

ORDINANCE NO. 447

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, ALLOWING ACCESS TO 46th STREET WEST FROM PARCEL NUMBER 9505000060 IN ACCORDANCE WITH UNIVERSITY PLACE MUNICIPAL CODE 19.55.020.(b)(3) AND CUP04-0002.

WHEREAS, on February 26, 2001 the City of University Place adopted a Transitional Properties Overlay Zone; and,

WHEREAS, UPMC 19.55.020 requires the City Council specifically approve, by ordinance, any access to local streets within a transitional overlay zone; and,

WHEREAS, on September 7, 2004 Verizon Wireless made application with the City of University Place for a Conditional Use Permit (CUP04-0002) to allow the installation of a cell tower and associated equipment building at the property located at the southeast corner of the intersection of Bridgeport Way West and 46th Street West.; and,

WHEREAS, the applicant's site plan shows access onto 46th Street West; and,

WHEREAS, a Public Hearing was held on April 5, 2005 and neighbors within 300 feet of the project site were notified of the public hearing and given opportunity to comment on the proposal, including the local access, at that hearing; and,

WHEREAS, the Hearing Examiner issued a decision on May 10, 2005 conditionally approving CUP04-0002 with access from 46th Street West; and,

WHEREAS, the City Council finds, in accordance with the Hearing Examiner decision dated May 10, 2005, that the proposal will generate approximately one vehicular trip every six weeks for maintenance purposes; and,


WHEREAS, the City Council finds the traffic generated by this specific project would not result in an adverse impact on the adjacent residential neighborhood; and,

WHEREAS, the City Council finds that allowing access to 46th Street West in this particular instance is in the public interest; NOW THEREFORE,


THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Access to 46th Street West Approved. The City Council hereby approves access to 46th Street West from parcel number 9505000060 in accordance with the Hearings Examiner approval of the Conditional Use Permit, CUP04-0002, in accordance with UPMC 19.55.020.

PASSED BY THE CITY COUNCIL ON THE 6TH DAY OF JUNE 2005.


Ken Grassi, Mayor

ATTEST:


Sarah Ortiz, CMC, City Clerk

APPROVED AS TO FORM:


Janean Polkinghorn, City Attorney

Date of Publication: 6/8/05
Effective Date: 6/13/05