

ORIGINAL

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5908

AN ORDINANCE approving the conditional use application of Gary Abrahams of T-Mobile to replace a parking lot area standard with a wireless communication facility that includes a 120-foot tall monopole and a 160 square foot equipment shed that will serve the Bellevue Seventh Day Adventist Church located at 15-140th Avenue Northeast , subject to conditions.

WHEREAS, Gary Abrahams of T-Mobile filed an application for a conditional use permit to replace a parking lot area standard with a wireless communication facility that includes a 120-foot tall monopole and a 160 square foot equipment shed that will serve the Bellevue Seventh Day Adventist Church located at 15-140th Avenue Northeast; and

WHEREAS, a public meeting was held on March 5, 2009 before the East Bellevue Community Council; and

WHEREAS, on August 6, 2009 at 7:00 p.m., a public hearing was held before the Hearing Examiner for the City of Bellevue pursuant to notice required by law; and

WHEREAS, on August 17, 2009 the Hearing Examiner issued findings of fact, conclusions of law and recommended approval of the conditional use application, subject to certain conditions contained therein; and

WHEREAS, the City Council concurs in the findings of fact and conclusions of the Hearing Examiner and has determined that the public use and interest will be served by approving the conditional use application; and

WHEREAS, the City has complied with the requirements of the State Environmental Policy Act and the City Environmental Procedures Code; now, therefore,

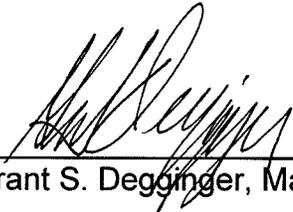
THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The City Council adopts the findings of fact and conclusions based thereon, made and entered by the Hearing Examiner in support of the recommendation to the City Council subject to the conditions set forth in the findings of fact, conclusions of law, and recommendation issued by the Examiner on August 17, 2009 under File Number 08-143285-LB.

Section 2. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

Passed by the City Council this 5th day of October, 2009
and signed in authentication of its passage this 5th day of October,
2009.

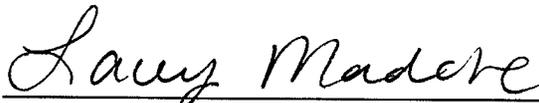
(SEAL)



Grant S. Degginger, Mayor

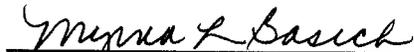
Approved as to form:

Lori M. Riordan, City Attorney



Lacey L. Madche, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

Published October 8, 2009