Level 1/2)~~
- ~~5.4. Electrical Facilities (Level 1)~~

- ~~6.5~~: Natural Gas Facilities (Level 1)
- ~~7.6~~: Sewage Collection Facilities
- ~~8.7~~: Stormwater Facilities (Level 1/2)
- ~~9.8~~: Water Supply Facilities (Level 1/2)
- 10. Manufactured and Modular Home Sales
- 11. Storage
- 12. Limited Manufacturing and Assembly
- 13. Contractor Yards
- 14. Outdoor Distribution and Freight Movement
- 15. Warehousing, Distribution, and Freight Movement
- 9. 16. Agriculture (Level 1/2)

### C. AC1 Zoning District

- 1. Continuation of uses already legally existing within the zone at the time of adoption of this title. Maintenance and repair of existing structures shall be permitted.
- 2. Primary permitted uses in the I2 zoning district.
- 3. Primary permitted uses in the OSR1 and OSR2 zoning districts.
- 4. Communication Facilities (Level 1)
- 5. Electrical Facilities (Level 1)
- 6. Natural Gas Facilities (Level 1)
- 7. Sewage Collection Facilities
- 8. Stormwater Facilities (Level 1)
- 9. Water Supply Facilities (Level 1)
- 10. Agriculture (Level 1/2/3)
- 11. Residential Accessory Uses, except accessory dwelling units.

### D. AC2 Zoning District

- 1. Continuation of uses already legally existing within the zone at the time of adoption of this title. Maintenance and repair of existing structures shall be permitted.
- 2. Primary permitted uses in the I1 zoning district.
- 3. Primary permitted uses in the OSR1 and OSR2 zoning districts.
- 4. Communication Facilities (Level 1)
- 5. Electrical Facilities (Level 1)
- 6. Natural Gas Facilities (Level 1)
- 7. Sewage Collection Facilities
- 8. Stormwater Facilities (Level 1)
- 9. Water Supply Facilities (Level 1)
- 10. Motor Vehicle Sales and Rental (Level 1/2/3)
- 11. Agriculture (Level 1/2/3)
- 12. Residential Accessory Uses, except accessory dwelling units.

Section 3. Severability. If any portion of this Ordinance or its application to any person or circumstances is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances shall not be affected.

Section 4. Effective Date. That this Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary.

ADOPTED by the City Council this 21<sup>st</sup> day of April, 2003.

CITY OF LAKEWOOD

---

Bill Harrison, Mayor

Attest:

---

Alice M. Bush, CMC, City Clerk

Approved as to Form:

---

Heidi Ann Wachter, City Attorney