

ORDINANCE NO. 2008-08

AN ORDINANCE of the City of Bainbridge Island, Washington, adopting the 2009 update of the six-year Capital Facilities Plan; amending the Capital Facilities Element of the Bainbridge Island Comprehensive Plan.

WHEREAS, in accordance with the Growth Management Act, the City of Bainbridge Island adopted a Comprehensive Plan on September 1, 1994, and revised it on December 8, 2004, which Plan contains a Capital Facilities Element that establishes goals and policies for the provision and financing of capital facilities for the citizens of Bainbridge Island; and

WHEREAS, the Growth Management Act requires that the six-year Capital Facilities Plan be updated at least biennially and adopted as an amendment to the Comprehensive Plan and Comprehensive Plan Policies CF 1.3, 1.4, and 1.5 requires an annual update; and

WHEREAS, the 2009 update of the six-year Capital Facilities Plan addresses all of the goals and requirements set forth in the Growth Management Act and the Bainbridge Island Comprehensive Plan; and

WHEREAS, the 2009 update of the six-year Capital Facilities Plan is in accordance with the decision criteria for amendments of the Comprehensive Plan as set forth in BIMC Chapter 18.117; and

WHEREAS, the Planning Commission and the City Council have received, discussed, and considered testimony, written comments, and materials from the public; now, therefore,

THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON,
DO ORDAIN AS FOLLOWS:

Section 1. The 2009 update of the six-year Capital Facilities Plan of the Capital Facilities Element of the Bainbridge Island Comprehensive Plan, attached as Exhibit A, is adopted as of December 17, 2008.

Section 2. In the event that there are instances where the dollar amounts or timing of capital projects included in this update differ from those in other sections of the Comprehensive Plan, the amounts and timing in this update shall prevail.

Section 3. This ordinance authorizes the reformatting of Exhibit A into a final edition for publication and the reformatting of information and the transmission of this information to the State of Washington as the City's annual State Transportation Improvement Program (STIP).

Section 4. The six-year Capital Facilities Plan of the Bainbridge Island School District No. 303 adopted on June 21, 2007 is adopted by reference.

Section 5. The six-year Capital Facilities Plan of the Bainbridge Island Metropolitan Park & Recreation District adopted by Resolution No. 2008-24 on November 13, 2008 is adopted by reference.

Section 6. The six-year Capital Facilities Plan of the Bainbridge Island Fire Department adopted by Resolution No. 07-2008 on March 3, 2008 adopted by reference.

Section 7. The six-year Capital Facilities Plan of the Kitsap County Sewer District No. 7 the years 2006-2011 and the 2007-2012 update is adopted by reference.

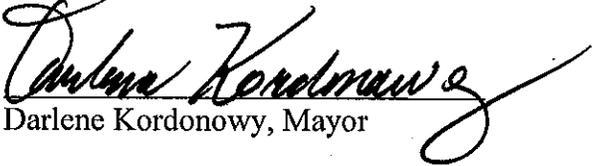
Section 8. The six-year Capital Facilities Plan of the Kitsap County Public Utilities District No. 1 for projects on Bainbridge Island as documented by KPUD in email dated May 1, 2008.

Section 9. Severability. If any section, sentence, clause or phrase of this ordinance shall 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.

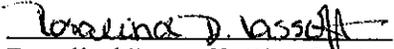
Section 10. Effective Date. This ordinance shall take effect and be in force five days from and after its passage, approval and publication as required by law.

PASSED by the City Council this 17th day of December 2008.

APPROVED by the Mayor this 17th day of December 2008.


Darlene Kordonowy, Mayor

ATTEST/AUTHENTICATE:


Rosalind Lassoff, City Clerk

FILED WITH THE CITY CLERK:	May 20, 2008
PASSED BY THE CITY COUNCIL:	December 17, 2008
PUBLISHED:	December 24, 2008
EFFECTIVE DATE:	December 29, 2008
ORDINANCE NUMBER:	2008-08