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**CITY OF FIRCREST
ORDINANCE NO. 1666**

**AN ORDINANCE OF THE CITY OF FIRCREST, WASHINGTON,
AMENDING THE CITY OF FIRCREST COMPREHENSIVE PLAN
AND AMENDING ORDINANCE 1651, SECTION 1 AND FMC
23.04.020.**

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

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

WHEREAS, the City intends to address future population and employment needs of the City, County, and Region as well as the objectives of a Countywide Center designation by increasing the density and intensity of the 19th and Mildred area; and

WHEREAS, Land Use Element Goal 9 of the Comprehensive Plan states that the 19th and Mildred Countywide Center should be Fircrest's priority for accommodating growth as laid out under VISION 2040 and the Pierce County Countywide Planning Policies and should provide a broad mix of commercial, cultural, and residential opportunities; and

WHEREAS, the City held public outreach workshops related to increased development intensity and adoption of a form-based code for the Commercial Mixed-Use designation on January 21, 22, and 23, 2020; and

WHEREAS, the City Council and Planning Commission held a joint public meeting to consider a virtual presentation and public input related to increased development intensity and adoption of a form-based code for the Commercial Mixed-Use designation on September 1, 2020; and

WHEREAS, Capital Facilities Element Goal 1 of the Comprehensive Plan states the City is to provide and maintain adequate public facilities to meet the needs of existing and new development, and Goal 4 states the City is to provide needed public facilities within the City's ability to fund or within the City's authority to require others to provide; and

WHEREAS, the City submitted a Notice of Intent to Adopt to the Washington State Department of Commerce July 16, 2020, which was issued to state agencies for a 60-day comment period as required pursuant to RCW 36A.70 RCW, and no comments were received; and

1 **WHEREAS**, the City issued a *Determination of Nonsignificance/Incorporation by*
2 *Reference of Environmental Documents, Adoption of Existing Environmental*
3 *Documents* for the 2020 Amendments on September 11, 2020 with a 14-day
comment period ending September 28, 2020, and no comments were received; and

4 **WHEREAS**, the Planning Commission conducted a public hearing on October 6,
5 2020 to accept public testimony and after considering the factors listed in Section
23.06.070 FMC, recommended approval;

6 **WHEREAS**, the City Council held a public hearing on November 24, 2020 to accept
7 public testimony; and

8 **WHEREAS**, the City Council has considered the factors listed in Section 23.06.070
9 FMC and have determined that the amendments are in the public interest, comply
with the Growth Management Act, and not contrary to the public health, safety, and
10 welfare; Now, Therefore,

11 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FIRCREST:**

12 **Section 1.** The City Council of the City of Fircrest hereby adopts all of the “whereas”
section of this ordinance as findings.

13 **Section 2.** The Fircrest Comprehensive Plan is hereby amended as shown in Exhibit
14 “A” to this ordinance.

15 **Section 3.** Ordinance 1651, §1, and FMC 23.04.020 are hereby amended to read as
16 follows:

17 The Fircrest Comprehensive Plan, as adopted by Ordinance 1569 on
18 December 28, 2015, and as subsequently amended in accordance with the
provisions of his chapter through December 8, 2020, is hereby adopted by
19 reference pursuant to the Growth Management Act, Chapter 36.70A RCW,
and codified within this title.

20 **Section 4. Severability:** If any section, sentence, clause, or phrase of this ordinance
21 should be held invalid or unconstitutional by a court of competent jurisdiction, such
invalidity or unconstitutionality shall not affect the validity or constitutionality of any
22 other section, sentence, clause, or phrase of this sentence.

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

25 **PASSED BY THE CITY COUNCIL OF THE CITY OF FIRCREST,**
26 **WASHINGTON,** at a regular meeting thereof this 8th day of December 2020.


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APPROVED:




Hunter T. George, Mayor

ATTEST:



Jayne Westman, City Clerk

APPROVED AS TO FORM:



Michael B. Smith, City Attorney