

CITY OF LANGLEY, WASHINGTON

ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY OF LANGLEY, WASHINGTON,
Amending Langley Municipal Code Chapter 18.20 Planning Agency; and
providing for Severability.**

WHEREAS, the City Council, finds the proposed amendment is in the best interests of the City and the public;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF
LANGLEY WASHINGTON, DO ORDAIN** as follows:

Section 1. Langley Municipal Code Chapter 18.20 is hereby amended to read as follows:

Chapter 18.20

PLANNING AGENCY

Sections:

- 18.20.010** State statutes adopted.
- 18.20.020** Created Responsibilities.
- 18.20.030** Planning officer.
- 18.20.040** ~~Planning Advisory Board~~ Membership Officer - Duties
- 18.20.050** ~~Planning Advisory Board~~ Duties Officer – SEPA official
- 18.20.060** ~~Planning Officer~~ Duties Advisory Board – Membership ~~Created~~
- 18.20.070** ~~Planning Officer~~ SEPA Official ~~Planning Advisory Board - Purpose~~
- 18.20.080** ~~Vacancy filling.~~ Planning Advisory Board – Duties and Responsibilities
- 18.20.090** ~~Expense authorization.~~ Planning Advisory Board - Members
- 18.20.100** Planning Advisory Board- Meetings
- 18.20.110** ~~Comprehensive Plan Group~~ Membership
- 18.20.115** ~~Comprehensive Plan Group Components~~
- 18.20.120** ~~Comprehensive Plan Group Duties~~

18.20.010 State statutes adopted.
RCW Chapter 35A.63 is adopted by reference. (Ord. 527, 1989)

18.20.020 Created Responsibilities.
Pursuant to RCW Chapter 35A.63., there is created a planning agency of the city with the powers and duties prescribed in this chapter. The planning agency shall be comprised of the planning officer, and the planning advisory board, ~~and the comprehensive plan group~~. The planning agency shall be responsible, through its component parts, for:

- A. Review and updating of the comprehensive plan for the city;
- B. Information and administration of the land use regulations of the city;
- C. Development of new land use regulations or revisions of existing land use regulations for consideration by the city council;
- D. Preparation of reports and recommendations on land use applications including subdivisions, variances, conditional uses, shoreline permits and other related permits and environmental review;

E. Other related duties as designated by the mayor or the city council. (Ord. 527, 1989)(Ord. 873, 2006)

18.20.030 Planning officer.

The head of the planning agency shall be known as the city planning officer. The position shall be appointed by the mayor and shall be confirmed by the city council. (Ord. 527, 1989)

18.20.060 040 Planning Officer - Duties

The planning officer shall provide regular staff services to the planning advisory board ~~and such staff services to the comprehensive plan group as the executive team of the comprehensive plan group may request.~~ The planning officer shall submit to the planning advisory board a report and recommendation on all applications or proposed land use regulations. The planning officer shall convey to the city council the majority report of the planning advisory board, any minority report and the recommendation of the planning officer on any land use application or proposed regulation which requires city council action as currently provided by ordinance. (Ord. 527, 1989) (Ord. 873, 2006)

18.20.070 050 Planning Officer – SEPA Official

The planning officer shall serve as the responsible official pursuant to the State Environmental Policy Act of 1971 (RCW Chapter 43.2 1C). (Ord 570, 1990; Ord. 527 1989)

18.20.040 060 Planning Advisory Board – Membership Created.

~~The City of Langley hereby creates a Planning Advisory Board. There is created a planning advisory board, which shall consist of five members. Four members must be residents of the city. The members of the planning advisory board shall be appointed by the mayor and approved by the city council as per Section 18.20.080 of this chapter. They shall serve for a term of three years.~~

~~B. There shall also be one alternate member, who must be a resident of the city, unless previously having served on the board. The alternate member shall be appointed in the same manner as the regular board members.~~

~~C. The alternate member shall serve on occasions when a regular board member will not be able to attend a board meetings due to an excused absence approved by the board. (Ord. 578, 1990; Ord. 564, 1990; Ord. 527, 1989; Ord 798, 2001)~~

18.20.050 080 Planning Advisory Board – Duties and Responsibilities.

The planning advisory board shall be advisory to the City Council and shall have the following responsibilities:

A. To for the review and make recommendations on quasi-judicial actions, including to the city council applications for subdivision, variance, conditional use, and rezone.

B. To research, review and make recommendations on land use plans and regulations including the zoning code, long-range plans, shoreline master program and other special projects as assigned by the Council.

C. To carry out other responsibilities and for the development or revision of land use regulations, including the zoning code and shoreline master program. The planning advisory board shall have such other powers and duties as assigned by Council.. except for those sections concerning comprehensive planning (e.g sections 35A.63.060-100). (Ord. 527, 1989)(Ord. 873, 2006)

18.20.080 Vacancy filling.

~~—The city clerk/treasurer shall be responsible for advertising any vacancies on the planning advisory board, and receiving applications. The planning advisory board may recommend to the mayor the names of candidates. The mayor shall appoint nominees to serve on the planning advisory board subject to city council confirmation. (Ord. 527, 1989)~~

18.20.090 Expense authorization.

~~—The city council shall authorize the necessary expenses of the planning agency through the annual budgetary ordinances. (Ord. 527, 1989)~~

18.20.090 Planning Advisory Board – Members

A. Number of Members. The board shall consist of five (5) voting members and one (1) alternate member. The alternate member shall attend meetings and participate in discussions and will vote when a regular board member is not able to attend a board meeting.

B. Residency. Four (4) voting members and the alternate must reside either within the City of Langley, or a maximum of one (1) may reside within the unincorporated Urban Growth Area (UGA), as defined by the most current adopted Comprehensive Plan map.

18.20.100 Planning Advisory Board- Meetings

The planning advisory board shall meet at least once each month, or as often as feasible, in order to carry out the planning advisory board function and to minimize the delay in processing land use applications and planning documents. The board shall adopt and publish policies regarding the time, place, and frequency of meetings. If there is no business to conduct a meeting cancellation notice shall be posted in the same manner as all meeting notices. Special meetings may be held as often as the board deems necessary. Notice of special meetings must be provided in accord with the Washington State Open Public Meetings Act. (Ord. 527, 1989)

~~**18.20.110 Comprehensive Plan Group – Membership**~~

~~—A. There is created a comprehensive plan group, which shall consist of the mayor, all council members, the chair of the planning advisory board, and at least seven appointed members.~~

~~—B. The chair and vice chair(s) of the comprehensive plan group shall be appointed by, and may be removed as chair or vice chair by, the city council. The chair, vice chair(s) and mayor shall be the executive team for the comprehensive plan group.~~

~~—C. Members who are neither ex-officio nor part of the executive team shall be appointed by the executive team and approved by the city council. Non-ex-officio members may be removed by a majority vote of the city council.~~

~~—D. The term of ex-officio members shall be the same as their term in office. The term of other members shall be two years.~~

~~—E. The comprehensive plan group shall be staffed by consultants selected by the executive team, appointed by the mayor, and approved by the council.~~

~~(Ord. 873, 2006)(Ord. 876, 2006)~~

~~**18.20.115 Comprehensive Plan Group – Components**~~

~~—Within the comprehensive plan group there exist the following bodies:~~

~~—A. The executive team described in 18.20.110.B.~~

~~—B. Advisory committees, whose chairs and members shall be appointed by the executive team and approved by the council.~~

~~—C. The integration committee, composed of: (a) the chair of each advisory committee described in 18.20.115.B, or as alternate, the chair's designate from among the advisory committee's members, (b) the executive team, and (c) the chair of the planning advisory board. The executive team and the chairs of the advisory committees shall be chosen so that a majority of the integration committee are non-council members.~~

(Ord. 876, 2006)

18.20.120 — Comprehensive Plan Group — Duties

~~— A. While the comprehensive plan group exists, the integration committee shall be responsible for the review and recommendation to the city council of all updates and amendments to the comprehensive plan of the city and shall have such other powers and duties as set forth in RCW Sections 35A.63.060-100.~~

~~— B. The role of the advisory committees is purely advisory. The integration committee and the council are free to act in accordance with RCW Sections 35A.63.060-100 independent of whether either the integration committee or the council has received any recommendations from any of the advisory committees.~~

~~— C. The existence of the comprehensive plan group shall terminate on March 1, 2008, or on such earlier date that the city council shall elect to terminate the comprehensive planning group, on which date the planning advisory board shall assume all of the duties and responsibilities of the comprehensive plan group, including those set forth in RCW Sections 35A.63.060-100.~~

~~(Ord. 873, 2006)(Ord. 876, 2006)~~

Section 2. Severability. If any section, paragraph, subsection, clause or phrase of this ordinance is held invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 3. Effective Date. This ordinance shall be in full force and effect five (5) days after publication and posting of an approved summary thereof, consisting of the title.

PASSED BY THE CITY COUNCIL OF THE CITY OF LANGLEY, WASHINGTON,
and approved by the Mayor at a regular meeting held this ____ day of _____, 2008.

PAUL O. SAMUELSON, Mayor

ATTEST:

DEBBIE L. MAHLER, Clerk-Treasurer

APPROVED AS TO FORM:

GRANT K. WEED, City Attorney

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