

Resolution No. 1997-30

[\(Council Minutes 97/10/06\)](#)

RESOLUTION NO. 1997-30

A RESOLUTION of the City Council of the City of Lakewood, Washington, extending and modifying the moratorium adopted through Resolution No. 1997-10A, pursuant to RCW 35.63.200, relating to land use and to telecommunications, which established a moratorium on the receipt of applications and issuance of permits for certain wireless communications facilities

WHEREAS, increased use of cellular phones has created a significant increase in the number of applications for communications facilities; and,

WHEREAS, additional incentives or regulations appear to be necessary in order to encourage applicants to share available sites and communication facilities and to take additional measures, to be determined, to address the impacts of such facilities on the community; and,

WHEREAS, consistent with the Findings of Fact adopted with this Resolution, citizens of the City of Lakewood have expressed concerns regarding the number, siting and technology of certain wireless communication facilities within the City and with their unregulated siting within the City of Lakewood; and,

WHEREAS, the City needs a reasonable period of time to study these concerns, how they are impacted by new state and federal legislation, and the impacts of such facilities on the visual aesthetic and safety concerns of the citizens of the City of Lakewood, and how the state and federal legislation interfaces with right-of-way regulations; and,

WHEREAS, Washington State Law in RCW 35.63.200, authorizes the City to adopt moratoriums on such land uses as telecommunications facilities siting and other land use matters; and,

WHEREAS, RCW 35.63.200 further provides that a public hearing shall be held within 60 days of the moratorium in connection with such a moratorium; and,

WHEREAS, a moratorium was adopted through Resolution No. 1997-10A of the City Council of the City of Lakewood to allow the City the opportunity to develop consistent regulations to interface zoning and land use regulations with comprehensive planning for the siting of wireless telecommunications facilities in the City; and,

WHEREAS, it is appropriate to extend the moratorium, with modifications, to continue allowing the City the opportunity to develop consistent regulations to interface zoning and land use regulations with comprehensive planning for the siting of wireless telecommunications facilities in the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON HEREBY RESOLVES, as Follows:

Section 1. That the moratorium established by Resolution No. 1997-10A is extended and modified as follows:

That there is hereby established a moratorium on the acceptance of applications and issuance of permits for certain wireless telecommunications facilities within the City, which moratorium shall be in place for six (6) months from the effective date of this Resolution, unless otherwise modified, extended or terminated by the City Council, provided that the moratorium does not apply to the following facilities: individual components of wireless facilities including antennas and supporting structures and appurtenances that are of a size no larger than thirty-six inches (36") in length or are no larger than twenty-four inches (24") in diameter, so long as those facilities are mounted and/or located on structures existing as of the date of this Ordinance, provided that the installation of any such facilities shall comply with all permit requirements and with all applicable building, health and safety codes; Provided that this matter shall be placed on the agenda for the City Council Study Session of November 24, 1997, for consideration of possible amendment or modification of the moratorium.

Section 2. That Resolution shall be in full force and effect upon passage and signatures hereon.

PASSED by the City Council this 6th day of October, 1997.

CITY OF LAKEWOOD

Attest:

Bill Harrison, Mayor

Alice M. Bush, CMC, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

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