

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 6033

AN ORDINANCE approving the conditional use permit application of Boys and Girls Club of Bellevue to operate a youth center at 15228 Lake Hills Boulevard, Bellevue, WA; File No. 11-119329-LB.

WHEREAS, Boys and Girls Club of Bellevue applied on July 21, 2011 to the City for a conditional use permit to operate a youth center at 15228 Lake Hills Boulevard, Bellevue, WA; and

WHEREAS, on August 23, 2011 a public hearing was held thereon by the Hearing Examiner pursuant to notice required by law; and

WHEREAS, the East Bellevue Community Council held a courtesy hearing on September 6, 2011; and

WHEREAS, on October 27, 2011, the Hearing Examiner recommended approval, subject to conditions, of said application and made and entered findings of fact and conclusions based thereon in support of his recommendation; and

WHEREAS, the City Council concurs in the findings of fact and conclusions of the Hearing Examiner; and

WHEREAS, the City of Bellevue has complied with the State Environmental Policy Act and the Bellevue 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 made and entered by the Hearing Examiner in support of his recommendation to the City Council in this matter as set forth in "Findings of Fact, Conclusions of Law and Recommendation of the Hearing Examiner for the City of Bellevue, in the Matter of the Application of Boys and Girls Club of Bellevue for a Conditional Use Permit to Operate a Youth Center at 15228 Lake Hills Boulevard; File No. 11-119329-LB."

Section 2. The City Council hereby approves, subject to conditions, the conditional use application for the Boys and Girls Club of Bellevue to operate a your center at 15228 Lake Hills Boulevard, Bellevue, WA.

Section 3. The conditional use application approval shall be subject to the following conditions:

1. Noise Attenuation: The applicant is required to install a noise monitoring system and limit noise levels to the maximum

level permitted by Bellevue City Code. If, in the future, noise levels exceed maximum permitted levels the Boys and Girls Club will be required to have a contingency plan to reduce and attenuate the noise levels the concert programming will be required to be discontinued until such a time as contingency plan measures can be implemented and compliance with Noise Control code can be demonstrated (BCC 9.18.042).

2. Right of Way Use Permit: The applicant or applicant's contractor will be required to obtain a hauling permit (a type of Right of Way Use Permit) from the City's Right of Way Division, if the project will involve hauling of 10 or more truck loads. A broader Right of Way Use permit may be required if other activities will affect city streets or sidewalks. Call 425-452-2888 for more information (BCC 14.30).

Section 4. This ordinance shall be recorded with the King County Department of Records and Elections.

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

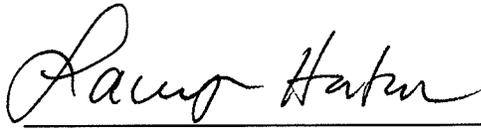
Passed by the City Council this 12 day of December, 2011 and signed in authentication of its passage this 13 day of December, 2011.

(SEAL)



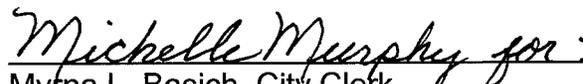
Don Davidson, DDS
Mayor

Approved as to form:



Lacey Hatch, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

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