

1 CITY OF FIRCREST  
2 ORDINANCE NO. 1651

3 AN ORDINANCE OF THE CITY OF FIRCREST, WASHINGTON,  
4 AMENDING ORDINANCE NO. 1630, SECTION 1 AND FMC 23.04.020  
5 TO UPDATE THE CITY OF FIRCREST COMPREHENSIVE PLAN.

6 WHEREAS, the Fircrest City Council may adopt any comprehensive plan amendment if it is in  
7 the public interest and complies with the Growth Management Act, and is in the public interest  
8 and not contrary to the public health, safety and welfare; and

9 WHEREAS, the City is required to periodically review and update its Comprehensive Plan, as  
10 needed, to ensure consistency with the Growth Management Act, Puget Sound Regional Council  
11 VISION 2040 Growth Strategy, and the Pierce County Countywide Planning Policies; and

12 WHEREAS, the City submitted a *Notice of Intent to Adopt* to the Washington State Department  
13 of Commerce on September 13, 2019, which was issued to state agencies for a 60-day comment  
14 period as required pursuant to RCW 36A.70 RCW; and

15 WHEREAS, the City issued a *Determination of Nonsignificance/Incorporation by Reference of*  
16 *Environmental Documents, Adoption of Existing Environmental Documents* for the 2019  
17 Amendments to the Fircrest Comprehensive Plan on September 16, 2019 with a 14-day comment  
18 period ending September 30, 2019, and no adverse comments were received; and

19 WHEREAS, the Planning Commission conducted a public hearing on October 1, 2019 to accept  
20 public testimony and comment; and

21 WHEREAS, the Planning Commission adopted the following findings in support of approval of  
22 the proposed amendments, in consideration of the factors listed in Sections 22.78.004 and  
23 23.06.070 FMC:

- 24 a) The proposed capital facilities amendments are consistent with Capital Facilities Goal CF1,  
25 to provide and maintain adequate public facilities to meet the needs of existing and new  
26 development, and Goal CF4, to provide needed public facilities within the City's ability to  
27 fund or within the City's authority to require others to provide.
- 28 b) The proposed capital facility amendments address capital improvements that are fully  
29 contained within Fircrest jurisdiction and are not inconsistent with plans for adjacent  
30 jurisdictions or countywide planning policies.
- 31 c) The proposed text amendments do not conflict with existing elements or policies.
- 32 d) The proposed amendments support a continuation of existing policies and provides  
consistency with other planning documents.
- e) The proposed amendments address future projections, are consist with Fircrest citizens'  
vision for the future, and will be in the public interest.

WHEREAS, the City Council conducted a public hearing on November 12, 2019, to accept public  
testimony and comment on the proposed amendments. Now, Therefore,

**THE CITY COUNCIL OF THE CITY OF FIRCREST DO ORDAIN AS FOLLOWS:**

**Section 1.** Ordinance 1630, §1, and FMC 23.04.020 are hereby amended to read as follows:  
The 2019 amendments to the Fircrest Comprehensive Plan as shown in Exhibit "A" attached to  
Ordinance No. \_\_\_\_\_, and incorporated in this section by reference, are hereby adopted pursuant  
to the Growth Management Act, Chapter 36.70A RCW, and codified within this title.

**Section 2.** Severability. If any section, sentence, clause or phrase of this title shall be held to be  
invalid or unconstitutional by a court of competent jurisdiction, such invalidity or

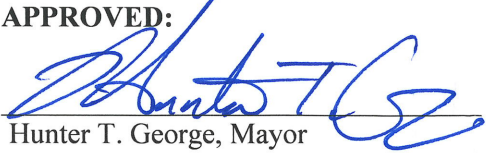
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unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this title.

**Section 3.** Publication and Effective Date. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall be effective five (5) days after such publication.

**PASSED BY THE CITY COUNCIL OF THE CITY OF FIRCREST, WASHINGTON,** at a regular meeting thereof this 26th day of November 2019.

**APPROVED:**

  
Hunter T. George, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Jessica Nappi, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Michael B. Smith, City Attorney

**DATE OF PUBLICATION:**

**EFFECTIVE DATE:**