

**City of Sammamish  
City Council Minutes  
Special Meeting  
August 16, 2000**

Mayor Jack Barry called the special meeting of the Sammamish City Council to order at 7:00 pm

**Councilmembers present:** Mayor Jack Barry, Councilmembers Don Gerend, Ron Haworth and Kathleen Huckabay.

**Staff present:** City Attorney Bruce Disend, Director of Administrative Services Dennis Richards, Public Works Director Ben Yazici, Community Development Director Ray Gilmore, Planning Manager David Sawyer and City Clerk Melonie Anderson.

**Student Liaisons:** Linn Yang, Eastlake High School

**Roll Call/Pledge**

Roll was called. Councilmember Haworth led the pledge.

**MOTION:** Councilmember Haworth moved to excuse Deputy Mayor Troy Romero, Councilmembers Phil Dyer and Kenneth Kilroy from the meeting. Councilmember Gerend seconded the motion. Motion carried unanimously 4-0.

**1. Approval of Agenda**

**MOTION:** Councilmember Huckabay moved to approve the agenda. Councilmember Haworth seconded. Motion carried 4-0.

**MOTION:** Councilmember Gerend moved to add Council/Staff Comments to the agenda under item 5b. Councilmember Haworth seconded. Motion carried 4-0.

**2. Public Comment**

Len Mattson, 19546 SE 24<sup>th</sup> Way, requested that Council consider his hardship exception to the building moratorium at the next regular meeting.

Chris McClure, 24810 SE 14<sup>th</sup> Street, explained the purpose of the SONN (Save our Neighborhood Now) group, that she and other residents of Coyote Country have formed, is to educate neighbors regarding the equestrian overlay proposal and to gather information about the residents position regarding this issue.

Ali Ghanbari, 19680 SE 24<sup>th</sup> Way, has hired an engineering firm to develop his property, but needs to have a hardship exception to the moratorium granted before he can proceed.

James Guse, PO Box 4184 Kent, WA 98032, read a letter he sent to Planning Manager David Sawyer regarding the subdivision of his property. He asked for clarification on whether he could proceed with the subdivision based on the current moratorium extension.

Michelle Petitete, representing the Sammamish Saddle Club, explained the Saddle Club is providing community information regarding the Equestrian Overlay.

**3. Consent Calendar**

a) **Approve payroll and benefits for period ending July 31, 2000 in the amount of \$79,867.32**

b) **Claims for the period ending August 16, 2000 in the amount of \$1,483,854.46**

c) **Minutes of Regular Council Meeting, August 2, 2000**

**MOTION:** Councilmember Haworth moved to pull the minutes of the August 2, 2000 Regular Meeting off the consent calendar and approve the Consent Calendar. Councilmember Gerend seconded. Motion carried 4-0.

**4. Public Hearing – Land Use Moratorium Extension**

The Public Hearing was opened at 7:20 PM.

City Attorney Bruce Disend explained the proposal to extend the moratorium was based on the need to prevent further development during the time the Comprehensive Plan is being developed and to help City Staff by limiting the number of projects that come in.

Planning Manager David Sawyer explained the ordinance to extend the moratorium is basically the same as the previous ordinance with one addition: Categorical exemptions will not be granted when subdivision of property is involved. If subdivision of property is involved, the applicant must get a hardship exception granted from Council. He clarified for Councilmember Huckabay that water certificates must be applied for prior to August 25<sup>th</sup> 1999, the certificates have been granted, and the certificates will expire during the moratorium in order for an application to qualify for a categorical exemption under Section 3 of the ordinance.

**PUBLIC COMMENT**

Shawn Loveland, 21250 NE 4<sup>th</sup> Street, asked Council to provide him with milestones for the completion of the Comprehensive Plan and how long the land use moratorium might last.

Eric Shields, representing Voicestream Wireless, 19807 North Creek Parkway, Bothell, WA 98011, requested Council to exempt the building of wireless facilities from the moratorium. He suggested that the company would request permits for temporary facilities, which may or may not have to be removed after the City passes its revised Telecommunications regulations.

Molly Lawrence, 701 Fifth Avenue, Seattle, WA 98101, legal representative for Voicestream Wireless, explained the law as it relates to land use moratoriums and wireless communication facilities.

Scott Hamilton, 23410 SE 8<sup>th</sup>, read a statement from Tom Harmon in support of the moratorium extension. Speaking as a representative of the Planning Advisory Board he asked the Council to continue the moratorium. He suggested the unicell tower up by Skyline High School is an example of the type of wireless facilities that should be allowed in the City.

Harlon Ferry, 16112 Larch Way, Lynnwood, WA, has been working on a development for three years and he believes they qualify for a categorical exemption as long as the wording in the new ordinance is not adopted.

Alex Jones, 828 Lancaster Way, SE, supported continuation of the moratorium to allow the Planning Advisory Board time to finish the comprehensive plan.

Public Hearing closed at 8:00 PM

## 5) **New Business**

### **a) Ordinance No. O2000-68: An Ordinance for the City of Sammamish, Washington, relating to land use and zoning, and extending a moratorium on the filing of applications for development permits and approvals within the corporate limits of the City of Sammamish.**

Staff recommends adoption of the ordinance and continuation of the moratorium as amended. In response to Councilmember Gerend's question, City Attorney Disend recommended Council wait until the telecommunications ordinance has been drafted before making exceptions to the building moratorium for telecommunications facilities.

Mayor Barry asked for further clarification of the reason for amending the moratorium. Planning Manager David Sawyer explained the moratorium was changed to reflect direction given by Council that subdivision of land would not be allowed under the moratorium and those applications must apply for a hardship exception from Council.

Councilmembers Huckabay and Gerend expressed concern for people who had been advised to proceed to purchase water certificates, based on the interpretation of the old moratorium, and now, would have to get a hardship exception under the amended moratorium. Councilmember Huckabay requested staff to provide better statistics from the Water District on the number of people who would be affected by this change in the moratorium. Based on this information, the Council might reconsider the ordinance at a later date.

**MOTION: Councilmember Haworth moved to adopt the ordinance, as written, relating to land use and zoning, and extending a moratorium on the filing of applications for development permits and approvals within the corporate limits of the City of Sammamish. Councilmember Huckabay seconded. Motion carried 4-0.**

**6. Council/Staff Report**

Councilmember Gerend announced there were a total of 55 entries in the math contest, with 34 100% correct entries. Those people with correct entries will be invited to take a proctored exam at City Hall on August 31, 2000 at 6:30 PM.

**7. City Manager and Staff Reports**

No reports were given

**MOTION:** Councilmember Haworth moved to correct the minutes of the August 2, 2000 Regular Meeting by adding the words “He also recommended members of the Public Safety Committee fill the City’s positions on the Board” and deleting the words “He recommended three Councilmembers serve on the board.” Councilmember Huckabay seconded. Motion carried 4-0.

**MOTION:** Councilmember Haworth moved to accept the minutes as amended. Councilmember Huckabay seconded. Motion carried 4-0.

**8. Public Comment**

Scott Hamilton, (spoke previously), representing Tom Harmon, he asked how many building permits have been granted. (Staff will provide an answer to Mr. Harmon within a couple of days.

Len Mattson, (spoke previously), expressed his frustration with the building moratorium.

Jeff Willisgard, 2819 East Lake Sammamish, wants Council to understand the amount of time and money a person must spend when they begin the process of developing their property.

Jim Guse, (spoke previously), suggested the Council put a date on the water certificates and this would give the developers caught in the change of the moratorium some piece of mind.

**9. Adjournment:** Mayor Jack Barry adjourned the meeting at 8:35 PM

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Melonie Anderson, City Clerk

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Jack Barry, Mayor