

ORDINANCE NO 2450

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, ADOPTING THE HEARING EXAMINER'S RECOMMENDATION TO APPROVE WITH CONDITIONS THE COSTCO FUEL STATION CONDITIONAL USE PERMIT (FILE L080457), AND ESTABLISHING AN EFFECTIVE DATE

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WHEREAS, Costco, herein referred to as applicant, submitted a conditional use permit application to allow the use within Manufacturing park (MP) zone at the intersection of 188<sup>th</sup> Avenue NE and NE 76<sup>th</sup> Street NE, and

WHEREAS, a conditional use permit is a Type IV permit decision, and

WHEREAS, the Redmond Community Development Guide authorizes the Hearing Examiner to conduct an open record hearing for the conditional use permit and make a recommendation with findings of fact, conclusions of law, and conditions of approval for the conditional use permit to the City Council for consideration, and

WHEREAS, on February 9, 2009, the Hearing Examiner conducted an open record hearing to receive and review the application record and to hear verbal testimony relative to the Costco Fuel Station CUP (File L080457), and

WHEREAS, the Hearing Examiner recommended approval of the Costco Fuel Station CUP (File L080457) subject to conditions

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

Section 1 Findings, Conclusions, and Conditions of Approval After carefully reviewing the record and considering the evidence and arguments in the record and in the Hearing Examiner's recommendation, the City Council hereby adopts the findings, analysis, and conclusions in the Hearing Examiner's recommendation for the Costco Fuel Station CUP

Section 2 Approval The City Council hereby approves the Costco Fuel Station CUP, subject to the conditions of approval identified in the Hearing Examiner's recommendation

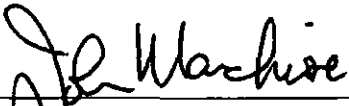
Section 3 Severability If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance

Section 4 Effective Date This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title

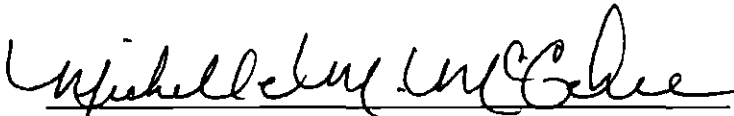
ADOPTED by the Redmond City Council this 17<sup>th</sup> day of March,

2009

CITY OF REDMOND

  
\_\_\_\_\_  
MAYOR JOHN MARCHIONE

ATTEST

  
\_\_\_\_\_  
MICHELLE M. MCGEHEE, CMC, CITY CLERK

(SEAL)

APPROVED AS TO FORM  
OFFICE OF THE CITY ATTORNEY

BY  \_\_\_\_\_

FILED WITH THE CITY CLERK	March 11, 2009
PASSED BY THE CITY COUNCIL	March 17, 2009
SIGNED BY THE MAYOR	March 17, 2009
PUBLISHED	March 23, 2009
EFFECTIVE DATE	March 28, 2009
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PASSED (7-0) Allen Carson Cole Margeson McCormick Myers and Vache